

Rules and Regulations

Federal Register

Vol. 78, No. 64

Wednesday, April 3, 2013

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.

FEDERAL RESERVE SYSTEM

12 CFR Part 272

Federal Open Market Committee; Rules of Procedure

AGENCY: Federal Open Market Committee, Federal Reserve System.

ACTION: Final rule.

SUMMARY: The Federal Open Market Committee is amending its Rules of Procedure to require that at least one of the seven members constituting a quorum of the Committee represent a Federal Reserve Bank.

DATES: *Effective Date:* April 3, 2013.

FOR FURTHER INFORMATION CONTACT: Alicia S. Foster, Senior Special Counsel (202-452-5289), Legal Division, Board of Governors of the Federal Reserve System; or Deborah J. Danker, Deputy Director (202-452-3253), Federal Open Market Committee, 20th and C Streets, NW., Washington, DC 20551. For users of Telecommunication Device for the Deaf (TDD) only, contact 202-263-4869.

SUPPLEMENTARY INFORMATION: The Federal Open Market Committee (Committee) is composed of the members of the Board of Governors of the Federal Reserve System (Board) and five representatives of the Federal Reserve Banks elected in the manner provided in the Federal Reserve Act.¹ Because the Board has an authorized membership of seven Governors, the Committee has a maximum authorized membership of twelve members (seven Board members and five Federal Reserve Bank representatives).

While the Act does not define a quorum of the Committee, the Committee's rule, 12 CFR 272.3(c), defines a quorum of the Committee for purposes of transacting business as seven of the members of the Committee unless fewer than seven members are in office in which case the number of members then in office constitutes a quorum. The rule does not address the composition of the seven-member quorum. Thus, under the current rule, it is possible that the seven-member quorum may not include a member that represents a Federal Reserve Bank. Under the Committee's amended rule, at least one of the seven members constituting the seven-member quorum of the Committee must represent a Federal Reserve Bank.

The Committee believes that the revised quorum rule ensures that, under the normal operating environment when at least seven members are in office, the Committee's representation includes both Board and Federal Reserve Banks members. This change aligns the rule with the practice of the Committee. The representation requirement does not apply outside the normal operating environment when there are fewer than seven members in office.

The amended rule relates solely to the internal procedure of the Committee. Accordingly, the public notice, public comment, and delayed effective date provisions of the Administrative Procedure Act do not apply to the amended rule. *See* 5 U.S.C. 553(b) and (d). Because public notice and comment is not required, the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, also does not apply to the amended rule.

List of Subjects in 12 CFR Part 272

Administrative practice and procedure, Organizations and functions (Government agencies).

Authority and Issuance

For the reasons set out in the preamble, the Federal Open Market Committee amends 12 CFR part 272 to read as follows:

PART 272—RULES OF PROCEDURE

■ 1. The authority citation for part 272 continues to read as follows:

Authority: 5 U.S.C. 552.

■ 2. Section 272.3(c) is revised to read as follows:

§ 272.3 Meetings.

* * * * *

(c) *Quorum.* Seven members, at least one of whom represents a Federal Reserve Bank, constitute a quorum of the Committee for purposes of transacting business except that, if there are fewer than seven members in office, then the number of members in office constitute a quorum. For purposes of this paragraph (c), members of the Committee include alternates acting in the absence of members. Less than a quorum may adjourn a meeting of the Committee from time to time until a quorum is in attendance.

* * * * *

By order of the Federal Open Market Committee, March 26, 2013.

William B. English,

Secretary, Federal Open Market Committee.

[FR Doc. 2013-07605 Filed 4-2-13; 8:45 am]

BILLING CODE 6210-01-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 25

[Docket No. FAA-2012-1215, Special Conditions No. 25-482-SC]

Special Conditions: Embraer S.A., Model EMB-550 Airplanes; Flight Envelope Protection: High Speed Limiting

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final special conditions; correction.

SUMMARY: This document corrects an error that appeared in Docket No. FAA-2012-1215, Special Conditions No. 25-12-482-SC, which was published in the **Federal Register** on February 19, 2013 (78 FR 11562). The error was an extra number, "12," in the number of Special Conditions. To avoid confusion, the special conditions published as Docket No. FAA-2012-1215, Special Conditions No. 25-12-482-SC, has been renamed Docket No. FAA-2012-1215, Special Conditions No. 25-482-SC. The heading of this correction also reflects the correct Special Conditions No. 25-482-SC.

DATES: The effective date of this correction is May 3, 2013.

¹ See 12 U.S.C. 263(a). Pursuant to the Act, the Federal Reserve Banks also elect an alternate for each primary Federal Reserve Bank representative on the Committee. Each alternate is authorized to serve on the Committee in the absence of the relevant primary representative. Each primary and alternate Federal Reserve Bank representative on the Committee must be a President or First Vice President of a Federal Reserve Bank. *Id.*

FOR FURTHER INFORMATION CONTACT: Joe Jacobsen, FAA, Airplane and Flight Crew Interface Branch, ANM-111, Transport Airplane Directorate, Aircraft Certification Service, 1601 Lind Avenue SW., Renton, Washington 98057-3356; telephone 425-227-2011; facsimile 425-227-1149.

SUPPLEMENTARY INFORMATION: The document designated as "Docket No. FAA-2012-1215, Special Conditions No. 25-12-482-SC" was published in the **Federal Register** on February 19, 2013 (78 FR 11562). The document issued special conditions pertaining flight envelope protection: high speed limiting.

As published, the document contained an error in that the Special Conditions number. To avoid confusion, in the heading of this correction to the special conditions has been changed to the correct Special Conditions number, No. 25-482-SC.

Since no other part of the regulatory information has been changed, the special conditions are not being republished.

Correction

In Final special conditions document [FR Doc. 2013-03676 Filed 2-15-13; 8:45 am] published on February 19, 2013 (78 FR 11562), make the following correction:

■ On page 11562, in the third column, in the Headings section, correct "Special Conditions No. 25-12-482-SC" to read "Special Conditions No. 25-482-SC."

Issued in Renton, Washington, on March 28, 2013.

Ali Bahrami,

Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 2013-07651 Filed 4-2-13; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 33

[EDocket No. FAA-2012-1085; Special Conditions No. 33-013-SC]

Special Conditions: Turbomeca Ardiden 3K Turboshaft Engine

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final special condition.

SUMMARY: We are issuing these special conditions for the Turbomeca Ardiden 3K model engines. This engine model will have a novel or unusual design

feature that is a 30-minute all engines operating (AEO) power rating for hovering at increased power (HIP). This rating is primarily intended for high-power hovering operations that are normal mission functions. The applicable airworthiness regulations do not contain adequate or appropriate safety standards for this design feature. These special conditions contain the additional safety standards that the FAA considers necessary to establish a level of safety equivalent to that established by the existing airworthiness standards.

DATES: The effective date of these special conditions is May 3, 2013.

FOR FURTHER INFORMATION CONTACT: For technical questions concerning these special conditions, contact Tara Fitzgerald, ANE-111, Engine and Propeller Directorate, Aircraft Certification Service, 12 New England Executive Park, Burlington, Massachusetts 01803-5299; telephone: (781) 238-7130; facsimile: (781) 238-7199; email: tara.fitzgerald@faa.gov. For legal questions concerning these special conditions, contact Vincent Bennett, ANE-7 Engine and Propeller Directorate, Aircraft Certification Service, 12 New England Executive Park, Burlington, Massachusetts 01803-5299; telephone: (781) 238-7044; facsimile: (781) 238-7055; email: vincent.bennett@faa.gov.

SUPPLEMENTARY INFORMATION:

Background

On September 15, 2010, Turbomeca S.A. (Turbomeca) applied for a type certificate for their new Ardiden 3K turboshaft engine. The Ardiden 3K engine is the first variant in the new Ardiden 3 series. This engine incorporates a two-stage centrifugal compressor that is driven by a single-stage high-pressure turbine. A two-stage power turbine drives the engine output shaft. The control system includes a dual-channel full-authority digital-electronic control.

The engine will incorporate a novel or unusual design feature, which is a 30-minute hovering at increased power (HIP) rating. The applicant requested this rating to support extended hover operations at high power.

Special conditions are necessary to apply additional requirements for rating definition, instructions for continued airworthiness (ICA), instrumentation, and endurance testing because the applicable airworthiness standards do not contain adequate or appropriate airworthiness standards to address this design feature. The ICA requirement addresses the unknown nature of actual rating usage and associated engine

deterioration. The applicant is expected to assess the expected usage, and publish ICA and Airworthiness Limitations Section limits in accordance with those assumptions, such that engine deterioration is not excessive. The instrumentation requirement is to ensure that operators use this high-power rating within its limits, and that engine integrity is maintained. The endurance test requirement of 25 hours operation at 30-minutes HIP is similar to other special conditions recently issued. Because the Ardiden 3K model has a continuous one engine inoperative (OEI) rating with limits equal to or higher than the proposed 30-minute HIP rating, the applicant may credit the test time performed at the continuous OEI rating toward the 25-hour requirement. However, test time spent at other rating elements of the test, such as takeoff or other OEI ratings (that are equal to or higher than HIP rating values), cannot be counted toward the 25 hours of required running.

These special conditions contain the additional airworthiness standards necessary to establish a level of safety equivalent to the level intended by the applicable standards of airworthiness in effect on the date of application.

Type Certification Basis

Under the provisions of 14 CFR 21.17 and 21.101(a), Turbomeca must show that the model Ardiden 3K turboshaft engine meets the provisions of the applicable regulations in effect on the date of application, or later amendment if so elected. Accordingly, the certification basis for the Ardiden model turboshaft engine is determined to be part 33, effective February 1, 1965, as amended by Amendments 33-1 through 33-31.

If because of a novel or unusual design feature, we find that the applicable airworthiness regulations in part 33, as amended, do not contain adequate or appropriate safety standards for the Turbomeca model Ardiden 3K turboshaft engine, special conditions are prescribed under the provisions of § 21.16.

We issue special conditions, as defined by 14 CFR 11.19, under 14 CFR 11.38, which become part of the type certification basis as specified in § 21.17(a)(2).

Special conditions are initially applicable to the model for which they are issued. If the type certificate for that model is amended later to include another related model that incorporates the same or similar novel or unusual design feature, or if any other model already included on the same type certificate is modified to incorporate the