

effective September 16, 1995, which is incorporated by reference in 14 CFR 71.1. The airway listed in this document will be published subsequently in the Order.

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. It, therefore—(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 will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### Adoption of the Agreement

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

#### **PART 71—[AMENDED]**

1. The authority citation for part 71 is revised 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 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995, and effective September 16, 1995, is amended as follows:

#### *Paragraph 6010(a)—Domestic VOR Federal Airways*

\* \* \* \* \*

#### V-423 [Revised]

From Williamsport, PA; Binghamton, NY; Ithaca, NY; Syracuse, NY; Watertown, NY; INT Watertown 018° radial and the United States/Canadian Border.

\* \* \* \* \*

Issued in Washington, DC, on March 4, 1996.

Nancy B. Kalinowski,

*Acting Manager, Airspace—Rules and Aeronautical Information Division.*

[FR Doc. 96–5834 Filed 3–11–96; 8:45 am]

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## **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

### **Food and Drug Administration**

#### **21 CFR Part 175**

[Docket No. 93F–0358]

#### **Indirect Food Additives: Adhesives and Components of Coatings**

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

**ACTION:** Final rule.

**SUMMARY:** The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of *meta*-tetramethylxylene diisocyanate for reaction with one or more of the polyols and polyesters listed in the adhesive regulations and with dimethylolpropionic acid and trimethylamine, *N*-methyl-diethanolamine, 2-dimethylaminoethanol, 2-dimethylamino-2-methyl-1-propanol, and/or 2-amino-2-methyl-1-propanol in the production of polyurethane resins intended for use as components of adhesive formulations used in food packaging applications. This action is in response to a petition filed by Cytec Industries.

**DATES:** Effective March 12, 1996; written objections and requests for a hearing by April 11, 1996.

**ADDRESSES:** Submit written objections to the Dockets Management Branch (HFA–305), Food and Drug Administration, 12420 Parklawn Dr., rm. 1–23, Rockville, MD 20857.

**FOR FURTHER INFORMATION CONTACT:** Vir D. Anand, Center for Food Safety and Applied Nutrition (HFS–216), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–418–3081.

**SUPPLEMENTARY INFORMATION:** In a notice published in the Federal Register of October 26, 1993 (58 FR 57613), FDA announced that a food additive petition (FAP 3B4401) had been filed by Cytec Industries, c/o Keller and Heckman, 1001 G St. NW., suite 500 West, Washington, DC 20001, proposing that § 175.105 *Adhesives* (21 CFR 175.105) be amended to provide for the safe use of *meta*-tetramethylxylene diisocyanate for reaction with one or more of the polyols and polyesters listed in § 175.105 and with dimethylolpropionic acid and trimethylamine, *N*-methyl-diethanolamine, 2-dimethylaminoethanol, 2-dimethylamino-2-methyl-1-propanol, and/or 2-amino-2-methyl-1-propanol in the production of polyurethane resins intended for use as components of

adhesive formulations used in food packaging applications. This document is also amending § 175.105(c)(5) to correct inconsistencies in the spelling of the Chemical Abstract Service Registry Numbers.

FDA has evaluated data in the petition and other relevant material. The agency concludes that the proposed use of the additive is safe and that 21 CFR 175.105 should be amended as set forth below.

In accordance with § 171.1(h) (21 CFR 171.1(h)), the petition and the documents that FDA considered and relied upon in reaching its decision to approve the petition are available for inspection at the Center for Food Safety and Applied Nutrition by appointment with the information contact person listed above. As provided in 21 CFR 171.1(h), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

The agency has carefully considered the potential environmental effects of this action. FDA has concluded that the action will not have a significant impact on the human environment, and that an environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting that finding, contained in an environmental assessment, may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

Any person who will be adversely affected by this regulation may at any time on or before April 11, 1996, file with the Dockets Management Branch (address above) written objections thereto. Each objection shall be separately numbered, and each numbered objection shall specify with particularity the provisions of the regulation to which objection is made and the grounds for the objection. Each numbered objection on which a hearing is requested shall specifically so state. Failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held. Failure to include such a description and analysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Three copies of all documents shall be submitted and shall be identified with the docket number found in brackets in the heading of this

document. Any objections received in response to the regulation may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 175

Adhesives, Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to

the Director, Center for Food Safety and Applied Nutrition, 21 CFR part 175 is amended as follows:

**PART 175—INDIRECT FOOD ADDITIVES: ADHESIVES AND COMPONENTS OF COATINGS**

1. The authority citation for 21 CFR part 175 continues to read as follows:  
 Authority: Secs. 201, 402, 409, 721 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 342, 348, 379e).

2. Section 175.105 is amended in the table in paragraph (c)(5) by revising the entry for "Polyurethane resins \* \* \*" under the heading "Substances" to read as follows:

|                             |     |   |   |   |
|-----------------------------|-----|---|---|---|
| <b>§ 175.105 Adhesives.</b> |     |   |   |   |
| *                           | *   | * | * | * |
|                             | (c) | * | * | * |
|                             | (5) | * | * | * |

| Substances  | Limitations |
|---|-------------|
| *   | *           |
| Polyurethane resins produced by: (1) reacting diisocyanates with one or more of the polyols or polyesters named in this paragraph, or (2) reacting the chloroformate derivatives of one or more of the polyols or polyesters named in this paragraph with one or more of the polyamines named in this paragraph, or (3) reacting toluene diisocyanate or 4,4'-methylenebis(cyclohexylisocyanate) (CAS Reg. No. 5124-30-1) with one or more of the polyols or polyesters named in this paragraph and with either <i>N</i> -methyldiethanolamine (CAS Reg. No. 105-59-9) and dimethyl sulfate (CAS Reg. No. 77-78-1) or dimethylolpropionic acid (CAS Reg. No. 4767-03-7) and triethylamine (CAS Reg. No. 121-44-8), or (4) reacting <i>meta</i> -tetramethylxylene diisocyanate (CAS Reg. No. 2778-42-9) with one or more of the polyols and polyesters listed in this paragraph and with dimethylolpropionic acid (CAS Reg. No. 4767-03-7) and triethylamine (CAS Reg. No. 121-44-8), <i>N</i> -methyldiethanolamine (CAS Reg. No. 105-59-9), 2-dimethylaminoethanol (CAS Reg. No. 108-01-0), 2-dimethylamino-2-methyl-1-propanol (CAS Reg. No. 7005-47-2), and/or 2-amino-2-methyl-1-propanol (CAS Reg. No. 124-68-5). | *           |
| *   | *           |

Dated: March 1, 1996.  
 Fred R. Shank,  
 Director, Center for Food Safety and Applied Nutrition.  
 [FR Doc. 96-5812 Filed 3-11-96; 8:45 am]  
 BILLING CODE 4160-01-F

**DEPARTMENT OF DEFENSE**

**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 PAUL HAMILTON (DDG 60) is a vessel of the Navy which, due to its special construction and purpose, cannot fully comply 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:** February 26, 1996.

**FOR FURTHER INFORMATION CONTACT:**  
 Captain R. R. Pixa, 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 PAUL HAMILTON (DDG 60) is a vessel of the Navy which, due to its special construction and purpose, cannot fully comply with the following specific provisions of 72 COLREGS without interfering with its special function as a naval ship: Annex I, paragraph 3(a), pertaining to the location of the forward masthead light in the forward quarter of the vessel, the placement of the after masthead light, and the horizontal distance between the forward and after masthead lights; Annex I, paragraph 2(f)(i) pertaining to placement of the masthead light or lights above and clear of all other lights and obstructions; Annex I, paragraph 3(c) pertaining to placement of task lights not less than two meters from the fore and aft centerline of the ship in the athwartship direction; and, Rule 21(a), pertaining to the masthead light unbroken arc of

visibility over an arc of the horizon of 225 degrees and visibility from right ahead to abaft the beam of 22.5 degrees. 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 Five of § 706.2 is amended by revising the entry for USS PAUL HAMILTON (DDG 60) as follows: