

DEPARTMENT OF THE INTERIOR (DOI)

United States Fish and Wildlife Service (FWS)

50 CFR Part 17

Final rule: Endangered and Threatened Wildlife and Plants; Listing of the Indus River Dolphin as an Endangered Species / RIN 1018-AB.

Effective Date: 01/11/91

\*Rules and Regulations\*

(FEDREGISTER 56 FR 1463 01/14/91; 117 lines.)

Item Key: 969

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50 CFR Part 17

RIN 1018-AB

Endangered and Threatened Wildlife and Plants; Listing of the Indus River Dolphin as an Endangered Species

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Final rule.

SUMMARY: The Service is adding the Indus River dolphin (*Platanista minor*) to the List of Endangered and Threatened Wildlife. This measure, required by section 4(a)(b) of the Endangered Species Act of 1973 corresponds with the final determination of endangered status published in the Federal Register of December 11, 1990, by the National Marine Fisheries Service, which has jurisdiction for the Indus River dolphin.

EFFECTIVE DATE: January 11, 1991.

FOR FURTHER INFORMATION CONTACT: Dr. Larry Shannon, Chief, Division of Endangered Species, U.S. Fish and Wildlife Service (452 ARLSQ), Washington, DC 20240; telephone (703) 358-2171.

SUPPLEMENTARY INFORMATION: Under the Endangered Species Act, the National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration, Department of Commerce, is responsible for the Indus River dolphin (*Platanista minor*). Under section 4(a)(2) of the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) (Act), NMFS must determine whether a species under its jurisdiction should be classified as endangered or threatened. The Fish and Wildlife Service (FWS) is responsible for the actual addition of a species to the List of Endangered and Threatened Wildlife in 50 CFR 17.11(h).

On December 11, 1990, NMFS published (55 FR 50835-36) its determination of endangered status for the Indus River dolphin. Accordingly, the FWS is now adding the Indus River dolphin to the List of Endangered and Threatened Wildlife. Because this FWS action is nondiscretionary, the FWS finds that good cause exists to omit the notice and public comment procedures of 5 U.S.C. 553(b). The FWS also has determined that an Environmental Assessment, as defined by the National Environmental Policy Act of 1969, need not be prepared in regard to regulations adopted under section 4(a) of the Act. A notice outlining the reasons for this determination was published in the

Federal Register on October 25, 1985 (48 FR 49244).

List of Subjects in 50 CFR Part 17

Endangered and threatened species, Export, Import, Reporting and recordkeeping requirements, and Transportation.

Regulation Promulgation

PART 17--[AMENDED]

Accordingly, part 17, subchapter B of chapter 1, title 50 of the Code of Federal Regulations is amended as set forth below:

1. The authority citation for part 17 continues to read as follows:

Authority: 16 U.S.C. 1361-1407; 16 U.S.C. 1531-1544; 16 U.S.C. 4201-4245; Pub. L. 99-625, 100 Stat. 3500, unless otherwise noted.

2. Section 17.11(h) is amended by adding the following, in alphabetical order under Mammals, to the list of Endangered and Threatened Wildlife:

S 17.11 Endangered and threatened wildlife.

\* \* \* \* \*

(h) \* \* \*

Species

Common name	Scientific name	Historic range	Vertebrate population where endangered or threatened
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MAMMALS			
Dolphin, Indus River	Platanista minor	Pakistan (Indus R. and tributaries)	Entire

chart cont'd:

Status	When listed	Critical habitat	Special rules
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E	417	NA	NA

Dated: January 8, 1991.

Bruce Blanchard,

Acting Director, U.S. Fish and Wildlife Service.

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