

Adoption of the 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 14 CFR 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 7400.9U, Airspace Designations and Reporting Points, dated August 18, 2010, and effective September 15, 2010, is amended as follows:

Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface.

* * * * *

AGL IN E5 La Porte, IN [Amended]

La Porte Municipal Airport, IN
(Lat. 41°34'21" N., long. 86°44'04" W.)
La Porte Hospital Heliport, IN
Point in Space
(Lat. 41°36'11" N., long. 86°44'10" W.)
La Porte NDB
(Lat. 41°29'56" N., long. 86°46'17" W.)

That airspace extending upward from 700 feet above the surface within a 7.3-mile radius of La Porte Municipal Airport, and within 2.5 miles each side of the 201° bearing from the La Porte NDB extending from the 7.3-mile radius to 11.4 miles south of the airport, and within a 6-mile radius of the La Porte Hospital Heliport point in space at lat. 41°29'56" N., long. 86°46'17" W.

Issued in Fort Worth, Texas, on January 14, 2011.

Richard J. Kervin, Jr.,

*Acting Manager Operations Support Group,
ATO Central Service Center.*

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2010–1035; Airspace
Docket No. 10–ACE–12]

Establishment of Class E Airspace; New Hampton, IA

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action establishes Class E airspace at New Hampton, IA, to accommodate new Area Navigation (RNAV) Standard Instrument Approach Procedures (SIAP) at Mercy Medical Center Heliport, New Hampton, IA. The FAA is taking this action to enhance the safety and management of Instrument Flight Rule (IFR) operations at the heliport.

DATES: *Effective date:* 0901 UTC, May 5, 2011. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order 7400.9 and publication of conforming amendments.

FOR FURTHER INFORMATION CONTACT: Scott Enander, Central Service Center, Operations Support Group, Federal Aviation Administration, Southwest Region, 2601 Meacham Blvd., Fort Worth, TX 76137; telephone (817) 321–7716.

SUPPLEMENTARY INFORMATION:

History

On November 8, 2010, the FAA published in the **Federal Register** a notice of proposed rulemaking to establish Class E airspace for New Hampton, IA, creating controlled airspace at Mercy Medical Center Heliport (75 FR 68558) Docket No. FAA–2010–1035. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received. Class E airspace designations are published in paragraph 6005 of FAA Order 7400.9U dated August 18, 2010, and effective September 15, 2010, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in the Order.

The Rule

This action amends Title 14 Code of Federal Regulations (14 CFR) part 71 by establishing Class E airspace extending upward from 700 feet above the surface to accommodate the new COPTER RNAV (POINT-IN-SPACE) standard instrument approach procedures at Mercy Medical Center Heliport, New Hampton, IA. This action is necessary for the safety and management of IFR operations at the heliport.

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 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.

The FAA’s authority to issue rules regarding aviation safety is found in Title 49 of the U.S. Code. Subtitle 1, section 106, describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency’s authority. This rulemaking is promulgated under the authority described in subtitle VII, part A, subpart I, section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it establishes controlled airspace at Mercy Medical Center Heliport, New Hampton, IA.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

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Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface.

* * * * *

ACE IA E5 New Hampton, IA [New]
New Hampton, Mercy Medical Center
Heliport, IA

Point In Space

(Lat. 43°03'11" N., long. 92°19'38" W.)

That airspace extending upward from 700 feet above the surface within a 6-mile radius of the Mercy Medical Center Heliport point in space at lat. 43°03'11" N., long. 92°19'38" W.

Issued in Fort Worth, Texas, on January 14, 2011.

Richard J. Kerwin, Jr.,

Manager Operations Support Group, ATO Central Service Center.

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DEPARTMENT OF THE TREASURY**Alcohol and Tobacco Tax and Trade Bureau**

27 CFR Parts 1, 4, 5, 7, 9, 13, 16, 17, 18, 20, 22, 24, 25, 26, 28, 30, 40, 41, 44, 45, 53, 70, and 71

[Docket No. TTB-2011-0003; T.D. TTB-91]

RIN 1513-AB69

Technical Corrections to the TTB Regulations

AGENCY: Alcohol and Tobacco Tax and Trade Bureau, Treasury.

ACTION: Final rule; Treasury decision.

SUMMARY: In this final rule, the Alcohol and Tobacco Tax and Trade Bureau makes technical corrections to its regulations. These amendments correct grammatical, spelling and typographical errors, update cross-references, update references to the Bureau's administrative practices and organizational structure, and make other non-substantive corrections and clarifications. These amendments do not change the Bureau's interpretation of any regulation or the requirements of any recordkeeping provision.

DATES: *Effective Date:* March 3, 2011.

FOR FURTHER INFORMATION CONTACT: Michael D. Hoover, Regulations and Rulings Division, Alcohol and Tobacco Tax and Trade Bureau, telephone 202-453-2135.

SUPPLEMENTARY INFORMATION:**Background**

In this final rule, the Alcohol and Tobacco Tax and Trade Bureau (TTB) makes technical corrections to its regulations, which are contained in 27 CFR chapter I. The amendments contained in this document correct grammatical, spelling and typographical errors, correct or update form numbers, correct or update cross-references to the United States Code and TTB regulations, update regulations to reflect

current TTB administrative practices, correct or remove obsolete references to TTB's organizational structure or that of the former Bureau of Alcohol, Tobacco and Firearms (ATF), remove obsolete references to ATF or TTB publications, or make other non-substantive corrections and clarifications to the TTB regulations. These technical amendments do not change TTB's interpretation of any regulation or the requirements of any TTB recordkeeping provision.

Description of Corrections to 27 CFR Chapter I**Part 1**

The definition of wine in § 1.10 is amended to clarify that the last clause in current paragraph (b) of the definition, "in each instance, only if containing not less than 7 percent and not more than 24 percent of alcohol by volume, and if for non-industrial use," applies to both clauses in the definition of wine: "(1) Wine as defined in section 610 and section 617 of the Revenue Act of 1918 * * *" and "(2) Other alcoholic beverages not so defined, but made in the manner of wine * * *." This revision is made to improve the clarity and readability of the definition; this revision does not change the definition as interpreted by TTB or its predecessor agencies. Paragraphs (a) and (b) of this definition also are redesignated as paragraphs (1) and (2) to conform to current CFR designation practices.

Part 4

The definition of wine in § 4.10 is revised to clarify the source of the statutory definition of wine that it quotes, to update the reference to the applicable Internal Revenue Code of 1986 (IRC) sections, and to correct a typographical error in current paragraph (b). As in § 1.10, the definition of wine also is amended to clarify that the last clause in current paragraph (b) applies to both clauses of the definition of wine, and paragraphs (a) and (b) of the definition are redesignated as paragraphs (1) and (2) to conform to current CFR designation practices. These revisions are made to improve the clarity and readability of the definition; these revisions do not change the definition as interpreted by TTB or its predecessor agencies.

In addition, outdated cross-references are amended in §§ 4.5, 4.23, 4.28, 4.32, 4.37, 4.46, 4.70, and 4.71. Additionally, §§ 4.25, 4.61, and 4.65 are amended to correct typographical errors.

Part 5

When the original final rule establishing § 5.61 was published, the placeholder for the insertion of the rule's effective date was inadvertently left in place. Our amendment to this section removes the placeholder and inserts the correct effective date of September 7, 1984 (see T.D. ATF-180, 49 FR 31667, August 8, 1984). Additionally, § 5.22 is amended to correct a typographical error.

Part 7

Section 7.4 is amended to correct a cross-reference to the Department of Agriculture's National Organic Program regulations in 7 CFR part 205. Section 7.24 is amended to correct typographical errors in two German-language geographical names.

Part 9

Section 9.43 is amended to correct a typographical error in a State highway route number used in the boundary instructions for the Rocky Knob viticultural area in Virginia, and § 9.58 is amended to correct a misspelling.

Part 13

The definition of wine in § 13.11 is amended to clarify the source of the statutory definition of wine that it quotes, to update the reference to the applicable IRC sections, and to word and structure the definition in the same manner as done in § 4.10, as described above. In addition, paragraphs (a) and (b) of the definition are redesignated as paragraphs (1) and (2) to conform to current CFR designation practices. These revisions are made to improve the clarity and readability of the definition; these revisions do not change the definition as interpreted by TTB or its predecessor agencies.

In section 13.23, the reference to form ATF F 5190.1, Correction Sheet, is removed since that form is no longer in use. The reference to the form is replaced with a more general reference to "a certificate of label approval rejection document" to reflect TTB's current certificate of label approval process.

Part 16

Section 16.22 is amended to correct one typographical error.

Part 17

In 1994, section 136(a) of Public Law 103-45 added perfume to the kinds of products for which nonbeverage drawback is available, and this change was incorporated into part 17 by T.D. ATF-379 (61 FR 31412, June 20, 1996). Section 17.137 is amended to include