

is resident in Cuba are authorized for the purpose of enabling the payee to emigrate from Cuba to the United States, in an amount not exceeding \$500, to be made only once to any payee, provided that the payee is a resident of and within Cuba at the time the payment is made.

(c) The term *close relative* used with respect to any person means such person's spouse, child, grandchild, parent, grandparent, great grandparent, uncle, aunt, brother, sister, nephew, niece, first cousin, mother-in-law, father-in-law, son-in-law, daughter-in-law, sister-in-law, brother-in-law, or spouse, widow, or widower of any of the foregoing.

12. Paragraph (c) is added to § 515.565 to read as follows:

**§ 515.565 Transactions in connection with public exhibitions or performances.**

\* \* \* \* \*

(c) Specific licenses may be issued in appropriate cases for transactions incident to participation by a person subject to the jurisdiction of the United States in a public exhibition or performance in Cuba.

13. Section 515.572 is added to subpart E to read as follows:

**§ 515.572 Transactions by news organizations.**

(a) Specific licenses may be issued authorizing all transactions necessary for the establishment and operation of news bureaus in Cuba whose primary purpose is the gathering and dissemination of news to the general public. Transactions that may be authorized include, but are not limited to, those incident to the following:

- (1) Leasing office space and securing related goods and services;
- (2) Hiring Cuban nationals to serve as support staff;
- (3) Purchasing Cuban-origin goods for use in the operation of the office; and
- (4) Paying fees related to the operation of the office in Cuba.

(b) Specific licenses may be issued authorizing transactions necessary for the establishment and operation of news bureaus in the United States by Cuban organizations whose primary purpose is the gathering and dissemination of news to the general public.

(c) Specific licenses may be issued authorizing transactions related to hiring Cuban nationals to provide reporting services or other services related to the gathering and dissemination of news.

(d) Note: The number assigned to a specific license issued pursuant to this section should be referenced in all

import documents, and in all funds transfers and other banking transactions through banks organized or located in the United States, in connection with the licensed transaction to avoid the blocking of goods imported from Cuba and the interruption of the financial transactions with Cuba.

14. Section 515.573 is added to subpart E to read as follows:

**§ 515.573 Transactions related to educational exchanges.**

Specific licenses may be issued on a case-by-case basis authorizing the following:

- (a) Transactions related to teaching at a Cuban academic institution by an individual regularly employed in a teaching capacity at a college or university located in the United States, provided the activities are related to a college or university academic program;
- (b) Transactions related to the sponsorship of a Cuban scholar to teach or engage in other scholarly activity at a college or university located in the United States;
- (c) Transactions related to participation in a formal course of study at a Cuban academic institution by a graduate or undergraduate student; and
- (d) Transactions related to the organization of activities described in paragraph (a), (b), or (c) of this section.

15. Section 515.574 is added to subpart E to read as follows:

**§ 515.574 Support for the Cuban people.**

(a) Specific licenses may be issued on a case-by-case basis for transactions intended to provide support for the Cuban people including, but not limited to, the following:

- (1) Activities of recognized human rights organizations; and
  - (2) Activities of individuals and non-governmental organizations which promote independent activity intended to strengthen civil society in Cuba.
- (b) Licenses will only be issued pursuant to this section upon a clearly articulated showing that the proposed transactions are consistent with the purposes of this part and that no significant accumulation of funds or financial benefit will accrue to the Government of Cuba.

Dated: October 13, 1995.

R. Richard Newcomb,  
*Director, Office of Foreign Assets Control.*

Approved: October 13, 1995.

John P. Simpson,  
*Deputy Assistant Secretary (Regulatory, Tariff & Trade Enforcement).*

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BILLING CODE 4810-25-F

**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

**32 CFR Part 311**

**Privacy Program**

**AGENCY:** Office of the Secretary, DOD.

**ACTION:** Final rule.

**SUMMARY:** The Office of the Secretary of Defense is exempting a system of records identified as DWHS 29, entitled Personnel Security Adjudications File, from certain provisions of 5 U.S.C. 552a. Exemption is needed to comply with prohibitions against disclosure of information provided the government under a promise of confidentiality and to protect privacy rights of individuals identified in the system of records. The proposed rule was published on June 14, 1995, at 60 FR 31267. No comments were received, therefore, the rule is being adopted as final.

**EFFECTIVE DATE:** August 15, 1995.

**ADDRESSES:** Send comments to the OSD Privacy Act Officer, Washington Headquarter Services, Correspondence and Directives Division, Records Management Division, 1155 Defense Pentagon, Washington, DC 20301-1155.

**FOR FURTHER INFORMATION CONTACT:** Mr. Dan Cragg at (703) 695-0970.

**SUPPLEMENTARY INFORMATION:**

Executive Order 12866

The Director, Administration and Management, Office of the Secretary of Defense has determined that this Privacy Act rule for the Department of Defense does not constitute 'significant regulatory action'. Analysis of the rule indicates that it does not have an annual effect on the economy of \$100 million or more; does not create a serious inconsistency or otherwise interfere with an action taken or planned by another agency; does not materially alter the budgetary impact of entitlements, grants, user fees, or loan programs or the rights and obligations of recipients thereof; does not raise novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in Executive Order 12866 (1993).

Regulatory Flexibility Act of 1980

The Director, Administration and Management, Office of the Secretary of Defense certifies that this Privacy Act rule for the Department of Defense does not have significant economic impact on a substantial number of small entities because it is concerned only with the administration of Privacy Act systems of records within the Department of Defense.

**Paperwork Reduction Act**  
 The Director, Administration and Management, Office of the Secretary of Defense certifies that this Privacy Act rule for the Department of Defense imposes no information requirements beyond the Department of Defense and that the information collected within the Department of Defense is necessary and consistent with 5 U.S.C. 552a, known as the Privacy Act of 1974.

**List of Subjects in 32 CFR Part 311**

Privacy.  
 Accordingly, 32 CFR part 311 is amended as follows:  
 1. The authority citation for 32 CFR part 311 continues to read as follows:  
 Authority: Pub. L. 93-579, 88 Stat 1896 (5 U.S.C.552a).  
 2. Section 311.7, add a new paragraph (c)(8) as follows:

**§ 311.7 Procedures for exemptions.**

\* \* \* \* \*  
 (c) *Specific exemptions.* \* \* \*  
 (8) *System identifier and name*-DWHS P29, Personnel Security Adjudications File.

*Exemption.* Portions of this system of records that fall within the provisions of 5 U.S.C. 552a(k)(5) may be exempt from the following subsections (d)(1) through (d)(5).

*Authority.* 5 U.S.C. 552a(k)(5).  
*Reasons.* From (d)(1) through (d)(5) because the agency is required to protect the confidentiality of sources who furnished information to the Government under an expressed promise of confidentiality or, prior to September 27, 1975, under an implied promise that the identity of the source would be held in confidence. This confidentiality is needed to maintain the Government's continued access to information from persons who otherwise might refuse to give it. This exemption is limited to disclosures that would reveal the identity of a confidential source. At the time of the request for a record, a determination will be made concerning whether a

right, privilege, or benefit is denied or specific information would reveal the identity of a source.  
 \* \* \* \* \*  
 Dated: October 13, 1995.  
 L. M. Bynum,  
*Alternate OSD Federal Register Liaison Officer, Department of Defense.*  
 [FR Doc. 95-25998 Filed 10-19-95; 8:45 am]  
**BILLING CODE 5000-04-F**

**Department of the Navy**

**32 CFR Part 706**

**Certifications and Exemptions Under the International Regulations for Preventing Collisions at Sea, 1972; Amendment**

**AGENCY:** Department of the Navy, DoD.  
**ACTION:** Final rule.

**SUMMARY:** The Department of the Navy is amending its certifications and exemptions under the International Regulations for Preventing Collisions at Sea, 1972 (72 COLREGS), to reflect that the Deputy Assistant Judge Advocate General (Admiralty) of the Navy has determined that USS STOUT (DDG 55) is a vessel of the Navy which, due to its special construction and purpose, cannot comply fully with certain provisions of the 72 COLREGS without interfering with its special functions as a naval ship. The intended effect of this rule is to warn mariners in waters where 72 COLREGS apply.

**EFFECTIVE DATE:** June 13, 1995.  
**FOR FURTHER INFORMATION CONTACT:** Commander K.P. McMahan, JAGC, U.S. Navy Admiralty Counsel, Office of the Judge Advocate General, Navy Department, 200 Stovall Street, Alexandria, VA 22332-2400. Telephone number: (703) 325-9744.  
**SUPPLEMENTARY INFORMATION:** Pursuant to the authority granted in 33 U.S.C. 1605, the Department of the Navy amends 32 CFR Part 706. This amendment provides notice that the Deputy Assistant Judge Advocate

General (Admiralty) of the Navy, under authority delegated by the Secretary of the Navy, has certified that USS STOUT (DDG 55) is a vessel of the Navy which, due to its special construction and purpose, cannot comply fully with the following specific provisions of 72 COLREGS without interfering with its special function as a naval ship: Annex I, section 3(a) pertaining to the location of the forward masthead light in the forward quarter of the vessel, and the horizontal distance between the forward and after masthead lights; and, Annex I, section 2(f)(i) pertaining to placement of the masthead light or lights above and clear of all other lights and obstructions. The Deputy Assistant Judge Advocate General (Admiralty) has also certified that the lights involved are located in closest possible compliance with the applicable 72 COLREGS requirements.

Moreover, it has been determined, in accordance with 32 CFR Parts 296 and 701, that publication of this amendment for public comment prior to adoption is impracticable, unnecessary, and contrary to public interest since it is based on technical findings that the placement of lights on this vessel in a manner differently from that prescribed herein will adversely affect the vessel's ability to perform its military functions.

**List of Subjects in 32 CFR Part 706**

Marine safety, Navigation (water), and Vessels.

Accordingly, 32 CFR Part 706 is amended as follows:

**PART 706—[AMENDED]**

1. The authority citation for 32 CFR Part 706 continues to read:

Authority: 33 U.S.C. 1605.

2. Table Four of § 706.2 is amended by revising the information on the following vessel in Paragraph 16:

**§ 706.2 Certifications of the Secretary of the Navy under Executive Order 11964 and 33 U.S.C. 1605.**

\* \* \* \* \*

Vessel	No.	Obstruction angle relative ship's headings
USS STOUT.	DDG 55 ...	102.00 thru 112.50°.

3. Table Five of § 706.2 is amended by revising the information on the following vessel: