

Rules and Regulations

Federal Register

Vol. 81, No. 5

Friday, January 8, 2016

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each week.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. FAA-2015-0828; Directorate Identifier 2014-NM-146-AD; Amendment 39-18341; AD 2015-25-03]

RIN 2120-AA64

Airworthiness Directives; The Boeing Company Airplanes

Correction

In rule document 2015-30881, appearing on pages 80242-80247, in the Issue of Thursday, December 24, 2015, make the following correction:

Beginning in the second column, under the heading “**Request to Add Terminating Action**” on page 80243 and continuing to the end of the document, the entry “Boeing Alert Service Bulletin 747-57A2443” is corrected to read “Boeing Alert Service Bulletin 747-57A2343”.

[FR Doc. C1-2015-30881 Filed 1-7-16; 8:45 am]

BILLING CODE 1505-01-D

POSTAL REGULATORY COMMISSION

39 CFR Part 3017

[Docket No. RM2015-14; Order No. 2960]

Procedures Related to Commission Views

AGENCY: Postal Regulatory Commission.

ACTION: Final rule.

SUMMARY: The Commission is issuing a set of final rules establishing the Commission’s process for developing views to the Secretary of State on certain international mail matters pursuant to 39 U.S.C. 407(c)(1). Relative to the proposed rules, the changes are minor in nature.

DATES: *Effective:* February 8, 2016.

FOR FURTHER INFORMATION CONTACT: David A. Trissell, General Counsel, at 202-789-6820.

SUPPLEMENTARY INFORMATION:

Table of Contents

- I. Introduction
- II. Rulemaking Context
- III. Summary of Proposed Rules
- IV. Review and Analysis of Comments
- V. Ordering Paragraphs

I. Introduction

On July 21, 2015, the Commission issued proposed rules describing general procedures related to the development of the Commission’s views on certain international mail matters pursuant to 39 U.S.C. 407(c)(1).¹ For the reasons discussed below, the Commission adopts final rules on this topic. The final rules reflect several minor revisions to the proposed rules.

II. Rulemaking Context

In addition to revising the longstanding approach to establishing domestic mail rates and classifications, the Postal Accountability and Enhancement Act (PAEA) of 2006 amended several statutory provisions concerning international mail matters.² One of these amendments directs the Secretary of State, prior to concluding a treaty, convention, or amendment establishing a market dominant rate or classification, to request the Commission’s views on the consistency of such rate or classification with the standards and criteria established by the Commission under 39 U.S.C. 3622. 39 U.S.C. 407(c)(1). Section 3622 concerns the establishment of a modern system for regulating rates and classes for market dominant products.

A companion provision requires the Secretary of State to ensure that each treaty, convention, or amendment concluded under section 407(b) is consistent with the Commission’s views unless the Secretary makes a written determination that ensuring such consistency is not in the Nation’s foreign policy or national security interest. 39 U.S.C. 407(c)(2). Such a written determination must be provided to the Commission, along with a full explanation of the reasons, but portions

of the determination may be designated confidential for reasons of foreign policy or national security. *Id.*

The introduction of a formal advisory role for the Commission in this area was a significant change from previous law, as previous law did not require the Secretary of State to request the Commission’s views in carrying out the Secretary’s responsibilities.³ Notwithstanding a degree of shared responsibility, the PAEA makes clear that the Secretary of State exercises primary authority for the conduct of foreign policy with respect to international postal services and other international delivery services, including the determination of U.S. positions and the conduct of U.S. participation in negotiations with foreign governments and international bodies. *See* 39 U.S.C. 407(b)(2).

Pursuant to the directive in section 407(c)(1), the Secretary of State requested—and the Commission provided—views on certain proposals submitted for consideration at the quadrennial Universal Postal Union (UPU) Congresses⁴ held in 2008 and 2012, which occurred after enactment of the PAEA. In anticipation of preparing views in connection with the 2012 Congress, the Commission established Docket No. PI2012-1 to receive written comments from the public on the principles that should guide the development of its views.⁵ The Commission closed Docket No. PI2012-1 on January 29, 2015.⁶

III. Summary of Proposed Rules

The proposed rules describe general procedures associated with the development of the Commission’s views on certain proposals submitted for consideration at UPU Congresses and related meetings. They are patterned on the approach followed in Docket No.

³ *See* 39 U.S.C. 407(d) (1998), amended by the PAEA.

⁴ The UPU Congress is the plenipotentiary body of this international organization that has the authority to amend the UPU Acts. These Acts include the UPU Constitution, General Regulations, Rules of Procedure, and Postal Payment Services Agreement.

⁵ Docket No. PI2012-1, Order No. 1420, Notice Providing Opportunity to Comment on Development of Commission Views pursuant to 39 U.S.C. 407(c)(1), July 31, 2012. The next UPU Congress is tentatively scheduled to convene in mid-September 2016 in Istanbul, Turkey.

⁶ Docket No. PI2012-1, Order No. 2335, Order Closing Docket, January 29, 2015, at 1.

¹ Notice of Proposed Rulemaking, July 21, 2015 (Order No. 2602).

² *See* Postal Accountability and Enhancement Act, Public Law 109-435, 120 Stat. 3198 (2006), section 405(a) (PAEA).