

National Environmental Policy Act

NHTSA has also analyzed this final rule under the National Environmental Policy Act and determined that it will not have a significant impact on the human environment.

Executive Order 12612 (Federalism)

NHTSA has analyzed this rule in accordance with the principles and criteria contained in E.O. 12612, and has determined that this rule will not have significant federalism implications to warrant the preparation of a Federalism Assessment.

Civil Justice Reform

This final rule does not have any retroactive effect. Under 49 U.S.C. 30103, whenever a Federal motor vehicle safety standard is in effect, a State may not adopt or maintain a safety standard applicable to the same aspect of performance which is not identical to the Federal standard, except to the extent that the State requirement imposes a higher level of performance and applies only to vehicles procured for the State's use. 49 U.S.C. 30161 sets forth a procedure for judicial review of final rules establishing, amending or revoking Federal motor vehicle safety standards. That section does not require submission of a petition for reconsideration or other administrative proceedings before parties may file suit in court.

List of Subjects in 49 CFR Part 571

Imports, Motor vehicle safety, Motor vehicles.

In consideration of the foregoing, 49 CFR Part 571 is amended as follows:

PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

1. The authority citation for Part 571 of Title 49 continues to read as follows:

Authority: 49 U.S.C. 322, 30111, 30115, 30117, and 30166; delegation of authority at 49 CFR 1.50.

2. Section 571.202 is amended by revising section S4.3(b)(3) to read as follows:

§ 571.202 Standard No. 202; Head restraints.

* * * * *

S4.3

* * * * *

(b)

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(3) When tested in accordance with S5.2, any portion of the head form in contact with the head restraint shall not be displaced to more than 4 inches perpendicularly rearward of the displaced extended torso reference line during the application of the load specified in S5.2(c); and

* * * * *

Issued on May 22, 1996.

Ricardo Martinez,

Administrator.

[FR Doc. 96-13527 Filed 5-29-96; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 301

[Docket No. 960111003-6068-03; I.D. 052196B]

Pacific Halibut Fisheries; 1996 Halibut Landing Report No. 1

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Inseason action.

SUMMARY: The Assistant Administrator for Fisheries, NOAA, on behalf of the International Pacific Halibut Commission (IPHC), publishes these inseason actions pursuant to IPHC regulations approved by the U.S. Government to govern the Pacific halibut fishery. This action is intended

to enhance the conservation of the Pacific halibut stock.

EFFECTIVE DATE: Non-treaty commercial fishing period for Area 2A: 8 a.m. through 6 p.m., Pacific local time, July 10, 1996.

FOR FURTHER INFORMATION CONTACT:

Steven Pennoyer, 907-586-7221; William W. Stelle, Jr., 206-526-6140; or Donald McCaughran, 206-634-1838.

SUPPLEMENTARY INFORMATION: The IPHC, under the Convention between the United States of America and Canada for the Preservation of the Halibut Fishery of the Northern Pacific Ocean and Bering Sea (signed at Ottawa, Ontario, on March 2, 1953), as amended by a Protocol Amending the Convention (signed at Washington, DC, on March 29, 1979), has issued this inseason action pursuant to IPHC regulations governing the Pacific halibut fishery. The regulations have been approved by NMFS (60 FR 14651, March 20, 1995, and amended at 61 FR 11337, March 20, 1996). On behalf of the IPHC, this inseason action is published in the Federal Register to provide additional notice of its effectiveness, and to inform persons subject to the inseason action of the restrictions and requirements established therein.

Inseason Action

1996 Halibut Landing Report No. 1

Non-treaty Commercial Fishing Period Limits in Area 2A

The Commission has determined that fishing period limits will be required during the 10-hour, July 10 non-treaty directed commercial fishing period in Area 2A to avoid exceeding the 91,052 pound (41.90 metric tons (mt)) catch limit. The July 10 fishing period will begin at 8:00 a.m. and end at 6:00 p.m. The fishery is restricted to waters that are south of Point Chehalis, Washington (46°53'18" N. latitude) under regulations promulgated by National Marine Fisheries Service. Fishing period limits as indicated in the following table will be in effect for this opening.

Vessel class		Fishing period limit (pounds)	
Length	Letter	Dressed, head-on	Dressed, head-off *
0-25	A	285	250
26-30	B	360	315
31-35	C	575	505
36-40	D	1,580	1,390
41-45	E	1,700	1,495
46-50	F	2,035	1,790
51-55	G	2,265	1,995
56+	H	3,410	3,000

*Weights are after 2 percent has been deducted for ice and slime if fish are not washed prior to weighing.

The appropriate vessel length class and letter is printed on each vessel license.

The fishing period limit is shown in terms of dressed, head-off weight as well as dressed, head-on weight, although fishermen are reminded that regulations require that all halibut from Area 2A be landed with the head on.

The fishing period limit applies to the vessel, not the individual fisherman, and any landings over the vessel limit will be subject to forfeiture and fine.

Northwest Treaty Tribes Fishery in Area 2A

Northwest treaty Indian tribes were allocated a total allowable catch of 182,000 pounds (82.55 mt) in subarea 2A-1 (northern Washington coast) in 1996. Of this total, 14,000 pounds (6.35 mt) are reserved for ceremonial and

subsistence purposes, leaving 168,000 pounds (76.20 mt) for the commercial fishery.

As of April 1, 1996, the total commercial catch in subarea 2A-1 was 166,000 pounds (75.29 mt). A restricted commercial fishery occurred March 15 to April 1, producing 12,000 pounds (5.44 mt). Two directed commercial fishing periods produced a total of 154,000 pounds (69.85 mt). A decision whether to reopen subarea 2A-1 to catch the 2,000 pounds (0.90 mt) remaining in the catch limit will be made later.

Area 2B Commercial Fishery Update

Halibut landings from Area 2B total 3.0 million pounds (1,360.79 mt) through May 6, leaving 6.52 million pounds (2,957.45 mt) of the catch limit to be caught. The fishery will continue

until all Individual Vessel Quotas have been filled, or November 15, whichever is earlier.

Annette Island Reserve Fishery in Area 2C

The Metlakatla Indian community has been authorized by the United States Government to conduct a commercial halibut fishery within the Annette Island Reserve. One 48-hour fishing period occurred between April 27-29, producing a total catch of 3,050 pounds (1.38 mt).

Alaskan Commercial Fishery Update

It is estimated that the following catches and number of landings were made in the Alaskan Individual Fishing Quota (IFQ) fishery through May 1, 1996. No Community Development Quota landings have been made.

Area	Catch limit (000's pounds)	Catch (000's pounds)	No. of landings
2C	9,000	2,354	603
3A	20,000	3,786	493
3B	3,700	215	35
4A	1,950	26	4
4B	2,310	13	1
4C	770	0	0
4D	770	0	0
4E	120	0	0
Total	38,620	6,394	1,136

During the same time period in 1995, March 15 through May 2, 2.5 million

pounds (11,339.92 mt) were landed in the Alaskan IFQ fishery.

Dated: May 23, 1996.
 Richard W. Surdi,
Acting Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service.
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