

practice, the Phlx intends that, on its behalf, the National Association of Securities Dealers, Inc. ("NASD") will bill for year 2003 registered representative renewal registration fees in November, 2002 and will thereafter collect the maintenance fee for the Exchange.<sup>8</sup>

The text of the proposed rule is available at the Office of the Secretary, the Phlx, and the Commission.

## II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the Phlx included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The Exchange has prepared summaries, set forth in Sections A, B and C below, of the most significant aspects of such statements.

### A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

#### 1. Purpose

The purpose of the proposed rule change is to generate additional revenue for the Exchange by increasing the maintenance (renewal) and transfer registered representative registration fees from \$50.00 to \$55.00.<sup>9</sup> In addition, the Exchange believes that this fee increase is warranted based upon the Exchange's increased costs relating to its regulatory oversight and enforcement programs.

The Exchange is also amending its schedule of dues, fees and charges by changing the word "Maintenance" that appears under Registered Representative Registration to "Renewal." The Exchange believes that the word "Renewal" more readily reflects how the fee is implemented.

#### 2. Statutory Basis

The Exchange believes the proposed rule change is consistent with Section 6(b) of the Act<sup>10</sup> in general, and Section

6(b)(4) of the Act<sup>11</sup> in particular, in that the proposal is designed to provide for the equitable allocation of reasonable dues, fees, and other charges among Exchange members.

### B. Self-Regulatory Organization's Statement on Burden on Competition

The Phlx does not believe that the proposed rule change will impose any inappropriate burden on competition.

### C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants or Others

No written comments were either solicited or received.

## III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Because the foregoing proposed rule change establishes or changes a due, fee or other charge, it has become effective pursuant to Section 19(b)(3)(A)(ii) of the Act<sup>12</sup> and subparagraph (f)(2) of Rule 19b-4<sup>13</sup> thereunder. At any time within 60 days of the filing of the proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

## IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549-0609. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room. Copies of such filing will also be available for inspection and copying at the principal office of the Exchange. All submissions should refer to File No.

<sup>11</sup> 15 U.S.C. 78f(b)(4).

<sup>12</sup> 15 U.S.C. 78s(b)(3)(A)(ii).

<sup>13</sup> 17 CFR 240.19b-4(f)(2).

SR-Phlx-2002-63 and should be submitted by November 22, 2002.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>14</sup>

**Margaret H. McFarland,**  
Deputy Secretary.

[FR Doc. 02-27810 Filed 10-31-02; 8:45 am]

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## SMALL BUSINESS ADMINISTRATION

### Public Federal Regulatory Enforcement Fairness Hearing; Small Business Administration Region IX Regulatory Fairness Board

The Small Business Administration Region IX Regulatory Fairness Board and the SBA Office of the National Ombudsman will hold a Public Hearing on Tuesday, November 12, 2002 at 1 p.m. at the Small Business Administration, District Office Training Room, 455 Market Street, 6th Floor, San Francisco, CA 94105, to receive comments and testimony from small business owners, small government entities, and small non-profit organizations concerning regulatory enforcement and compliance actions taken by federal agencies.

Anyone wishing to attend or to make a presentation must contact Judy Ishizu in writing or by fax, in order to be put on the agenda. Judy Ishizu, U.S. Small Business Administration, San Francisco District Office, 455 Market Street, 6th floor, Suite 2200, San Francisco, CA 94105, phone (415) 744-6801, fax (415) 744-6812, e-mail [judy.ishizu@sba.gov](mailto:judy.ishizu@sba.gov).

For more information, see our Web site at <http://www.sba.gov/ombudsman>.

Dated: October 23, 2002.

**Michael L. Barrera,**  
National Ombudsman.

[FR Doc. 02-27794 Filed 10-31-02; 8:45 am]

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## SMALL BUSINESS ADMINISTRATION

### Public Federal Regulatory Enforcement Fairness Roundtable; Small Business Administration Region VII Regulatory Fairness Board

The Small Business Administration Region VII Regulatory Fairness Board and the SBA Office of the National Ombudsman will hold a Public Roundtable on Thursday, November 7, 2002 at 9 a.m. at the Exchange Bank, 132 E. High Street, Jefferson City, MO 65102, to provide small business owners and representatives of trade associations

<sup>14</sup> 17 CFR 200.30-3(a)(12).

<sup>8</sup> In addition, the Exchange intends that, on its behalf, the NASD will bill and collect the initial and transfer fees in 2003, consistent with current practice.

<sup>9</sup> Two other exchanges recently increased their maintenance (also referred to as "annual") and transfer registration fees for registered representatives. See Securities Exchange Act Release Nos. 46266 (July 25, 2002), 67 FR 49969 (August 1, 2002) (SR-CBOE-2002-37) and 46239 (July 19, 2002), 67 FR 48962 (July 26, 2002) (SR-PCX-2002-38).

<sup>10</sup> 15 U.S.C. 78f(b).

with an opportunity to share information concerning the federal regulatory enforcement and compliance environment.

Anyone wishing to attend or to make a presentation must contact Rose Garland in writing or by fax, in order to be put on the agenda. Rose Garland, U.S. Small Business Administration, St. Louis District Office, 815 Olive Street, Room 242, St. Louis, MO 63101, phone (314) 539-6600 ext. 232, fax (314) 539-3785, e-mail: [rose.garland@sba.gov](mailto:rose.garland@sba.gov).

For more information, see our Web site at <http://www.sba.gov/ombudsman>.

Dated: October 23, 2002.

**Michael L. Barrera,**  
*National Ombudsman.*

[FR Doc. 02-27795 Filed 10-31-02; 8:45 am]

**BILLING CODE 8025-01-P**

## OFFICE OF SPECIAL COUNSEL

### SES Performance Review Board

**AGENCY:** U.S. Office of Special Counsel

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of the appointment of a member of the OSC Performance Review Board. The following person has been appointed to the SES Performance Review Board in the U.S. Office of Special Counsel: Bernestine Allen, Director, Office of International Transportation and Trade, Department of Transportation.

**FOR FURTHER INFORMATION CONTACT:** M. Marie Glover, Director of Human Resources, U.S. Office of Special Counsel, 1730 M Street, NW., Suite 218, Washington, D.C. 20036-4505, (202) 653-9485.

#### **SUPPLEMENTARY INFORMATION:**

Section 4314(c)(1) through (5) of Title 5, U.S.C., requires each agency to establish, in accordance with regulations prescribed by the Office of Personnel Management, one or more SES performance review boards. The board reviews and evaluates the initial appraisal of a senior executive's performance by the supervisor, and considers recommendations to the appointing authority regarding the performance of the senior executive.

Dated: October 25, 2002.

**Elaine D. Kaplan,**  
*Special Counsel.*

[FR Doc. 02-27763 Filed 10-31-02; 8:45 am]

**BILLING CODE 7405-01-S**

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### **Generalized System of Preferences (GSP); Deadline for Submission of Petitions for the 2002 Annual GSP Product and Country Eligibility Practices Review and Status of 2001 Annual GSP Review**

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice.

**SUMMARY:** This notice announces the initiation of the 2002 Annual GSP Product and Country Eligibility Practices Review and sets the deadline for the submission of petitions on December 2, 2002. The notification of which petitions have been accepted for the 2002 and 2001 Annual GSP Reviews and other relevant dates will be issued in the **Federal Register**.

#### **FOR FURTHER INFORMATION CONTACT:**

Contact the GSP Subcommittee, Office of the United States Trade Representative (USTR), 1724 F Street, NW., Room F-220, Washington, DC 20508. The telephone number is (202) 395-6971 and the facsimile number is (202) 395-9481.

**SUPPLEMENTARY INFORMATION:** The GSP provides for the duty-free importation of designated articles when imported from designated beneficiary developing countries. The GSP is authorized by title V of the Trade Act of 1974 (19 U.S.C. 2461, *et seq.*), as amended (the "Trade Act"), and is implemented in accordance with Executive Order 11888 of November 24, 1975, as modified by subsequent Executive Orders and Presidential Proclamations.

#### **2002 Annual GSP Review**

The GSP regulations (15 CFR Part 2007) provide the schedule of dates for conducting an annual review unless otherwise specified by a **Federal Register** notice. Notice is hereby given that, in order to be considered in the 2002 Annual GSP Product and Country Eligibility Practices Review, all petitions to modify the list of articles eligible for duty-free treatment under GSP or to review the GSP status of any beneficiary developing country must be received by the GSP Subcommittee of the Trade Policy Staff Committee no later than 5 p.m., December 2, 2002. Petitions submitted after the deadline will not be considered for review.

Interested parties or foreign governments may submit petitions to: (1) Designate additional articles as eligible for GSP; (2) withdraw, suspend or limit GSP duty-free treatment accorded either to eligible articles under

the GSP or to individual beneficiary developing countries with respect to specific GSP eligible articles; (3) waive the "competitive need limits" for individual beneficiary developing countries with respect to specific GSP eligible articles; and (4) otherwise modify GSP coverage. As specified in 15 CFR 2007.1, all product petitions must include a detailed description of the product and the subheading of the Harmonized Tariff Schedule (HTS) of the United States under which the product is classified.

Interested parties may also submit petitions to have the GSP status of any eligible beneficiary developing country reviewed with respect to any of the designation criteria listed in sections 502(b) or 502(c) of the Trade Act (19 U.S.C. 2462(b) and (c)). Such petitions must comply with the requirements of 15 CFR 2007.0(b).

#### **Requirements for Submissions**

All such submissions must conform to the GSP regulations set forth at 15 CFR part 2007, except as modified below. These regulations are also included in "A Guide to the U.S. Generalized System of Preferences (GSP)" (August 1991) ("GSP Guidebook"), available at [www.ustr.gov](http://www.ustr.gov). Petitioners are strongly advised to review the GSP regulations. Submissions that do not provide all information required by sections 2007.0 and 2007.1 of the GSP regulations will not be accepted for review, except upon a detailed showing in the submission that the petitioner made a good faith effort to obtain the information required. Petitions with respect to waivers of the "competitive need limitations" must meet the information requirements for product addition requests in section 2007.1(c) of the GSP regulations. A model petition format is available from the GSP Subcommittee and is included in the GSP Guide. Petitioners are requested to use this model petition format so as to ensure that all information requirements are met. Furthermore, interested parties submitting petitions that request action with respect to specific products should list on the first page of the petition the following information: (1) The requested action; (2) the United States HTS subheading in which the product is classified; and (3) if applicable, the beneficiary country.

Petitions and requests must be submitted, in English, to the Chairman of the GSP Subcommittee, Trade Policy Staff Committee and must be received no later than December 2, 2002. Submissions in response to this notice will be subject to public inspection by appointment with the staff of the USTR