An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless the collection of information displays a valid control number.

The collection of information in this document is in § 151.16 (d) and (f). This information is necessary and will be used to determine the admissibility of imported merchandise and to otherwise comply with the requirements of the Mod Act and protect the revenue. The likely respondents and/or recordkeepers are business or other for-profit institutions.

Estimated annual reporting and/or recordkeeping burden: 500 hours.

Estimated average annual burden per respondent/recordkeeper: 2 hours.

Estimated number of respondents and/or recordkeepers: 250.

Estimated annual frequency of responses: 1.

Comments on the collection of information should be sent to the Office of Management and Budget, Attention: Desk Officer of the Department of the Treasury, Office of Information and Regulatory Affairs, Washington, DC 20503. A copy should also be sent to the Regulations Branch, Office of Regulations and Rulings, U.S. Customs Service, 1301 Constitution Avenue, NW., Washington, DC 20229. Comments should be submitted within the time frame that comments are due regarding the substance of the proposal.

Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of the information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

List of Subjects in 19 CFR Part 151

Examination, Sampling and testing of merchandise.

Proposed Amendments to the Regulations

It is proposed to amend part 151, Customs Regulations (19 CFR part 151), as set forth below:

PART 151—EXAMINATION, SAMPLING AND TESTING OF MERCHANDISE

1. The general authority citation for part 151, and the specific authority for subpart A, would continue to read as follows:

Authority: 19 U.S.C. 66, 1202 (General Notes 20 and 21, Harmonized Tariff Schedule of the United States), 1624. Subpart A also issued under 19 U.S.C. 1499. * * *

2. It is proposed to amend part 151 by adding a new § 151.16 to read as follows:

§ 151.16 Detention of merchandise.

(a) *Other agencies not affected.* The provisions of this section are not applicable to detentions effected by Customs on behalf of other agencies of the U.S. Government.

(b) *Decision to detain or release.* Within the 5-day period (excluding weekends and holidays) following the date on which merchandise is presented for Customs examination, Customs shall decide whether to release or detain the merchandise. Merchandise which is not released within such 5-day period shall be considered to be detained merchandise. For purposes of this section, merchandise shall be considered to be presented for Customs examination when it is in a condition to be viewed and examined by a Customs officer. Mere presentation to the examining officer of a cargo van, container or instrument of international traffic in which the merchandise to be examined is contained will not be considered to be presentation of merchandise for Customs examination for purposes of this section. All costs relating to the preparation of merchandise for examination shall be borne by the importer.

(c) *Notice of detention.* If a decision to detain merchandise is made, Customs shall issue a notice to the importer or other party having an interest in such merchandise no later than 5 days (excluding weekends and holidays) after such decision. The notice shall be prepared by the Customs officer detaining the merchandise and shall advise the importer or other interested party of the:

(1) Initiation of the detention;

(2) Specific reason for the detention;

(3) Anticipated length of the detention;

(4) Nature of the tests or inquiries to be conducted; and

(5) Nature of any information which, if supplied to the Customs, may accelerate the disposition of the detention.

(d) *Providing testing results.* Upon written request by the importer or other party having an interest in the detained merchandise, Customs shall provide copies of the results of any testing conducted on the merchandise together with a description of the testing procedures and methodologies used (unless such procedures or methodologies are proprietary to the holder of a copyright or patent or were developed by Customs for enforcement 9 purposes). The results and test description shall be in sufficient detail to permit the duplication and analysis of the testing and the results.

(e) *Seizure and forfeiture; denial of entry or exportation.* If otherwise provided by law, detained merchandise may be seized and forfeited. In lieu of seizure and forfeiture, Customs may deny entry and, where not otherwise prohibited by law, permit the merchandise to be exported with all expenses of exportation being borne by the importer.

(f) *Final decisions; extension of time.* A final decision with respect to detained merchandise will be made within 30 days from the date the shipment was detained. The 30-day limitation may be extended when the importer or interested party requests in writing an extension of the detention period, in order to comply with Customs requirements.

(g) *Effect of failure to make a determination.* The failure by Customs to make a final determination with respect to the admissibility of detained merchandise within 30 days after the merchandise has been presented for Customs examination, or such longer period if specifically authorized by law, or such extension of time as allowed by paragraph (f) of this section, shall be treated as a decision by Customs to exclude the merchandise for purposes of § 514(a)(4) of the Tariff Act of 1930, as amended (19 U.S.C. 1514(a)(4)). Such decision may be the subject of a protest.

(h) *Effect of failure to decide protest.* If a protest which is filed as a result of exclusion of detained merchandise is not allowed or is denied in whole or in part before the 30th day after the day on which the protest was filed, it shall be treated as having been denied on such 30th day.

(i) *Burden of proof and decisions of the court.* Once an action respecting a detention is commenced, unless Customs establishes by a preponderance of the evidence that an admissibility decision has not been reached for good cause, the court shall grant the appropriate relief which may include, but is not limited to, an order to cancel the detention and release the merchandise.

George J. Weise,

Commissioner of Customs.

Approved: April 18, 1996.

John P. Simpson,

Deputy Assistant Secretary of the Treasury.

[FR Doc. 96–14124 Filed 6–4–96; 8:45 am]

BILLING CODE 4820–02–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Parts 70, 73, 74, 80, 81, 82, 101, 178, 201, and 701

[Docket Nos. 79N–0043 and 92N–0334]

Permanent Listing of Color Additive Lakes; Extension of Comment Period

AGENCY: Food and Drug Administration, HHS.

ACTION: Proposed rule; extension of comment period.

SUMMARY: The Food and Drug Administration is extending to August 3, 1996, the comment period for a proposed rule that published March 4, 1996 (61 FR 8372). The document proposed to list certain color additive lakes permanently as suitable and safe for use in foods, drugs, and cosmetics. FDA is taking this action in response to a request for additional time to review and understand the details of the proposed rule.

DATES: Written comments by August 3, 1996.

ADDRESSES: Written comments to the Dockets Management Branch (HFA–305), Food and Drug Administration, 12420 Parklawn Dr., rm. 1–23, Rockville, MD 20857. Process descriptions, identity information for anions in precipitants, and ingredient specifications for substrata (including rosin), and rosin samples to the Colors Technology Branch (HFS–126), Food and Drug Administration, 200 C St. SW., Washington, DC 20204.

FOR FURTHER INFORMATION CONTACT:

Regarding proposed certification procedures and proposed product ingredient declarations: Julie N. Barrows, Center for Food Safety and Applied Nutrition (HFS–105), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–205–4662.

Regarding other issues: Arthur L. Lipman, Center for Food Safety and Applied Nutrition (HFS–217), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–418–3073.

SUPPLEMENTARY INFORMATION: In the Federal Register of March 4, 1996 (61 FR 8372), FDA issued a proposed rule to list certain color additive lakes permanently as suitable and safe for use in foods, drugs, and cosmetics. The proposed rule modified a July 21, 1995, proposed rule regarding label declaration of FD&C Yellow No. 6 (60 FR 37611). Interested persons were given until June 3, 1996, to submit written comments on the proposal.

The agency has received a request from the Cosmetic, Toiletry, and Fragrance Association (CTFA) for an extension of the comment period for the proposal. Although FDA's general policy is not to extend such comment periods so that necessary regulations can be issued as expeditiously as possible, in this case the agency agrees that the requestor and others may need additional time to study the ramifications of this complex proposal in order to submit meaningful comments. Therefore, after careful consideration, FDA is extending the comment period for the proposal for an additional 60 days, until August 3, 1996.

Interested persons may, on or before August 3, 1996, submit to the Dockets Management Branch (address above) written comments regarding this proposal. Four copies of any comments are to be submitted, except that individuals may submit one copy. Comments are to be identified with the docket number of the rulemaking or rulemakings to which the comment is relevant. As stated in the March 4, 1996, proposed rule (61 FR 8372 at 8406), comments on modifications to the July 21, 1995 (60 FR 37611), proposal regarding label declaration of FD&C Yellow No. 6 should be identified with both docket numbers found in brackets in the heading of this document; comments on other aspects of the proposed rule should be identified with docket number 79N–0043 only. Received comments may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

In addition, interested persons may, on or before August 3, 1996, submit to the Office of Cosmetics and Colors (address above) written comments containing process information relating to the identity and current use of substrata (including rosin) in lakes, and samples of such substrata. Written comments regarding the use of anions other than chloride and sulfate in precipitants may also be submitted to this address. Two copies of each comment and one 5-pound sample are to be submitted, and each submission is to be identified with the docket number (79N–0043) found in brackets in the heading of this document.

Dated: May 29, 1996.

William K. Hubbard,

Associate Commissioner for Policy Coordination.

[FR Doc. 96–14053 Filed 5–31–96; 12:12 pm]

BILLING CODE 4160–01–F

DEPARTMENT OF THE INTERIOR

Minerals Management Service

30 CFR Part 250

RIN 1010–AC19

Unitization

AGENCY: Minerals Management Service (MMS), Interior.

ACTION: Notice of proposed rulemaking.

SUMMARY: MMS proposes to amend its unitization regulations by removing the model unit agreements for exploration, development, and production units and development and production units. The model agreements would be available from the Regional Supervisor. The rule would also be written in ''plain English.'' We take this action to support the President's initiative to reform Government regulations. Our interest is to shorten the regulation and clarify the wording.

DATES: MMS will consider all comments received by August 5, 1996. We will begin reviewing comments at that time and may not fully consider comments we receive after August 5, 1996.

ADDRESSES: Mail or hand-carry written comments to the Department of the Interior, Minerals Management Service, 381 Elden Street, Mail Stop 4700, Herndon, Virginia 22070–4817, Attention: Chief, Engineering and Standards Branch.

FOR FURTHER INFORMATION CONTACT: Judith M. Wilson, Engineering and Standards Branch, telephone (703) 787–1600.

SUPPLEMENTARY INFORMATION: The rules on unitization in 30 CFR part 250, implementing Section 5(a)7 of the Outer Continental Shelf (OCS) Lands Act Amendments of 1978, were published on May 2, 1980. The rules were amended on February 16, 1982. The amended rulemaking removed the provisions that required segregation of the portion of the OCS oil and gas lease not included in the unit agreement. That amendment was based on the Department of the Interior (DOI) Solicitor's Opinion M–36927. The rules were amended again in April 1988, when MMS restructured and consolidated into one document the rules governing oil, gas, and sulphur exploration, development, and production operations on the OCS. The model unit agreements were incorporated at this time. The last revision was in July 1991, to include sulphur operations in unitization.

This subpart, 30 CFR part 250, Subpart M, Unitization, is intended to