

OME .....	VOR/DME .....	(Lat. 64°29'06" N., long. 165°15'11" W.)
OTZ .....	VOR/DME .....	(Lat. 66°53'09" N., long. 162°32'24" W.)
SCC .....	VOR/DME .....	(Lat. 70°11'57" N., long. 148°24'58" W.)

\* \* \* \* \*

**T-260 PHO to OME [Revised]**

PHO .....	NDB .....	(Lat. 68°20'41" N., long. 166°47'51" W.)
COGNU .....	WP .....	(Lat. 65°48'29" N., long. 167°50'06" W.)
TNC .....	NDB/DME .....	(Lat. 65°33'43" N., long. 167°55'27" W.)
OME .....	VOR/DME .....	(Lat. 64°29'06" N., long. 165°15'11" W.)

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**T-239 GAM to ULL [Remove]**

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**T-256 GAL to BRW [Remove]**

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**T-258 SHH to PHO [Remove]**

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**T-268 FPN to ICK [Remove]**

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Issued in Washington, DC, on June 26, 2009.

**Edith V. Parish,**

*Manager, Airspace and Rules Group.*

[FR Doc. E9-15695 Filed 7-2-09; 8:45 am]

BILLING CODE 4910-13-P

**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**14 CFR Part 71**

[Docket No. FAA-2008-0940; Airspace Docket No. 08-AAL-25]

RIN 2120-AA66

**Removal and Modification of VOR Federal Airways; Alaska**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This action removes Federal Airway V-328, and modifies three Federal Airways, V-319, V-333 and V-480, in Alaska. This action revises the Instrument Flight Rules (IFR) airway and route structure in Alaska to account for the pending decommissioning from the National Airspace System (NAS) of the Kipnuk Very High Omni-directional Range (VOR), at Kipnuk, AK. The FAA is taking this action to enhance safety and improve the management of air traffic operations in the State of Alaska.

**DATES:** *Effective Date:* 0901 UTC, August 27, 2009. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order 7400.9 and publication of conforming amendments.

**FOR FURTHER INFORMATION CONTACT:** Ken McElroy, Airspace and Rules Group, Office of System Operations Airspace and AIM, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267-8783.

**SUPPLEMENTARY INFORMATION:**

**History**

On December 10, 2008, the FAA published in the **Federal Register** a notice of proposed rulemaking (NPRM) to remove V-328 and modify V-319, V-333 and V-480 (73 FR 75013). Interested parties were invited to participate in this rulemaking effort by submitting written comments on this proposal. No comments were received in response to the NPRM.

VOR Federal Airways are published in paragraph 6010(b) of FAA Order 7400.9S, signed October 3, 2008, and effective October 31, 2008, which is incorporated by reference in 14 CFR 71.1. The VOR Federal Airways listed in this document will be published subsequently in the Order.

**The Rule**

The FAA is amending Title 14 Code of Federal Regulations (14 CFR part 71) by revoking one Federal Airway V-328, and modifying three Federal Airways, V-319, V-333, and V-480 in Alaska. The FAA is taking this action to remove all airways off the Kipnuk, Very High Omni-directional Range (VOR), Kipnuk, AK, in preparation for the VOR's eventual decommissioning from the National Airspace System (NAS). The Kipnuk VOR decommissioning proposal was publicly advertised in non-rulemaking notice numbers 02-AAL-31NR and 06-AAL-32NR. After reviewing public comment, the FAA

decided that keeping or moving the Kipnuk VOR was not feasible and should be decommissioned. 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. Therefore, this regulation: (1) Is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under Department of Transportation (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, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

**Environmental Review**

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1E, "Environmental Impacts: Policies and Procedures," paragraph 311a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

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

Airspace, Incorporation by reference, Navigation (air).

## Adoption of the Amendment

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

### PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for part 71 continues 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 FAA Order 7400.9S, Airspace Designations and Reporting Points, signed October 3, 2008, and effective October 31, 2008, is amended as follows:

*Paragraph 6010(b) Alaskan VOR Federal Airways.*

\* \* \* \* \*

#### V-319 [Revised]

From Yakutat, AK, via Johnstone Point, AK, INT Johnstone Point 286° and Anchorage, AK, 117° radials; Anchorage, AK; Sparrevohn, AK; Bethel, AK; Hooper Bay, AK; to Nanwak, AK NDB.

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#### V-333 [Revised]

From Hooper Bay, AK; Nome, AK; to Shishmaref, AK.

\* \* \* \* \*

#### V-328 [Removed]

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#### V-480 [Revised]

From Mt. Moffett, AK, NDB, 20 AGL via St. Paul Island, AK, NDB, 20 AGL; Bethel, AK; McGrath, AK; Nenana, AK; to Fairbanks, AK.

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Issued in Washington, DC, on June 26, 2009.

**Edith V. Parish,**

*Manager, Airspace and Rules Group.*

[FR Doc. E9–15694 Filed 7–2–09; 8:45 am]

**BILLING CODE 4910–13–P**

## DEPARTMENT OF COMMERCE

### Bureau of Industry and Security

#### 15 CFR Parts 742, 745, and 774

[Docket No. 090113021–9025–01]

RIN 0694–AE55

### Implementation of the 2008 Australia Group (AG) Intersessional Decisions; Additions to the List of States Parties to the Chemical Weapons Convention (CWC)

**AGENCY:** Bureau of Industry and Security, Commerce.

**ACTION:** Final rule.

**SUMMARY:** The Bureau of Industry and Security (BIS) is publishing this final rule to amend the Export Administration Regulations (EAR) to implement the 2008 Australia Group (AG) intersessional decisions, which were recommended at the Intersessional Implementation Meeting held at The Hague on October 8–9, 2008, and adopted under the AG intersessional silent approval procedures in December 2008. This final rule amends the EAR to reflect changes to the AG “Control List of Dual-Use Chemical Manufacturing Facilities and Equipment and Related Technology and Software” affecting valves and toxic gas monitoring systems. Consistent with these changes, this rule expands the EAR controls on valves to include those having contact surfaces lined with certain ceramic materials. In addition, this rule clarifies the types of dedicated detecting components that are subject to the EAR controls on toxic gas monitoring systems and expands these controls to include dedicated software for such systems.

This rule also amends the EAR to reflect changes to the AG “Control List of Dual-Use Biological Equipment and Related Technology and Software” affecting cross (tangential) flow filtration equipment. Consistent with these changes, the rule clarifies the EAR controls on such equipment to specifically identify equipment using disposable or single-use filtration components.

In addition, this rule amends the EAR to reflect changes to the AG “Guidelines for Transfers of Sensitive Chemical or Biological Items.” Consistent with these changes, the rule amends the AG-related software entries in the EAR to include references to several definitions that were recently added to the AG “Guidelines.”

Finally, this rule amends the list of countries that currently are States

Parties to the CWC by adding “Bahamas,” “Dominican Republic,” “Iraq,” and “Lebanon,” which recently became States Parties. As a result of this change, the CW (Chemical Weapons) license requirements and policies in the EAR that apply to these countries now conform with those applicable to other CWC States Parties. However, because of the special EAR controls that apply to Iraq, items controlled under the EAR for CW reasons continue to require a license for export or reexport to Iraq, or for transfer within Iraq.

**DATES:** This rule is effective July 6, 2009. Although there is no formal comment period, public comments on this regulation are welcome on a continuing basis.

**ADDRESSES:** You may submit comments, identified by RIN 0694–AE55, by any of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.

- E-mail: [publiccomments@bis.doc.gov](mailto:publiccomments@bis.doc.gov). Include “RIN 0694–AE55” in the subject line of the message.

- Fax: (202) 482–3355. Please alert the Regulatory Policy Division, by calling (202) 482–2440, if you are faxing comments.

- Mail or Hand Delivery/Courier: Willard Fisher, U.S. Department of Commerce, Bureau of Industry and Security, Regulatory Policy Division, 14th Street & Pennsylvania Avenue, NW., Room 2705, Washington, DC 20230, ATTN: RIN 0694–AE55.

Send comments regarding this collection of information, including suggestions for reducing the burden, to Jasmeet Seehra, Office of Management and Budget (OMB), by e-mail to [Jasmeet.K.Seehra@omb.eop.gov](mailto:Jasmeet.K.Seehra@omb.eop.gov), or by fax to (202) 395–7285; and to the Regulatory Policy Division, Bureau of Industry and Security, Department of Commerce, 14th Street & Pennsylvania Avenue, NW., Room 2705, Washington, DC 20230. Comments on this collection of information should be submitted separately from comments on the final rule (i.e., RIN 0694–AE55)—all comments on the latter should be submitted by one of the four methods outlined above.

**FOR FURTHER INFORMATION CONTACT:** Theodore Curtin, Export Policy Analyst, Chemical and Biological Controls Division, Office of Nonproliferation and Treaty Compliance, Bureau of Industry and Security, Telephone: (202) 482–1975.

**SUPPLEMENTARY INFORMATION:**