

2871). Due to the fact that the statutory authority for Part 2871 has been repealed, these regulations are without legal effect.

PART 2871 [REVOKED]

In consideration of the foregoing, 7 CFR 2871 which covered the sanitary inspection of process or renovated butter is hereby terminated.

Since the statutory authority upon which these regulations were based has been repealed by Congress, it does not appear that any additional relevant information would be made available to the Administrator by allowing opportunity for the filing of public comments in this proceeding. Furthermore, since the Secretary is not presently providing any inspection service under these regulations, this termination action will not have any direct or immediate impact on any program. Therefore, preliminary notice and public rulemaking procedures are found to be impracticable and contrary to the public interest, and good cause is found for making this document effective less than 30 days after publication in the Federal Register.

Done at Washington, D.C. on: August 21, 1980.

Donald L. Houston,
Administrator, Food Safety and Quality Service.

[FR Doc. 80-25951 Filed 8-25-80; 8:45 am]
BILLING CODE 3410-DM

FEDERAL RESERVE SYSTEM

12 CFR Part 226

[Reg. Z; Docket No. R-0239]

Truth in Lending; Calculation and Disclosure of Annual Percentage Rates Deferral of Mandatory Effective Date

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Deferral of mandatory effective date.

SUMMARY: The Board is deferring the mandatory effective date for compliance with revisions to Regulation Z (Truth in Lending) regarding calculation and disclosure of the annual percentage rate and other credit terms. The revisions were adopted with an effective date of January 10, 1980, but creditors were not required to comply with the new provisions until October 1, 1980 (44 FR 77139, December 31, 1979). In the interim, creditors have been permitted to utilize either the existing or the amended rules. After adoption of the

amendments, the Truth in Lending Simplification and Reform Act was enacted and the Board recently proposed a substantially revised Regulation Z to implement the act. The regulation must be adopted by the Board by April 1, 1981, but compliance will be optional until April 1, 1982. In order to avoid the need for creditors to assimilate two sets of changes in the regulation within a relatively short period, the Board is deferring the mandatory effective date of the annual percentage rate amendments to coincide with the mandatory effective date of the revised regulation. Creditors wishing to implement all changes at one time may begin doing so when the Board adopts the final regulation. Until April 1, 1982, creditors may either continue to rely on the existing annual percentage rate rules or begin complying with the amended annual percentage rate provisions.

EFFECTIVE DATE: August 20, 1980.

FOR FURTHER INFORMATION CONTACT: Ellen Maland, Section Chief (202-452-3667) or Margaret Stewart, Senior Attorney (202-452-2412), Division of Consumer and Community Affairs, Board of Governors of the Federal Reserve System, Washington, D.C. 20551.

SUPPLEMENTARY INFORMATION: On December 31, 1979, the Board adopted revisions to Regulation Z relating to the calculation and disclosure of the annual percentage rate and other credit terms (44 FR 77139). The amendments were designed to simplify and clarify the requirements of the regulation with regard to these provisions and involved revisions to §§ 226.5 and 226.8 of the regulation and to Supplement I, § 226.40, which sets forth the technical equations and instructions for determining the annual percentage rate under the actuarial method.

For the most part, the changes made provide greater flexibility and protection to creditors and do not appear to require major changes in calculation tools and creditor practices. However, because the revisions do require creditors to analyze and review existing tools and practices in order to fully assimilate the changes, compliance with the new rules was made optional until October 1, 1980. Creditors were permitted to put the revisions into effect prior to that time, but could continue to follow the previous rules until October, in the event that they required a longer period of adjustment.

After adoption of the annual percentage rate changes, Congress enacted the Truth in Lending Simplification and Reform Act (Title VI of Public Law 96-221, the Depository

Institutions Deregulation and Monetary Control Act of 1980). That act requires the Board to have in place a completely revised Regulation Z by April 1, 1981, with a mandatory effective date of April 1, 1982. Creditors may comply with the new regulation immediately upon its adoption by the Board. At the time of adoption of the annual percentage rate revisions, the ultimate passage of the new act was in doubt. Adoption of the new regulation, as a result of the revised act, will require significant revisions by creditors in their procedures and forms, as well as retraining of personnel.

The Board believes that creditors should not be required to undertake two separate reviews within a short period, but should instead be permitted to assimilate all changes at one time. The Board is therefore deferring the mandatory date for compliance with the annual percentage rate revisions from October 1, 1980, to April 1, 1982, to coordinate those revisions with the general revision to Regulation Z pursuant to the Truth in Lending Simplification and Reform Act. This action means that creditors will continue to have the option of complying with either the previous or the new annual percentage rate rules, but that option will be available until April 1, 1982, instead of October 1, 1980.

The Board wishes to emphasize that the deferral is designed to ease the burden of absorbing regulatory change and not to provide an opportunity for further changes in the annual percentage rate provisions. No extensive revisions to either these portions of the regulation or Supplement I are contemplated as a result of the deferral. However, the Board's staff has received several questions regarding this material which may warrant further study. For example, several commenters have questioned the manner in which unit-periods for single-payment transactions must be determined under Supplement I. After analysis by the staff, the Board will determine whether any further specific changes should be proposed. Any adjustments that might result from such a review should be relatively minor and would be made only after thorough consideration of their impact on creditors that have already invested in new calculation tools and procedures. No changes are anticipated which would invalidate changes already made by creditors in reliance on the previously announced Board actions.

The Board has determined that compliance with the provisions of 5 U.S.C. § 553 relating to notice, public participation and deferred effective date would be impracticable in view of the

short time available before the October mandatory effective date. No Board action on this matter was taken earlier because the extent of the regulatory burden imposed by changes in the regulation could not be assessed until passage of the Truth in Lending Simplification and Reform Act and the publication for comment of the revised regulation implementing the act. Therefore, pursuant to 5 U.S.C. §§ 553(b)(3)(B) and 553(d)(3), the Board is deferring the mandatory effective date of October 1, 1980, without notice and prior opportunity for comment.

Pursuant to Section 105 of the Truth in Lending Act (15 U.S.C. § 1604 (1970)), the Board delays from October 1, 1980 to April 1, 1982, the amendment of original § 226.5(a) and the rescission of original §§ 226.5 (b) through (e), Interpretations §§ 226.502, 226.503 and 226.505, and Supplement I to Regulation Z, as described at 44 FR 77144, December 31, 1979. The January 10, 1980, effective date for revised § 226.5, new §§ 226.8(r) and 226.8(s), and revised Supplement I remains unchanged.

By order of the Board of Governors, August 20, 1980.

Theodore E. Allison,
Secretary of the Board.

[FR Doc. 80-25993 Filed 8-25-80; 8:45 am]
BILLING CODE 6210-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 175

[Docket No. 80F-0070]

Indirect Food Additives; Adhesives; Coatings and Components

AGENCY: Food and Drug Administration.
ACTION: Final rule.

SUMMARY: This document amends the food additive regulations to provide for the safe use of 2-[[2-aminoethyl]amino]ethanol as a component of adhesives intended for food-contact use. This action is based on a petition filed by Dow Chemical Co.

DATES: Effective August 26, 1980; objections by September 25, 1980.

ADDRESS: Written objections to the Hearing Clerk (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: James B. Lamb, Bureau of Foods (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5690.

SUPPLEMENTARY INFORMATION: A notice published in the Federal Register of March 21, 1980 (45 FR 18480) announced that a food additive petition (FAP 9B3450) had been filed by Dow Chemical Co., Box 1847, 2040 Dow Center, Midland, MI 48640, proposing that § 175.105 *Adhesives* (21 CFR 175.105) of the food additive regulations be amended to provide for the safe use of 2-[[2-aminoethyl]amino]ethanol as a component of adhesives intended for food-contact use.

Having evaluated data in the petition and other relevant material, the Food and Drug Administration finds that the food additive regulations should be amended as set forth below.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(s), 409, 72 Stat. 1784-1788 as amended (21 U.S.C. 321(s), 348)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.1), Part 175 is amended in § 175.105 by alphabetically adding a new compound to paragraph (c)(5) to read as follows:

§ 175.105 Adhesives.

* * * * *
(c) * * * * *
(5) * * * * *

Substances and Limitations

* * * * *
2-[[2-aminoethyl]amino]ethanol (CAS Reg. No. 111-41-1).
* * * * *

Any person who will be adversely affected by the foregoing regulation may at any time on or before September 25, 1980, submit to the Hearing Clerk (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857, written objections thereto and may make a written request for a public hearing on the stated objections. Each objection shall be separately numbered and each numbered objection shall specify with particularity the provision of the regulation to which objection is made. Each numbered objection on which a hearing is requested shall specifically so state; failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held; failure to include such a description and analysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Four copies of all documents shall be submitted and shall be identified with the Hearing

Clerk docket number found in brackets in the heading of this regulation. Received objections may be seen in the above office between 9 a.m. and 4 p.m., Monday through Friday.

Effective date. This regulation shall become effective August 26, 1980. (Secs. 201(s), 409, 72 Stat. 1784-1788 as amended (21 U.S.C. 321(s), 348))

Dated: August 19, 1980.

Joseph P. Hile,
Associate Commissioner for Regulatory Affairs.

[FR Doc. 80-25934 Filed 8-25-80; 8:45 am]
BILLING CODE 4110-03-M

21 CFR Part 176

[Docket No. 79F-0455]

Antistatic and/or Antifogging Agents in Food-Packaging Materials

AGENCY: Food and Drug Administration.
ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of an antistatic agent in polypropylene films which contact food. This action responds to a petition filed by Toray Industries, Inc.

DATES: Effective August 26, 1980. Objections by September 25, 1980.

ADDRESS: Written objections to the Hearing Clerk (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: George H. Pauli, Bureau of Foods (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5690.

SUPPLEMENTARY INFORMATION: A notice published in the Federal Register of January 15, 1980 (45 FR 2909), announced that a food additive petition (FAP 9B3444) had been filed by Toray Industries, Inc., 2-Nihonbashi-Muromachi 2-Chome, Chuo-Ku Tokyo 103, Japan, proposing that the food additive regulations be amended to provide for use of the mixture prepared by reacting ethylene oxide with octadecylamine and further reacting this product with sodium monochloroacetate and sodium hydroxide, as an antistatic agent in polypropylene films.

Having evaluated data in the petition and other relevant material, FDA concludes that § 176.3130 *Antistatic and/or antifogging agents in food-packaging materials* (21 CFR 176.3130) should be amended as set forth below.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(s), 409, 72 Stat. 1784-1788 as amended (21