



# FEDERAL REGISTER

VOLUME 24

NUMBER 239

Washington, Wednesday, December 9, 1959

## Title 7—AGRICULTURE

### Chapter III—Agricultural Research Service, Department of Agriculture

#### PART 351—IMPORTATION OF PLANTS OR PLANT PRODUCTS BY MAIL

On September 2, 1959, there was published in the FEDERAL REGISTER (24 F.R. 7108) under section 4 of the Administrative Procedure Act (5 U.S.C. 1003) a notice of rule making concerning a revision of 7 CFR Part 351. After due consideration of all relevant matters and pursuant to sections 7 and 9 of the Plant Quarantine Act of 1912 (7 U.S.C. 160, 162) and sections 103, 105, and 106 of the Federal Plant Pest Act of May 23, 1957 (7 U.S.C. 150bb, 150dd, 150ee), a revision of 7 CFR Part 351, is hereby issued as follows:

- Sec.
- 351.1 Joint treatment generally.
  - 351.2 Location of inspectors.
  - 351.3 Procedure on arrival.
  - 351.4 Records.
  - 351.5 Return or destruction.
  - 351.6 Packages in closed mail dispatches.
  - 351.7 Regulations governing importation by mail of plant material for immediate export.

**CROSS REFERENCE:** For customs regulations governing importation of plants and plant products, see 19 CFR Part 12.

**AUTHORITY:** §§ 351.1 to 351.7 issued under sec. 9, 37 Stat. 318, and sec. 106, 71 Stat. 33, 7 U.S.C. 162, 150ee. Interpret or apply sec. 7, 37 Stat. 317, and secs. 103, 105, 71 Stat. 32, 7 U.S.C. 160, 150bb, 150dd; 19 F.R. 74, as amended.

#### § 351.1 Joint treatment generally.

Under various orders, quarantines, and regulations promulgated by the Administrator of the Agricultural Research Service under authority of the Plant Quarantine Act of August 20, 1912 (37 Stat. 315-319, 7 U.S.C. 151 et seq.), as amended, and the Federal Plant Pest Act of May 23, 1957 (71 Stat. 31-35; 7 U.S.C. 150aa-150jj), the entry into the United States of certain plants, plant products, and soil is prohibited or restricted. As an aid in enforcing these or subsequent orders, quarantines, and regulations, provisions have been made by the Plant Quarantine Division of the United States

Department of Agriculture, concurrently with the Postal and Customs Services, to insure closer inspection of such importations.

#### § 351.2 Location of inspectors.

Inspectors of the Plant Quarantine Division and customs officers are stationed at the following locations:

- Atlanta, Ga.
- Baltimore, Md.
- Baton Rouge, La.
- Blaine, Wash.
- Boston, Mass.
- Brownsville, Tex.
- Buffalo, N.Y.
- Calexico, Calif.
- Charleston, S.C.
- Charlotte Amalie, St. Thomas, V.I.
- Chicago, Ill.
- Christiansted, St. Croix, V.I.
- Cleveland, Ohio.
- Corpus Christi, Tex.
- Dallas, Tex.
- Del Rio, Tex.
- Detroit, Mich.
- Douglas, Ariz.
- Dover, Del.
- Eagle Pass, Tex.
- El Paso, Tex.
- Galveston, Tex.
- Hidalgo, Tex.
- Hilo, Hawaii.
- Hoboken, N.J.
- Honolulu, Hawaii.
- Houston, Tex.
- Jacksonville, Fla.
- Key West, Fla.
- Laredo, Tex.
- Memphis, Tenn.
- Miami, Fla.
- Mobile, Ala.
- New Orleans, La.
- New York, N.Y.
- Nogales, Ariz.
- Norfolk, Va.
- Pensacola, Fla.
- Philadelphia, Pa.
- Port Arthur, Tex.
- Port Everglades, Fla.
- Portland, Ore.
- Presidio, Tex.
- Roma, Tex.
- St. Albans, Vt.
- St. Paul, Minn.
- San Antonio, Tex.
- San Diego, Calif.
- San Francisco, Calif.
- San Juan, P.R.
- San Luis, Ariz.
- San Pedro, Calif.
- San Ysidro, Calif.
- Savannah, Ga.
- Seattle, Wash.

(Continued on p. 9925)

## CONTENTS

	Page
<b>Agriculture Department</b>	
See Agricultural Research Service; Commodity Credit Corporation; Commodity Stabilization Service; Farmers Home Administration.	
<b>Agricultural Research Service</b>	
Rules and regulations:	
Importation of plants or plant products by mail.....	9923
Screwworms; miscellaneous amendments.....	9926
<b>Atomic Energy Commission</b>	
Notices:	
Armour Research Foundation of Illinois in Institute of Technology; issuance of facility license amendment....	9953
North American Aviation, Inc.; proposed issuance of construction permit.....	9953
<b>Coast Guard</b>	
Rules and regulations:	
Cadets; eyes and vision.....	9932
<b>Commerce Department</b>	
See also Foreign Commerce Bureau	
Notices:	
Changes in financial interests:	
Dugan, Edmund W.....	9950
Shea, Kevin G.....	9950
Continuity of services in and for Alaska; delegation of authority.....	9949
<b>Commodity Credit Corporation</b>	
Notices:	
Sales list, December.....	9957
<b>Commodity Stabilization Service</b>	
Proposed rule making:	
Liquid sugar, entry into U.S....	9934
<b>Farmers Home Administration</b>	
Rules and regulations:	
Average value of farms; Arkansas.....	9925
<b>Federal Aviation Agency</b>	
Proposed rule making:	
Federal airway, modification; and reporting point, designation.....	9935
Federal airway and associated control area, modification; and reporting point, designation.....	9936
Federal airway and associated control area; modification....	9936

companies the principal business of which within the United States is that of a public-utility company.

The proposed rule would unconditionally exempt every registered holding company (1) as to which there is pending an application for an order of exemption under section 3(a) (5) of the Act, and (2) which is permitted to conduct an investment program by an order of the Commission which has become final entered in connection with the conversion of such company into an investment company in compliance with section 11 of the Act, from all the obligations, duties and liabilities imposed upon it by the Act as a registered holding company, with respect to the issue, sale or acquisition of shares of common stock of which it is the issuer, provided that the company so exempted, in effecting any such issue, sale or acquisition, shall conform to the requirements of the Investment Company Act of 1940.

Heretofore certain registered holding companies, have, with Commission approval, converted into investment companies, and there is presently one registered holding company, in the process of converting into an investment company to comply with section 11 of the Act, which has no domestic public-utility

subsidiaries and which is conducting an investment program permitted by order of the Commission which has become final. The Commission believes that it is consistent with the protection of the public interest and the interest of investors or consumers that such a registered holding company, during the interim period while it is converting into an investment company, be relieved of the obligations of a registered holding company with respect to the issue, sale or acquisition of shares of common stock of which it is the issuer, provided that it be required to conform to the requirements of the Investment Company Act of 1940 with respect to any such issue, sale or acquisition which would apply if the conversion of such company had been completed at the time of any such transaction.

The text of the proposed rule would read as follows:

§ 250.14 Exemption of certain registered holding companies converting into investment companies with respect to issue, sale or acquisition of shares of common stock of which they are the issuers.

Any registered holding company as to which there is pending an application for an order of exemption under section

3(a) (5) of the Act, and which is permitted to conduct an investment program by an order of the Commission which has become final, entered in connection with the conversion of such company into an investment company in compliance with section 11 of the Act, shall be exempt from all obligations, duties and liabilities imposed by the Act, or any rule promulgated thereunder, on such company as a registered holding company, with respect to the issue, sale or acquisition of shares of common stock of which it is the issuer; provided that such company, in effecting any such issue, sale or acquisition, shall conform to the requirements of the Investment Company Act of 1940.

All interested persons are hereby invited to submit views and comments on the proposed rule. Such views and comments should be submitted to the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D.C., on or before December 15, 1959.

By the Commission,

[SEAL] ORVAL L. DuBOIS,  
Secretary.

DECEMBER 1, 1959.

[F.R. Doc. 59-10382; Filed, Dec. 8, 1959; 8:48 a.m.]

## NOTICES

### DEPARTMENT OF THE TREASURY

Office of the Secretary

[Order 150-49]

#### INTERNAL REVENUE DISTRICT, MANHATTAN

By virtue of the authority vested in me as Secretary of the Treasury by Reorganization Plan No. 26 of 1950, Reorganization Plan No. 1 of 1952, section 7621 of the Internal Revenue Code of 1954, as amended, and Executive Order 10229, approved September 17, 1951, made applicable to the Internal Revenue Code of 1954 by Executive Order 10574, approved November 5, 1954, it is hereby ordered:

1. *Internal Revenue Districts of Lower Manhattan and Upper Manhattan, and district directors' offices thereof abolished.* The Internal Revenue District, Lower Manhattan, and Internal Revenue District, Upper Manhattan, and the office of district director of each such district are abolished.

2. *Internal Revenue District, Manhattan, and office of district director thereof established.* An internal revenue district to be known as Internal Revenue District, Manhattan, which shall include the area within the boundaries of the internal revenue districts named in paragraph 1 as they existed immediately prior to the effective date of this order, and an office of District Director, Manhattan, are established in the New York City Region for all purposes authorized

by the internal revenue laws of the United States.

3. *Effective date.* This order shall be effective January 1, 1960.

Dated: November 25, 1959.

[SEAL] ROBERT B. ANDERSON,  
Secretary of the Treasury.

[F.R. Doc. 59-10398; Filed, Dec. 8, 1959; 8:50 a.m.]

### DEPARTMENT OF COMMERCE

Bureau of Foreign Commerce

BAKELY DISTRIBUTORS, LTD., ET AL.

#### Order Denying Export Privileges

In the matter of Bakely Distributors Limited, H. Martyn Snow, I. K. Arnold, 105 Coleherne Court, London S.W. 5, England, Case No. 264; respondents.

Bakely Distributors Limited, H. Martyn Snow, and I. K. Arnold, all of London, England, the respondents herein, were charged by the Director, Investigation Staff, Bureau of Foreign Commerce of the United States Department of Commerce, with having violated the Export Control Act of 1949, as amended, in that, as alleged, they engaged in conduct which induced the exportation of goods from the United States and later transhipped such goods to Communist China, contrary to the regulations and the authorizations under which the goods had been exported from the United States. They answered the charging let-

ter, admitting the substance of the charges but citing various factors in alleged mitigation.

In accordance with the practice, the case was referred to the Compliance Commissioner, who has reported that the evidence supports findings of violation and has recommended that the respondents be denied export privileges so long as export controls remain in effect.

Now, after considering the entire record consisting of the charges, the evidence submitted in support thereof, the answers and other evidence submitted by respondents, and the Report and Recommendation of the Compliance Commissioner, I hereby make the following findings of fact.

1. At all times hereinafter mentioned, respondent Bakely Distributors Limited was a corporation engaged in import and export business in London, England, respondent H. Martyn Snow was its senior director, and respondent I. K. Arnold was also a director.

2. The respondents, prior to their purchase and the exportation from the United States of the goods hereinafter mentioned, had entered into contracts for the sale and delivery thereof to a firm in Shanghai, China.

3. Respondents knew that the Export Control Regulations of the United States did not permit the exportation of goods from the United States to Communist China.

4. Having such knowledge, they caused to be ordered from one American exporter a microtome knife sharpener,