

**DEPARTMENT OF AGRICULTURE****Forest Service****Allegheny National Forest,  
Pennsylvania, Brush Creek Project****AGENCY:** Forest Service, USDA.**ACTION:** Cancellation of notice of intent to prepare an environmental impact statement.

**SUMMARY:** The Allegheny National Forest is canceling its published notice of intent to prepare an environmental impact statement for the Brush Creek Project on the Marienville Ranger District (FR Document 99-5430, March 4, 1999) published in the **Federal Register**, Volume 64, No. 43, Friday March 5, 1999, pages 10618-19 and (FR Document 03-5253 filed March 6, 2003) published in the **Federal Register**, Volume 68, No. 45, Friday March 7, 2003, pages 11033-35. This project has been started and delayed twice. It has now been redesigned and the level of impact is no longer anticipated to require an Environment Impact Statement. An Environmental Assessment will be prepared to determine whether an Environmental Impact Statement is needed.

**FOR FURTHER INFORMATION CONTACT:**

Kevin Treese, District NEPA Coordinator, Marienville Ranger District, HC 2 Box 130, Marienville, PA 16239 or by telephone at 814-927-6628.

**Responsible Official**

Robert T. Fallon, District Ranger, Marienville Ranger District, HC 2 Box 130, Marienville, PA 16239 or by telephone at 814-927-6628.

Dated: October 26, 2006.

**Kathleen S. Morse,**

*Forest Supervisor.*

[FR Doc. 06-9108 Filed 11-7-06; 8:45 am]

**BILLING CODE 3410-11-M**

**DEPARTMENT OF AGRICULTURE****Natural Resources Conservation  
Service****Rockhouse Creek Watershed, Leslie  
County, KY****AGENCY:** Natural Resources Conservation Service.**ACTION:** Notice of Availability of Record of Decision.

**SUMMARY:** Mr. Jacob Kuhn, responsible Federal official for the project administered under the provision of Public Law 83-566, 16 U.S.C. 1001-1008, in the State of Kentucky, is hereby providing notification that a record of

decision (ROD) to proceed with the installation of the Rockhouse Creek Watershed project is now available. Single copies of the record of decision may be obtained at the address below. For further information contact: Jacob Kuhn, Acting State Conservationist, Natural Resources Conservation Service, Rockhouse Creek Project, Suite 210, 771 Corporate Drive, Lexington, KY 40503, #859-224-7350.

Dated: October 27, 2006.

**Jacob Kuhn,**

*Acting State Conservationist.*

This activity is listed in the Catalog of Federal Domestic Assistance under No. 10.904 Watershed Protection and Flood Prevention, and is subject to the provision of Executive Order 12372, which requires intergovernmental consultation with State and local officials.

[FR Doc. E6-18893 Filed 11-7-06; 8:45 am]

**BILLING CODE 3410-16-P**

**DEPARTMENT OF COMMERCE****Submission for OMB Review;  
Comment Request**

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

*Agency:* National Oceanic and Atmospheric Administration (NOAA).

*Title:* Northeast Region Observer

*Providers Requirements.*

*Form Number(s):* None.

*OMB Approval Number:* 0648-0546.

*Type of Request:* Regular submission.

*Burden Hours:* 611.

*Number of Respondents:* 805.

*Average Hours per Response:* New permit application for observer provider, 10 hours; response to denial of application, 10 hours; request for observer training, 30 minutes; observer service provider reports and samples, 30 minutes; rebuttal of pending removal from list of approved observer service providers, 8 hours; vessel trip notification requirements, 20 minutes.

*Needs and Uses:* National Marine Fisheries Service (NMFS) plans to extend the industry-funded observer program in the Atlantic Sea Scallop Fishery Management Plan, wherein scallop vessels would be required to procure observer coverage from an approved observer service provider. The observer service providers would be required to submit an application to NMFS for approval, and once approved, would be required to submit various information to support the observer

program. Scallop vessel owners or operators would be required to contact approved observer service providers in order to procure an observer for trips on which an observer is required.

*Affected Public:* Business or other for-profit organizations.

*Frequency:* On occasion and one time only.

*Respondent's Obligation:* Mandatory.

*OMB Desk Officer:* David Rostker, (202) 395-3897.

Copies of the above information collection proposal can be obtained by calling or writing Diana Hynek, Departmental Paperwork Clearance Officer, (202) 482-0266, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at [dHynek@doc.gov](mailto:dHynek@doc.gov)).

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to David Rostker, OMB Desk Officer, FAX number (202) 395-7285, or [David.Rostker@omb.eop.gov](mailto:David.Rostker@omb.eop.gov).

Dated: November 2, 2006.

**Gwellnar Banks,**

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. E6-18864 Filed 11-7-06; 8:45 am]

**BILLING CODE 3510-22-P**

**DEPARTMENT OF COMMERCE****Submission for OMB Review;  
Comment Request**

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

*Agency:* National Oceanic and Atmospheric Administration (NOAA).

*Title:* Southwest Region Permit Family of Forms.

*Form Number(s):* None.

*OMB Approval Number:* 0648-0204.

*Type of Request:* Regular submission.

*Burden Hours:* 143.

*Number of Respondents:* 1,270.

*Average Hours per Response:* Highly Migratory Species new permits, 1 hour; renewals, 6 minutes; Coastal Pelagic Fishery permit renewals, 15 minutes; transfers, 30 minutes; appeals, 2 hours; experimental permits, 1 hour.

*Needs and Uses:* Permits are required for persons to participate in Federally-managed fisheries off the West Coast. The permit application forms provide basic information about permit holders and the vessels and gear being used.

This information is important for understanding the nature of the fisheries and provides a link to participants. It also aids enforcement of regulations.

**Affected Public:** Business or other for-profit organizations; individuals or households.

**Frequency:** Annually, biennially and on occasion.

**Respondent's Obligation:** Mandatory.

**OMB Desk Officer:** David Rostker, (202) 395-3897.

Copies of the above information collection proposal can be obtained by calling or writing Diana Hynek, Departmental Paperwork Clearance Officer, (202) 482-0266, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW., Washington, DC 20230 (or via the Internet at [dHynek@doc.gov](mailto:dHynek@doc.gov)).

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to David Rostker, OMB Desk Officer, FAX number (202) 395-7285, or [David\\_Rostker@omb.eop.gov](mailto:David_Rostker@omb.eop.gov).

Dated: November 2, 2006.

**Gwellnar Banks,**

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. E6-18902 Filed 11-7-06; 8:45 am]

BILLING CODE 3510-22-P

## DEPARTMENT OF COMMERCE

### Bureau of Industry and Security

[Docket No. 061017269-6269-01]

#### Impact of Implementation of the Chemical Weapons Convention on Commercial Activities Involving "Schedule 1" Chemicals Through Calendar Year 2006

**AGENCY:** Bureau of Industry and Security, Commerce.

**ACTION:** Notice of inquiry.

**SUMMARY:** The Bureau of Industry and Security (BIS) is seeking public comments on the impact that implementation of the Chemical Weapons Convention, through the Chemical Weapons Convention Implementation Act and the Chemical Weapons Convention Regulations, has had on commercial activities involving "Schedule 1" chemicals through calendar year 2006. This notice of inquiry is part of an effort to collect information to assist BIS in its preparation of the annual certification required under Condition 9 of Senate Resolution 75, April 24, 1997, in which the Senate gave its advice and consent

to the ratification of the Chemical Weapons Convention.

**DATES:** Comments must be received by December 8, 2006.

**ADDRESSES:** You may submit comments by any of the following methods:

- *E-mail:* [wfisher@bis.doc.gov](mailto:wfisher@bis.doc.gov).

Include the phrase "Schedule 1 Notice of Inquiry" in the subject line;

- *Fax:* (202) 482-3355 (Attn: Willard Fisher);

- *Mail or Hand Delivery/Courier:*

Willard Fisher, U.S. Department of Commerce, Bureau of Industry and Security, Regulatory Policy Division, 14th Street & Pennsylvania Avenue, NW., Room 2705, Washington, DC 20230.

**FOR FURTHER INFORMATION CONTACT:** For questions on the Chemical Weapons Convention requirements for "Schedule 1" chemicals, contact Marcia Brisson, Treaty Compliance Division, Office of Nonproliferation and Treaty Compliance, Bureau of Industry and Security, U.S. Department of Commerce, *Phone:* (703) 605-4400. For questions on the submission of comments, contact Willard Fisher, Regulatory Policy Division, Office of Exporter Services, Bureau of Industry and Security, U.S. Department of Commerce, *Phone:* (202) 482-2440.

#### SUPPLEMENTARY INFORMATION:

##### Background

In providing its advice and consent to the ratification of the Chemical Weapons Convention (the Convention), the Senate included, in Senate Resolution 75 (S. Res. 75, April 24, 1997), several conditions to its ratification of the Convention. Condition 9, titled "Protection of Advanced Biotechnology," provides that the President shall certify to the Congress on an annual basis that " \* \* \* the legitimate commercial activities and interests of chemical, biotechnology, and pharmaceutical firms in the United States are not being significantly harmed by the limitations of the Convention on access to, and production of, those chemicals and toxins listed in Schedule 1 \* \* \*". On July 8, 2004, President Bush, by Executive Order 13346, delegated his authority to make the annual certification to the Secretary of Commerce.

The Convention on the Prohibition of the Development, Production, Stockpiling, and Use of Chemical Weapons and Their Destruction, commonly called the Chemical Weapons Convention (CWC), is an international arms control treaty that establishes the Organization for the

Prohibition of Chemical Weapons (OPCW) to implement the verification provisions of the treaty. The CWC imposes a number of obligations on countries that have ratified the Convention (States Parties), including enactment of legislation to prohibit the production, storage, and use of chemical weapons, and establishment of a National Authority for liaison with the OPCW and other States Parties. The CWC also requires States Parties to implement a comprehensive data declaration and inspection regime to provide transparency and to verify that both the public and private sectors of States Parties are not engaged in activities prohibited under the CWC.

"Schedule 1" chemicals are those toxic chemicals and precursors identified in the Convention as posing a high risk to the object and purpose of the Convention. The "Schedule 1" chemicals are set forth in the Convention's "Annex on Chemicals," as well as in Supplement No. 1 to part 712 of the Chemical Weapons Convention Regulations (15 CFR part 712).

The "Schedule 1" provisions of the Convention that affect commercial activities are implemented through part 712 of the Chemical Weapons Convention Regulations and parts 742 and 745 of the Export Administration Regulations, both administered by the Bureau of Industry and Security. These regulations:

(1) Prohibit the import of "Schedule 1" chemicals from States not Party to the Convention (15 CFR 712.2(b));

(2) Require annual declarations by certain facilities engaged in the production of "Schedule 1" chemicals in excess of 100 grams aggregate per calendar year (i.e., declared "Schedule 1" facilities) for purposes not prohibited by the Convention (15 CFR 712.5(a)(1) and (a)(2));

(3) Require government approval of "declared Schedule 1" facilities (15 CFR 712.5(f));

(4) Provide that "declared Schedule 1" facilities are subject to initial and routine inspection by the Organization for the Prohibition of Chemical Weapons (15 CFR 712.5(e) and 716.1(b)(1));

(5) Require 200 days advance notification of establishment of new "Schedule 1" production facilities producing greater than 100 grams aggregate of "Schedule 1" chemicals per calendar year (15 CFR 712.4);

(6) Require advance notification and annual reporting of all imports and exports of "Schedule 1" chemicals to, or from, other States Parties to the Convention (15 CFR 712.6, 742.18(a)(1) and 745.1); and