

Dated: May 16, 2003.

John S. Wolf,

*Assistant Secretary of State for
Nonproliferation, Department of State.*

[FR Doc. 03-13021 Filed 5-22-03; 8:45 am]

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DEPARTMENT OF STATE

[Public Notice 4371]

Bureau of Nonproliferation; Imposition of Nonproliferation Measures on an Iranian Entity, Including a Ban on U.S. Government Procurement

AGENCY: Bureau of Nonproliferation, Department of State.

ACTION: Notice.

SUMMARY: The U.S. Government has determined that a foreign entity has engaged in missile technology proliferation activities that require the imposition of measures pursuant to Executive Order 12938 of November 14, 1994, as amended by Executive Order 13094 of July 28, 1998.

EFFECTIVE DATE: May 9, 2003.

FOR FURTHER INFORMATION CONTACT: On general issues: Vann H. Van Diepen, Office of Chemical, Biological, and Missile Nonproliferation, Bureau of Nonproliferation, Department of State, (202-647-1142). On import ban issues, Rachelle Stern, Director, Policy Planning and Program Management, Office of Foreign Assets Control, Department of the Treasury, (202-622-2500). On U.S. Government procurement ban issues: Gladys Gines, Office of the Procurement Executive, Department of State, (703-516-1691).

SUPPLEMENTARY INFORMATION: Pursuant to the authorities vested in the President by the Constitution and the laws of the United States of America, including the International Emergency Economic Powers Act (50 U.S.C. 1701 *et seq.*) (IEEPA), the National Emergencies Act (50 U.S.C. 1601 *et seq.*), the Arms Export Control Act (22 U.S.C. 2751 *et seq.*), and section 301 of title 3, United States Code, and Executive Order 12938 of November 14, 1994, as amended, the U.S. Government determined on May 9, 2003 that the following Iranian person has engaged in proliferation activities that require the imposition of measures pursuant to sections 4(b), 4(c), and 4(d) of Executive Order 12938: Shahid Hemmat Industrial Group.

Accordingly, pursuant to the provisions of Executive Order 12938, the following measures are imposed on this entity, its subunits, and successors for two years:

1. All departments and agencies of the United States

Government shall not procure or enter into any contract for the procurement of any goods, technology, or services from these entities including the termination of existing contracts;

2. All departments and agencies of the United States government shall not provide any assistance to these entities, and shall not obligate further funds for such purposes;

3. The Secretary of the Treasury shall prohibit the importation into the United States of any goods, technology, or services produced or provided by these entities, other than information or informational materials within the meaning of section 203(b)(3) of International Emergency Economic Powers Act (50 U.S.C. 1702(b)(3)).

These measures shall be implemented by the responsible departments and agencies as provided in Executive Order 12938.

In addition, pursuant to §126.7(a)(1) of the International Traffic in Arms Regulations, it is deemed that suspending the above-named entity from participating in any activities subject to Section 38 of the Arms Export Control Act would be in furtherance of the national security and foreign policy of the United States.

Therefore, until further notice, the Department of State is hereby suspending all licenses and other approvals for:

(a) Exports and other transfers of defense articles and defense services from the United States; (b) transfers of U.S.-origin defense articles and defense services from foreign destinations; and (c) temporary import of defense articles to or from the above-named entity.

Moreover, it is the policy of the United States to deny licenses and other approvals for exports and temporary imports of defense articles and defense services destined for this entity.

Dated: May 16, 2003.

John S. Wolf,

*Assistant Secretary of State for
Nonproliferation, Department of State.*

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Proposed Revisions to Advisory Circular 25.1419-1, Certification of Transport Category Airplanes for Flight in Icing Conditions

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice of proposed advisory circular revision and request for comments.

SUMMARY: The Federal Aviation Administration invites comments concerning a proposed revision to Advisory Circular 25.1419-1, "Certification of Transport Category Airplanes for Flight in Icing Conditions." The proposed revision provides revised guidance for certification of airframe ice detection and protection systems on transport category airplanes. This action provides interested persons an opportunity to comment on the proposed revision to the AC.

DATES: Send your comments on or before July 22, 2003.

ADDRESSES: You should send your comments on the proposed AC revision to the Federal Aviation Administration, Attention: Robert Jones, Propulsion/Mechanical Systems Branch, ANM-112, Transport Airplane Directorate, Aircraft Certification Service, 1601 Lind Ave SW., Renton, WA 98055-4056. You may examine comments at this address between 7:30 a.m. and 4 p.m. weekdays, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Robert Jones at the above address, telephone (425) 227-1118, facsimile (425) 227-1320, or e-mail at: robert.jones@faa.gov.

SUPPLEMENTARY INFORMATION:

How Do I Submit Comments on the Advisory Circular Revision?

You are invited to comment on the proposed revision to AC 25.1419-1 by submitting written comments, data, or views. You should identify the title of the AC and submit comments in duplicate to the address specified above. The Transport Airplane Directorate will consider all comments received on or before the closing date for comments before issuing a revision to the AC. You may view the complete text of AC 25.1419-1 at the following Internet address: <http://www.airweb.faa.gov/rgl>. At the home page, click on "Advisory Circulars," then at the next page, enter "AC 25.1419-1" in the "Search" box and press "GO."

Discussion

AC 25.1419-1, "Certification of Transport Category Airplanes for Flight in Icing Conditions," dated August 18, 1999, provides guidance for certification of airframe ice detection and protection systems on transport category airplanes. Paragraph 3, Analyses, describes information that should be included in a certification plan submitted by the

applicant. Note 2 of that paragraph states:

An applicant may determine that protection is not required for one or more of these areas or components. If so, the applicant should include supporting data and rationale in the analyses for allowing those areas or components to go unprotected. The applicant should show that the lack of protection does not adversely affect the handling characteristics or performance of the airplane. If there is uncertainty about the effects of the lack of protection, the effects should be determined by flight test demonstration.

Several questions regarding the meaning of this note have been raised. Several applicants have erroneously thought this note allowed adequate analysis and testing to preclude the requirement for flight test demonstrations. However, 14 CFR 25.1419(b) at amendment level 25-72 requires flight testing in natural icing conditions as a means to verify the analyses required by paragraph (a) to check for icing anomalies, and to demonstrate that the ice protection system and its components are effective. Guidance material may not supersede the rule and, therefore, Note 2 does not preclude the need for flight testing in natural icing conditions.

As part of a new type certification program, flight in natural icing conditions is required to show compliance with § 25.1419(b). In addition to flight in natural icing conditions, additional wind tunnel, laboratory, and other flight tests may be required to verify the analyses required by § 25.1419(a). However, under some circumstances, flight test data acquired on a previous certification program may be found to be applicable to a new or modified airplane (such a derivative model). To use the previous flight test data, the applicant is required to provide supporting data and rationale that show:

- a. The original flight test data is applicable (similarity)
- b. The applicant possesses the flight test data
- c. The new or modified configuration is safe for flight in icing conditions.

Because of the erroneous interpretations, the following clarification is provided.

Proposed Revision to AC 25.1419-1

Replace the existing Note 2, paragraph 3a, with the following:

Note 2: An applicant may determine that protection is not required for one or more of these areas or components. If so, the applicant should include supporting data and rationale in the analyses for allowing

those areas or components to go unprotected. The applicant should show that the lack of protection does not adversely affect the handling characteristics or performance of the airplane. Section 25.1419(b) of part 25 at amendment level 25-72 requires certain flight testing. However, flight test data from previous certification programs may be used to show partial compliance with § 25.1419(b) if it can be shown that the data is applicable to the airplane in question. This would generally require a similarity analysis. If a similarity analysis is used, the guidelines of paragraph 3(f) of this AC are applicable. If there is uncertainty about the effects of the lack of protection, or the similarity analysis, the manufacturer should conduct flight test demonstrations.

Issued in Renton, Washington, on May 12, 2003.

Ali Bahrami,

Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Notice of Intent To Rule on Application 03-05-C-00-LEB To Impose and Use the Revenue From a Passenger Facility Charge (PFC) at Lebanon Municipal Airport, Lebanon, NH

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of intent to rule on application.

SUMMARY: The FAA proposes to rule and invites public comment on the application to impose and use the revenue from a PFC at Lebanon Municipal Airport under the provisions of the 49 U.S.C. 40117 and part 158 of the Federal Aviation Regulations (14 CFR part 158).

DATES: Comments must be received on or before June 23, 2003.

ADDRESSES: Comments on this application may be mailed or delivered in triplicate to the FAA at the following address: Ms. Priscilla Scott, PFC Program Manager, Federal Aviation Administration, Airports Division, 12 New England Executive Park, Burlington, Massachusetts 01803.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to Timothy J. Edwards, Airport Manager of the Lebanon Municipal Airport at the following address: 5 Airpark Road, West Lebanon, New Hampshire 03784.

Air carriers and foreign air carriers may submit copies of written comments previously provided to the City of

Lebanon under section 158.23 of part 158.

FOR FURTHER INFORMATION CONTACT: Priscilla Scott, PFC Program Manager, Federal Aviation Administration, Airports Division, 12 New England Executive Park, Burlington, Massachusetts 01803, (781) 238-7614. The application may be reviewed in person at 16 New England Executive Park, Burlington, Massachusetts.

SUPPLEMENTARY INFORMATION: The FAA proposes to rule and invites public comment on the application to impose and use the revenue from a PFC at Lebanon Municipal Airport under the provisions of the 49 U.S.C. 40117 and Part 158 of the Federal Aviation Regulations (14 CFR part 158).

On May 12, 2003, the FAA determined that the application to impose and use the revenue from a PFC submitted by City of Lebanon was substantially complete within the requirements of section 158.25 of part 158. The FAA will approve or disapprove the application, in whole or in part, no later than August 12, 2003.

The following is a brief overview of the application.

Proposed charge effective date: October 1, 2003.

Proposed charge expiration date: April 1, 2006.

Level of the proposed PFC: \$4.50.

Total estimated PFC revenue: \$63,774.

Brief description of proposed project(s):

Purchase Snow Removal Equipment (Loader)

Hazard Beacon Winch Acquisition

Security System Upgrade

Environmental Assessment

Purchase Snow Removal Equipment (Plow Truck)

Airport Terminal Building Renovations
PFC Administration

Class or classes of air carriers, which the public agency has requested, not be required to collect PFCs: ATCO—Nonscheduled/On-Demand Air Carriers.

Any person may inspect the application in person at the FAA office listed above under **FOR FURTHER INFORMATION CONTACT**.

In addition, any person may, upon request, inspect the application, notice and other documents germane to the application in person at the City of Lebanon, Lebanon Municipal Airport.

Issued in Burlington, Massachusetts on May 13, 2003.

Vincent A. Scarano,

Manager, Airports Division, New England Region.

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