

List of Subjects in 19 CFR Part 4

Customs duties and inspection, Reporting and recordkeeping requirements, Vessels.

Amendments to the Regulations

Part 4, Customs Regulations (19 CFR Part 4), is amended as set forth below.

**PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES**

1. The general authority citation for Part 4, Customs Regulations (19 CFR Part 4) and specific authority citation for section 4.8 continue, and the specific authority citation for section 4.30 is revised, to read as follows:

Authority: 5 U.S.C. 301; 19 U.S.C. 66, 1431, 1433, 1434, 1624; 46 U.S.C. App. 3, 91;  
\* \* \* \* \*

Section 4.8 also issued under 19 U.S.C. 1448, 1486;  
\* \* \* \* \*

Section 4.30 also issued under 19 U.S.C. 288, 1446, 1448, 1450–1454, 1490;  
\* \* \* \* \*

2. Section 4.8 is revised to read as follows:

**§ 4.8 Preliminary entry.**

Preliminary entry allows a U.S. or foreign vessel arriving under circumstances which require it to formally enter, to discharge cargo, passengers, or baggage prior to making formal entry. The granting of preliminary entry may be accomplished electronically pursuant to an authorized electronic data interchange system, or by other means of communication approved by the Customs Service. Preliminary entry must be made in compliance with § 4.30 of this part. The granting of preliminary vessel entry by the Customs Service may be conditioned upon the presentation of a completed Customs Form 1300 (Master's Certificate on Preliminary Entry) to Customs during discretionary vessel boarding, or upon the filing with Customs of a Customs Form 1300 or its equivalent by electronic or other means in instances where vessels are not boarded.

3. Section 4.30 (a) is amended by removing the period at the end and adding the words "or electronically pursuant to an authorized electronic data interchange system or other means of communication approved by the Customs Service."

4. Section 4.30(b) is amended by adding after the phrase "Customs Form 3171," the words "or electronically pursuant to an authorized electronic data interchange system or other means

of communication approved by the Customs Service,".

George J. Weise,  
*Commissioner of Customs.*

Approved: November 24, 1995.  
John P. Simpson,  
*Deputy Assistant Secretary of the Treasury.*  
[FR Doc. 96-1327 Filed 1-25-96; 8:45 am]  
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**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Food and Drug Administration**

**21 CFR Part 5**

**Delegations of Authority and Organization; Office of the Commissioner**

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule.

**SUMMARY:** The Food and Drug Administration (FDA) is amending the regulations for redelegations of authority from the Commissioner of Food and Drugs to other officers of FDA in order to give the Associate Commissioner for Policy Coordination, Office of Policy, authority to issue Federal Register notices and proposed and final regulations for FDA. This action is being taken in order to hasten the process of issuing such notices and proposed and final regulations. This authority may not be further redelegated at this time.

**EFFECTIVE DATE:** January 26, 1996.  
**FOR FURTHER INFORMATION CONTACT:** Ellen Rawlings, Division of Management, Systems and Policy (HFA-340), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-4976.

**SUPPLEMENTARY INFORMATION:** FDA is amending the regulations in § 5.20 *General redelegations of authority from the Commissioner to other officers of the Food and Drug Administration* (21 CFR 5.20) in order to add the title of Associate Commissioner for Policy Coordination to those authorized to issue Federal Register notices and proposed and final regulations for FDA. This action is being taken in order to hasten the process of issuing such notices and proposed and final regulations.

Further redelegation of these authorities is not authorized at this time. Authority delegated to a position by title may be exercised by a person officially designated to serve in such

position in an acting capacity or on a temporary basis.

List of Subjects in 21 CFR Part 5

Authority delegations (Government agencies), Imports, Organization and functions (Government agencies).

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs, 21 CFR part 5 is amended as follows:

**PART 5—DELEGATIONS OF AUTHORITY AND ORGANIZATION**

1. The authority citation for 21 CFR part 5 continues to read as follows:

Authority: 5 U.S.C. 504, 552, App. 2; 7 U.S.C. 138a, 2271; 15 U.S.C. 638, 1261-1282, 3701-3711a; secs. 2-12 of the Fair Packaging and Labeling Act (15 U.S.C. 1451-1461); 21 U.S.C. 41-50, 61-63, 141-149, 467f, 679(b), 801-886, 1031-1309; secs. 201-903 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321-394); 35 U.S.C. 156; secs. 301, 302, 303, 307, 310, 311, 351, 352, 354, 361, 362, 1701-1706; 2101, 2125, 2127, 2128 of the Public Health Service Act (42 U.S.C. 241, 242, 242a, 242l, 242n, 243, 262, 263, 263b, 264, 265, 300u-300u-5, 300aa-1, 300aa-25, 300aa-27, 300aa-28); 42 U.S.C. 1395y, 3246b, 4332, 4831(a), 10007-10008; E.O. 11490, 11921, and 12591; secs. 312, 313, 314 of the National Childhood Vaccine Injury Act of 1986, Pub. L. 99-660 (42 U.S.C. 300aa-1 note).

2. Section 5.20 is amended by revising paragraph (f)(1) to read as follows:

**§ 5.20 General redelegations of authority from the Commissioner to other officers of the Food and Drug Administration.**

\* \* \* \* \*  
(f)(1) The Deputy Commissioner for Policy and the Associate Commissioner for Policy Coordination are authorized to perform any of the functions of the Commissioner of Food and Drugs with respect to the issuance of Federal Register notices and proposed and final regulations of the Food and Drug Administration.  
\* \* \* \* \*

Dated: January 19, 1996.  
William B. Schultz,  
*Deputy Commissioner for Policy.*  
[FR Doc. 96-1322 Filed 1-25-96; 8:45 am]  
BILLING CODE 4160-01-F

**21 CFR Part 558**

**New Animal Drugs For Use In Animal Feeds; Chlortetracycline, Sulfathiazole, Penicillin**

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule.