

WI, to accommodate aircraft executing instrument flight procedures into and out of Austin-Straubel International Airport. The area will be depicted on appropriate aeronautical charts.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this regulation—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a Regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

#### **PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS**

1. The authority citation for part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 95665, 3 CFR, 1959–1963 Comp., p. 389.

##### **§ 71.1 [Amended]**

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9J, Airspace Designations and Reporting Points, dated August 31, 2001, and effective September 16, 2001, is amended as follows:

\* \* \* \* \*

*Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.*

\* \* \* \* \*

#### **AGL WI E5 Green Bay, WI [Revised]**

Austin-Straubel International Airport, WI (Lat. 44° 29' 06"N., long. 88° 07' 47"W.)

That airspace extending upward from 700 feet above the surface within a 6.9-mile radius of the Austin-Straubel International Airport and within 2 miles each side of the

180° bearing from the Airport extending from the 6.9-mile radius to 12 miles south of the Airport.

\* \* \* \* \*

Issued in Des Plaines, Illinois on March 29, 2002.

**Nancy B. Shelton,**

*Manager, Air Traffic Division, Great Lakes Region.*

[FR Doc. 02–11496 Filed 5–7–02; 8:45 am]

**BILLING CODE 4910–13–M**

## **DEPARTMENT OF TRANSPORTATION**

### **Federal Aviation Administration**

#### **14 CFR Part 95**

[Docket No. 30308; Amdt. No. 435]

#### **IFR Altitudes; Miscellaneous Amendments**

**AGENCY:** Federal aviation Administration (FAA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This amendment adopts miscellaneous amendments to the required IFR (instrument flight rules) altitudes and changeover points for certain Federal airways, jet routes, or direct routes for which a minimum or maximum en route authorized IFR altitude is prescribed. This regulatory action is needed because of changes occurring in the National Airspace System. These changes are designed to provide for the safe and efficient use of the navigable airspace under instrument conditions in the affected areas.

**EFFECTIVE DATE:** 0901 UTC, June 13, 2002.

#### **FOR FURTHER INFORMATION CONTACT:**

Donald P. Pate, Flight Procedure Standards Branch (AMCAFS–420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd. Oklahoma City, OK. 73169 (Mail Address: P.O. Box 25082 Oklahoma City, OK. 73125) telephone: (405) 954–4164.

**SUPPLEMENTARY INFORMATION:** This amendment to part 95 of the Federal Aviation Regulations (14 CFR part 95) amends, suspends, or revokes IFR altitudes governing the operation of all aircraft in flight over a specified route or any portion of that route, as well as the changeover points (COPs) for Federal airways, jet routes, or direct routes as prescribed in part 95.,

#### **The Rule**

The specified IFR altitudes, when used in conjunction with the prescribed

changeover points for those routes, ensure navigation aid coverage that is adequate for safe flight operations and free of frequency interference. The reasons and circumstances that create the need for this amendment involve matters of flight safety and operational efficiency in the National Airspace System, are related to published aeronautical charts that are essential to the user, and provide for the safe and efficient use of the navigable airspace. In addition, those various reasons or circumstances require making this amendment effective before the next scheduled charting and publication date of the flight information to assure its timely availability to the user. The effective date of this amendment reflects those considerations. In view of the close and immediate relationship between these regulatory changes and safety in air commerce, I find that notice and public procedure before adopting this amendment are impracticable and contrary to the public interest and that good cause exists for making the amendment effective in less than 30 days.

#### **Conclusion**

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### **List of Subjects in 14 CFR Part 95**

Airspace, Navigation (air).

Issued in Washington, DC on May 3, 2002.

**James J. Ballough,**

*Director, Flight Standards Service.*

#### **Adoption of the Amendment**

Accordingly, pursuant to the authority delegated to me by the Administrator, part 95 of the Federal Aviation Regulations (14 CFR part 95) is amended as follows effective at 0901 UTC,

1. The authority citation for part 95 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44719, 44721.

2. Part 95 is amended to read as follows:

# REVISIONS TO IFR ALTITUDES AND CHANGEOVER POINTS

[Amendment 435, Effective date: June 13, 2002]

From	To	MEA
<b>Atlantic Routes—G026</b>		
<b>is Amended to Delete</b>		
Galveston, TX NDB .....	Rebaa, La FIX .....	3000
Rebaa, LA FIX .....	Grand Isle, LA NDB .....	6000
Grand Isle, LA NDB .....	Lefko, FL FIX .....	6000
Lefko, FL FIX .....	Picny, FL NDB .....	5000
<b>&amp;95.6001 Victor Routes—U.S.</b>		
<b>&amp;95.6006 VOR Federal Airway 6 is Amended to Read in Part</b>		
Empyr, NY FIX .....	Nanci, NY FIX .....	2700
Nanci, NY FIX .....	La Guardia, NY VOR/DME .....	5000
<b>&amp;95.6035 VOR Federal Airway 35 is Amended to Read in Part</b>		
Cross City, FL VORTAC .....	Greenville, FL VORTAC .....	2000
<b>&amp;95.6123 VOR Federal Airway 123 is Amended to Read in Part</b>		
Robbinsville, NJ VORTAC .....	Minks, NJ FIX .....	2000
Minks, NJ FIX .....	La Guardia, NY VOR/DME .....	5000
<b>&amp;95.6157 VOR Federal Airway 157 is Amended to Read in Part</b>		
Robbinsville, NJ VORTAC .....	Minks, NJ FIX .....	2000
Minks, NJ FIX .....	La Guardia, NY VOR/DME .....	5,000
<b>&amp;95.6385 VOR Federal Airway 385 is Amended to Read in Part</b>		
Lubbock, TX VORTAC *4600—MOCA .....	Wagun, TX FIX .....	*8500
Wagun, TX FIX *3800—MOCA .....	Abilene, TX VORTAC .....	*4900
<b>&amp;95.6433 VOR Federal Airway 433 is Amended to Read in Part</b>		
Girty, NJ FIX .....	Tickl, NY FIX .....	4000
Tickl, NY FIX .....	La Guardia, NY VOR/DME .....	5000
<b>&amp;95.6445 VOR Federal Airway 445 is Amended to Read in Part</b>		
Empyr, NY FIX .....	Nanci, NY FIX .....	2700
Nanci, NY FIX .....	La Guardia, NY VOR/DME .....	5000

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## COMMODITY FUTURES TRADING COMMISSION

### 17 CFR Part 30

#### Foreign Futures and Options Transactions

**AGENCY:** Commodity Futures Trading Commission.

**ACTION:** Order.

**SUMMARY:** The Commodity Futures Trading Commission ("Commission" or "CFTC") is granting an exemption to designated members of Eurex Deutschland ("Eurex") from the

application of certain of the Commission's foreign futures and option rules based on substituted compliance with certain comparable regulatory and self-regulatory requirements of a foreign regulatory authority consistent with conditions specified by the Commission, as set forth herein. This Order is issued pursuant to Commission Rule 30.10, which permits specified persons to file a petition with the Commission for exemption from the application of certain of the rules set forth in Part 30 and authorizes the Commission to grant such an exemption if such action would not be otherwise contrary to the public interest or to the purposes of the provision from which exemption is sought. By this Order, the Commission

also confirms that members of Eurex that have received confirmation of the relief set forth herein may engage in limited marketing conduct from a non-permanent U.S. location with respect to the offer and sale to certain qualified customers located in the U.S. of foreign futures and foreign options, subject to the terms and conditions of prior Commission orders.

**EFFECTIVE DATE:** May 8, 2002.

#### FOR FURTHER INFORMATION CONTACT:

Lawrence B. Patent, Esq., Associate Chief Counsel, Susan A. Elliott, Esq., Staff Attorney, or Andrew V. Chapin, Esq., Staff Attorney, Division of Trading and Markets, Commodity Futures Trading Commission, 1155 21st Street, NW., Washington, DC 20581. Telephone: (202) 418-5430.