

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2004-19326; Airspace
Docket No. 04-ACE-55]

**Modification of Class E Airspace;
Oberlin, KS**

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Direct final rule; confirmation of
effective date.

SUMMARY: This document confirms the
effective date of the direct final rule
which revises Class E airspace at
Oberlin, KS.

DATES: *Effective Date:* 0901 UTC,
January 20, 2005.

FOR FURTHER INFORMATION CONTACT:
Kathy Randolph, Air Traffic Division,
Airspace Branch, ACE-520C, DOT
Regional Headquarters Building, Federal
Aviation Administration, 901 Locust,
Kansas City, MO 64106; telephone:
(816) 329-2525.

SUPPLEMENTARY INFORMATION: The FAA
published this direct final rule with a
request for comments in the **Federal
Register** on October 26, 2004 (69 FR
62404). The FAA uses the direct final
rulemaking procedure for a non-
controversial rule where the FAA
believes that there will be no adverse
public comment. This direct final rule
advised the public that no adverse
comments were anticipated, and that
unless a written adverse comment, or a
written notice of intent to submit such
an adverse comment, were received
within the comment period, the
regulation would become effective on
January 20, 2005. No adverse comments
were received, and thus this notice
confirms that this direct final rule will
become effective on that date.

Issued in Kansas City, MO on November
26, 2004.

Elizabeth S. Wallis,
*Acting Area Director, Western Flight Services
Operations.*

[FR Doc. 04-26849 Filed 12-6-04; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2004-19671; Airspace
Docket No. 04-AWA-07]

RIN 2120-AA66

**Modification of Control Areas 1143L
and 1146L**

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action revises the legal
descriptions of Control Areas 1143L and
1146L to remove references to the
Nantucket, MA, Nondirectional Beacon
(NDB), which has been taken out of
service and decommissioned by the
FAA. The legal descriptions are being
revised to use a geographical point
based on latitude/longitude coordinates
in place of the former NDB references.
This action will enhance safety by
removing references to a
decommissioned navigational aid from
controlled airspace descriptions.

EFFECTIVE DATES: 0901 UTC, March 17,
2005.

FOR FURTHER INFORMATION CONTACT: Paul
Gallant, Airspace and Rules, System
Operations and Safety, Federal Aviation
Administration, 800 Independence
Avenue, SW., Washington, DC 20591;
telephone: (202) 267-8783.

SUPPLEMENTARY INFORMATION:

Background

Control areas are Class E airspace
areas that provide controlled airspace
(beyond 12 nautical miles from the coast
of the United States) where there is a
requirement to provide IFR en route air
traffic control (ATC) services and within
which the United States is applying
domestic ATC procedures. Control Areas
1143L and 1146L are located offshore to
the east of Cape Cod, Massachusetts.

On June 17, 2004, the FAA's New
England Regional Office requested that
action be taken to modify the legal
descriptions of Control Areas 1143L and
1146L to remove references to the
Nantucket, MA, NDB. The NDB has
been removed from service and
decommissioned by the FAA, therefore,
it can no longer be used in legal
descriptions.

The Rule

This action amends Title 14 Code of
Federal Regulations (14 CFR) part 71
(part 71) by revising the legal
descriptions of Control Areas 1143L and
1146L to remove references to the

Nantucket, MA, NDB which has been
removed from service. This
modification substitutes the latitude/
longitude coordinates of the former
geographic position of the Nantucket
NDB (lat. 40°16'07" N., long. 70°10'48"
W.) in place of all references to the NDB
in the two Control Area descriptions.
This modification, therefore, simply
changes the means of identifying points
in the legal descriptions without
altering the actual boundaries or
altitudes of control areas. Further, this
change will enhance safety by removing
from the descriptions a navigation aid
that is no longer available for pilots' use
in navigation.

Because this action is an
administrative change that does not
alter the existing boundaries or altitudes
of the Control Areas, and is needed for
safety reasons, I find that notice and
public procedure under 5 U.S.C. 553(b)
are impracticable and contrary to the
public interest.

Control Areas are published in
paragraph 6007, of FAA Order 7400.9M,
dated August 30, 2004, and effective
September 16, 2004, which is
incorporated by reference in 14 CFR
71.1. The Control Areas listed in this
document will be published
subsequently in the Order.

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 Department of
Transportation (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, when
promulgated, will not have a significant
economic impact on a substantial
number of small entities under the
criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this
action qualifies for categorical exclusion
under the National Environmental
Policy Act in accordance with FAA
Order 1050.1E, Policies and Procedures
for Considering Environmental Impacts.
This airspace action is not expected to
cause any potentially significant
environmental impacts, and no
extraordinary circumstances exist that
warrant preparation of an
environmental assessment.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of Amendment

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

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E, AIRSPACE AREAS; AIR TRAFFIC SERVICE 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 9565, 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 7400.9M, Airspace Designations and Reporting Points, dated August 30, 2004, and effective September 16, 2004, is amended as follows:

Paragraph 6007 Offshore airspace areas.

* * * * *

Control 1143L [Revised]

That airspace extending upward from 5,500 feet MSL within tangent lines drawn from the circumference of a 4.3-mile radius circle centered on lat. 41°16'07" N., long. 70°10'48" W., to a 13-mile radius circle centered at the midway point on a direct line between lat. 41°16'07" N., long. 70°10'48" W., and the Yarmouth, NS, Canada, NDB to a 4.3-mile radius circle centered on the Yarmouth NDB excluding that airspace within the confines of Federal airways and east of long. 67°00'00" W.

* * * * *

Control 1146L [Revised]

That airspace extending upward from 5,500 feet MSL within a 5-mile radius circle centered on lat. 41°16'07" N., long. 70°10'48" W., and that airspace bounded by a line drawn from the tangent of the 5-mile radius circle centered on lat. 41°16'07" N., long. 70°10'48" W., to lat. 42°05'20" N., long. 67°59'58" W.; to lat. 42°19'00" N., long. 67°59'58" W.; to lat. 43°00'00" N., long. 67°00'00" W.; to lat. 41°52'00" N., long. 67°00'00" W.; to lat. 41°46'00" N., long. 67°59'58" W.; to the tangent of the 5-mile radius circle centered on lat. 41°16'07" N., long. 70°10'48" W.

* * * * *

Issued in Washington, DC, on December 1, 2004.

Reginald C. Matthews,
Manager, Airspace and Rules.

[FR Doc. 04–26845 Filed 12–6–04; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF COMMERCE**Bureau of Economic Analysis****15 CFR Part 806**

[Docket No. 040907254–4254–01]

RIN 0691–AA52

Direct Investment Surveys: BE–10, Benchmark Survey of U.S. Direct Investment Abroad—2004

AGENCY: Bureau of Economic Analysis, Commerce

ACTION: Final rule.

SUMMARY: This final rule amends regulations for the BE–10, Benchmark Survey of U.S. Direct Investment Abroad.

The BE–10 survey is conducted once every five years by the Bureau of Economic Analysis (BEA), U.S. Department of Commerce, under the International Investment and Trade in Services Survey Act. The benchmark survey will be conducted for 2004. The benchmark survey covers virtually the entire universe of U.S. direct investment abroad in terms of value, and is BEA's most comprehensive survey of such investment in terms of subject matter. It obtains universe data on financial and operating characteristics of, and on positions and transactions between, U.S. parent companies and their foreign affiliates. The data are needed to measure the size and economic significance of U.S. direct investment abroad, measure changes in such investment, and assess its impact on the U.S. and foreign economies.

The final rule: Increases the exemption level for reporting on the BE–10B(SF) short form from \$7 million to \$25 million and on the BE–10B Bank form from \$7 million to \$10 million; increases the exemption level for reporting on the BE–10B(LF) long form from \$100 million to \$150 million; and increases the exemption level for reporting only selected items on the BE–10A form from \$100 million to \$150 million. In conjunction with these increases in exemption levels, BEA is introducing an abbreviated short form, Form BE–10B Mini, for reporting nonbank foreign affiliates with assets, sales or gross operating revenues, and net income (loss) less than or equal to \$25 million but greater than \$10 million.

DATES: This final rule will be effective January 6, 2005.

FOR FURTHER INFORMATION CONTACT: Obie G. Whichard, Chief, International Investment Division (BE–50), Bureau of Economic Analysis, U.S. Department of

Commerce, Washington, DC 20230; phone (202) 606–9890 or e-mail (obie.whichard@bea.gov).

SUPPLEMENTARY INFORMATION: In the August 17, 2004, **Federal Register**, 69 FR 51020–51024, BEA published a notice of proposed rulemaking setting forth revised reporting requirements for the BE–10, Benchmark Survey of U.S. Direct Investment Abroad. No comments on the proposed rule were received. Thus, the proposed rule is adopted without change.

This final rule amends 15 CFR 806.16 to set forth the reporting requirements for the BE–10, Benchmark Survey of U.S. Direct Investment Abroad—2004.

Description of Changes

The BE–10, Benchmark Survey of U.S. Direct Investment Abroad, is a mandatory survey and is conducted once every 5 years by BEA, under the International Investment and Trade in Services Survey Act (22 U.S.C. 3101–3108), hereinafter, “the Act.” BEA will send the survey to potential respondents in March 2005; responses will be due by May 31, 2005, for respondents required to file fewer than 50 foreign affiliate report forms and by June 30, 2005 for those required to file 50 or more forms.

This final rule: (1) Increases the exemption level for reporting on the BE–10B(SF) short form from \$7 million to \$25 million and on the BE–10B Bank form from \$7 million to \$10 million; (2) increases the exemption level for reporting on the BE–10B(LF) long form from \$100 million to \$150 million; and (3) increases the exemption level for reporting only selected items on the BE–10A form from \$100 million to \$150 million. In conjunction with these increases in exemption levels, an abbreviated short form is introduced for reporting nonbank foreign affiliates with assets, sales or gross operating revenues, and net income (loss) less than or equal to \$25 million but with at least one of these items greater than \$10 million.

In addition to the changes in the reporting criteria mentioned above, BEA will expand reporting requirements on the BE–10B(SF) so that certain items that previously had been reportable only for majority-owned affiliates with assets, sales or gross operating revenues, or net income (loss) over \$50 million will now be reportable for all majority-owned affiliates being filed on the BE–10B(SF).

BEA will add questions to the BE–10A form and BE–10B(LF) long form to collect detail on: (1) The broad occupational structure of employment; (2) premiums earned and claims paid for U.S. Reporters and foreign affiliates operating in the insurance industry; (3)