

**§ 1.48 Delegations to Federal Highway Administrator.**

\* \* \* \* \*

(c) \* \* \*

(19) \* \* \*

(i) Except sections 165 and 531 as they relate to matters within the primary responsibility of the Federal Transit Administrator; 105(f), 413; 414(b)(1) and (2); 421, 426, and title III; and

\* \* \* \* \*

■ 9. In § 1.51 revise the title and introductory text to read as follows:

**§ 1.51 Delegations to Federal Transit Administrator.**

The Federal Transit Administrator is delegated authority to exercise the functions vested in the Secretary by:

\* \* \* \* \*

■ 10. In § 1.57 remove paragraphs (e) and (f) and redesignate existing paragraphs (g) through (s) as (e) through (q).

■ 10a. Amend § 1.59 by revising paragraph (b)(8) to read as follows:

**§ 1.59 Delegations to the Assistant Secretary for Administration.**

\* \* \* \* \*

(b) \* \* \*

(8) Develop, coordinate, and issue wage schedules for Department employees under the Federal Wage System.

\* \* \* \* \*

■ 11. In § 1.65 remove paragraph (b)(2) and redesignate existing paragraphs (b)(3) and (4) as (b)(2) and (3); and remove paragraph (c)(2) and redesignate existing paragraphs (c)(3) and (4) as (c)(2) and (3).

■ 12. In § 1.66 revise paragraph (aa)(1) to read as follows, remove paragraphs (bb) and (cc) and redesignate existing paragraphs (dd) through (ff) as (bb) through (dd).

**§ 1.66 Delegations to Maritime Administrator.**

\* \* \* \* \*

(aa) \* \* \*

(1) The authority to process applications for the issuance, transfer, or amendment of a license for the construction and operation of a deepwater port (33 U.S.C. 1503(bb)).

\* \* \* \* \*

■ 13. In § 1.70 remove paragraph (k) and redesignate paragraphs (l) through (v) as (k) through (u).

■ 14. In Appendix A to Part 1 remove “2. Chief Counsel, U.S. Coast Guard.”, redesignate “3. Chief Counsels” as 2., and amend the third paragraph of newly designated 2. (b) to read as follows:

**Appendix A to Part 1—Delegations and Redesignations by Secretarial Officers**

\* \* \* \* \*

2. Chief Counsels. The General Counsel has delegated to the Chief Counsels the authority delegated to the General Counsel by authority delegated to the General Counsel by Amendment 1–41 to part 1 of title 49, Code of Federal Regulations, 35 FR 17653, November 17, 1970, as follows:

\* \* \* \* \*

The Chief Counsels of the Federal Aviation Administration, Federal Highway Administration, Federal Railroad Administration, National Highway Traffic Safety Administration, Federal Transit Administration, the St. Lawrence Seaway Development Corporation, Maritime Administration, and Research and Special Programs Administration are hereby authorized to approve the sufficiency of the title to land being acquired by purchase of condemnation by the United States for the use of their respective organizations. This delegation is subject to the limitations imposed by the Assistant Attorney General, Land and Natural Resources Division, in his delegation to the Department of Transportation. Redesignation of this authority may only be made by the Chief Counsels to attorneys within their respective organizations.

\* \* \* \* \*

Issued in Washington, DC on this 28th day of May, 2003.

**Norman Mineta,**

*Secretary of Transportation.*

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**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****50 CFR Part 679**

[Docket No. 021212307–3037–02; I.D. 060303F]

**Fisheries of the Exclusive Economic Zone Off Alaska; Yellowfin Sole by Vessels Using Trawl Gear in Bering Sea and Aleutian Islands Management Area**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Closure.

**SUMMARY:** NMFS is closing directed fishing for yellowfin sole by vessels using trawl gear in the Bering Sea and Aleutian Islands management area (BSAI). This action is necessary to prevent exceeding the third seasonal apportionment of the halibut bycatch allowance specified for the trawl

yellowfin sole fishery category in the BSAI.

**DATES:** Effective 1200 hrs, Alaska local time (A.l.t.), June 6, 2003, through 1200 hrs, A.l.t., June 29, 2003.

**FOR FURTHER INFORMATION CONTACT:**

Mary Furuness, 907–586–7228.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the BSAI exclusive economic zone according to the Fishery Management Plan for the Groundfish Fishery of the Bering Sea and Aleutian Islands Area (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The third seasonal apportionment of the halibut bycatch allowance specified for the trawl yellowfin sole fishery category in the BSAI is 49 metric tons as established by the final 2003 harvest specifications for Groundfish of the BSAI (68 FR 9907, March 3, 2003).

In accordance with § 679.21(e)(7)(v), the Administrator, Alaska Region, NMFS, has determined that the amount of the third seasonal apportionment of the halibut bycatch allowance specified for the trawl yellowfin sole fishery category in the BSAI will be caught. Consequently, NMFS is closing directed fishing for species in the yellowfin sole fishery category by vessels using trawl gear in the BSAI.

**Classification**

This action responds to the best available information recently obtained from the fishery. The Assistant Administrator for Fisheries, NOAA (AA), finds good cause to waive the requirement to provide prior notice and opportunity for public comment pursuant to the authority set forth at 5 U.S.C. 553(b)(B) as such requirement is contrary to the public interest. This requirement is contrary to the public interest as it would delay the closure of the fishery, lead to exceeding the third seasonal apportionment of the halibut bycatch allowance specified, and therefore reduce the public's ability to use and enjoy the fishery resource.

The AA also finds good cause to waive the 30-day delay in the effective date of this action under 5 U.S.C. 553(d)(3). This finding is based upon the reasons provided above for waiver of prior notice and opportunity for public comment.

This action is required by § 679.21 and is exempt from review under Executive Order 12866.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: June 4, 2003.

**Bruce C. Morehead,**

*Acting Director, Office of Sustainable  
Fisheries, National Marine Fisheries Service.*

[FR Doc. 03-14579 Filed 6-5-03; 2:30 pm]

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