

or eliminated the requirement that the trust be maintained as an essentially passive entity, but BA has agreed to represent that any trust issuing securities in reliance on the exemption will be maintained as an essentially passive entity. Finally, BA sought to clarify that although it anticipates that it will make a secondary market in the certificates as stated in representations 25 and 27, it will have no obligation to do so.

The Department has considered the entire record, including the comments submitted by the applicant, and has determined to grant the exemption as amended in response to the applicant's comments.

**FOR FURTHER INFORMATION CONTACT:** Gary Lefkowitz of the Department, telephone (202) 219-8881. (This is not a toll-free number.)

#### General Information

The attention of interested persons is directed to the following:

(1) The fact that a transaction is the subject of an exemption under section 408(a) of the Act and/or section 4975(c)(2) of the Code does not relieve a fiduciary or other party in interest or disqualified person from certain other provisions to which the exemptions does not apply and the general fiduciary responsibility provisions of section 404 of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(B) of the Act; nor does it affect the requirement of section 401(a) of the Code that the plan must operate for the exclusive benefit of the employees of the employer maintaining the plan and their beneficiaries;

(2) These exemptions are supplemental to and not in derogation of, any other provisions of the Act and/or the Code, including statutory or administrative exemptions and transactional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction; and

(3) The availability of these exemptions is subject to the express condition that the material facts and representations contained in each application are true and complete and accurately describe all material terms of the transaction which is the subject of the exemption. In the case of continuing exemption transactions, if any of the material facts or representations described in the application change

after the exemption is granted, the exemption will cease to apply as of the date of such change. In the event of any such change, application for a new exemption may be made to the Department.

Signed at Washington, D.C., this 12th day of December, 1996.

Ivan Strasfeld,

*Director of Exemption Determinations,  
Pension and Welfare Benefits Administration,  
U.S. Department of Labor.*

[FR Doc. 96-31994 Filed 12-16-96; 8:45 am]

**BILLING CODE 4510-29-P**

### NATIONAL CREDIT UNION ADMINISTRATION

#### Sunshine Act Meeting

**TIME AND DATE:** 9:30 a.m., Thursday, December 19, 1996.

**PLACE:** Board Room, 7th Floor, room 7047, 1775 Duke Street, Alexandria, VA 22314-3428.

**STATUS:** Open.

#### BOARD BRIEFING:

1. Insurance Fund Report.

#### MATTERS TO BE CONSIDERED:

1. Approval of Minutes of Previous Open Meeting.
2. Community Development Revolving Loan Program for Credit Unions: Notice of Applications for Participation.
3. Administrative Action under Section 109 of the Federal Credit Union Act.
4. Request for a Merger Between Two Corporate Credit Unions.
5. Final Rule: Amendment to Parts 701 and 707, NCUA's Rules and Regulations, Organization and Operations of Federal Credit Unions; and Truth in Savings.

**RECESS:** 10:45 a.m.

**TIME AND DATE:** 11:00 a.m., Thursday, December 19, 1996.

**PLACE:** Board Room, 7th Floor, room 7047, 1775 Duke Street, Alexandria, VA 22314-3428.

**STATUS:** Closed.

#### MATTERS TO BE CONSIDERED:

1. Approval of Minutes of Previous Closed Meeting.
2. Administrative Action under Section 206 of the Federal Credit Union Act. Closed pursuant to exemptions (8), (9)(A)(ii), and (9)(B).
3. Administrative Action under Part 745, NCUA's Rules and Regulations. Closed pursuant to exemption (6).

**FOR FURTHER INFORMATION CONTACT:**

Becky Baker, Secretary of the Board,  
Telephone 703-518-6304.

Becky Baker,

*Secretary of the Board.*

[FR Doc. 96-32060 Filed 12-13-96; 9:16 am]

**BILLING CODE 7535-01-M**

### NUCLEAR REGULATORY COMMISSION

#### Sunshine Act Meeting

**DATE:** Weeks of December 16, 23, 30, and January 6, 1996.

**PLACE:** Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

**STATUS:** Public and Closed.

#### MATTERS TO BE CONSIDERED:

*Week of December 16*

*Monday, December 16*

2:00 p.m.—Briefing on SALP System and Assessment Process (PUBLIC MEETING) (Contact: Bill Borchardt, 301-415-1257)

*Tuesday, December 17*

2:00 p.m.—Meeting with Chairman of Nuclear Safety Research Review Committee (NSRRC) (PUBLIC MEETING) (Contact: Jose Cortez, 301-415-6596)

3:00 p.m.—Affirmation Session (PUBLIC MEETING)

*Week of December 23—Tentative*

There are no meetings scheduled for the week of December 23.

*Week of December 30—Tentative*

There are no meetings scheduled for the Week of December 30.

*Week of January 6—Tentative*

*Tuesday, January 7*

9:30 a.m.—Briefing on Investigative Matters (Closed— Ex. 5 & 7)

2:00 p.m.—Discussion of Procedures for NRC Strategic Assessment (Closed— Ex. 2)

*Thursday, January 9*

10:00 a.m.—Briefing by Maine Yankee, NRR, and Region I (PUBLIC MEETING) (Contact: Daniel Dorman, 301-415-1429)

12:00 m.—Affirmation Session (PUBLIC MEETING)

The schedule for Commission meetings is subject to change on short notice. to verify the status of meetings call (RECORDING)—(301) 415-1292.

**CONTACT PERSON FOR MORE INFORMATION:** Bill Hill (301) 415-1661.

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The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/SECY/smj/schedule.htm>