

(b) Except as provided in paragraph (c) of this section, a *pro forma* assignment or transfer of control of an authorization to provide international telecommunications service is not subject to the requirements of § 63.18 of this part. A *pro forma* assignee or a carrier that is the subject of a *pro forma* transfer of control is not required to seek prior Commission approval for the transaction. A *pro forma* assignee must notify the Commission no later than 30 days after the assignment is consummated. The notification may be in the form of a letter (in duplicate to the Secretary), and it must contain a certification that the assignment was *pro forma* as defined in paragraph (a) of this section and, together with all previous *pro forma* transactions, does not result in a change of the carrier's ultimate control. A single letter may be filed for an assignment of more than one authorization if each authorization is identified by the file number under which it was granted.

#### PART 64—MISCELLANEOUS RULES RELATING TO COMMON CARRIERS

21. The authority citation for part 64 continues to read as follows:

**Authority:** 47 U.S.C. 160, 201, 218, 226, 228, 332 unless otherwise noted.

##### § 64.1002 [Amended]

22. Section 64.1002, revise all references to "63.18(h)(1)(i)" to read "63.09(e)" and "63.18(h)(5)(iii)" to read "63.18(k)(3)".

**Note:** This attachment will not appear in the Code of Federal Regulations.

#### Attachment A—Exclusion List for International Section 214 Authorizations

Last Adopted on March 18, 1999

The following is a list of countries and facilities not covered by grant of global Section 214 authority under § 63.18(e)(1) of the Commission's Rules, 47 CFR 63.18(e)(1). In addition, the facilities listed shall not be used by U.S. carriers authorized under § 63.18 of the Commission's Rules unless the carrier's Section 214 authorization specifically lists the facility. Carriers desiring to serve countries or use facilities listed as excluded hereon shall file a separate Section 214 application pursuant to § 63.18(e)(4) of the Commission's Rules. See generally 47 CFR 63.22.

#### Countries

Cuba (Applications for service to Cuba shall comply with the separate filing requirements of the Commission's Public Notice Report No. 1-6831, dated July 27, 1993, "FCC to Accept Applications for Service to Cuba.")

#### Facilities:

All non-U.S.-licensed satellite systems

This list is subject to change by the Commission when the public interest requires. Before amending the list, the Commission will first issue a public notice giving affected parties the opportunity for comment and hearing on the proposed changes. The Commission may then release an order amending the exclusion list. This list also is subject to change upon issuance of an Executive Order. See Streamlining the Section 214 Authorization Process and Tariff Requirements, IB Docket No. 95-118, FCC 96-79, 11 FCC Rcd 12884, released March 13, 1996 (61 FR 15724, April 9, 1996). A current version of this list is maintained at <http://www.fcc.gov/ib/td/pf/exclusionlist.html>.

For additional information, contact the International Bureau's Telecommunications Division, Policy & Facilities Branch, (202) 418-1460.

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#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[MM Docket No. 98-2, RM-9217]

#### FM Broadcasting Services; Hawesville and Whitesville, Kentucky

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In MM Docket No. 98-2, the Chief, Allocations Branch, granted the rulemaking proposal (RM-9712) filed by WLME, Inc. and set forth in *Notice of Proposed Rulemaking*, 63 FR 4206, published January 28, 1998, to change the community of license of Station WCXM(FM), Hawesville, Kentucky, by realloiting Channel 246A from Hawesville to Whitesville, Kentucky as that community's first local aural transmission service, and to modify that station's license by specifying Whitesville as the new community of license. The Branch Chief granted RM-9712. With this action, the proceeding is terminated.

**DATES:** Effective May 17, 1999.

**FOR FURTHER INFORMATION CONTACT:** J. Bertron Withers, Jr., Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the *Report and Order*, MM Docket 98-2, adopted March 24, 1999, and released April 2, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (room 239), 1919 M Street, NW, Washington, DC 20554. The complete text of this decision may be also purchased from the Commission's copy contractor,

International Transcription Service, 1231 20th Street, NW, Washington, DC 20036, (202) 857-3800.

Channel 246A can be allotted to Whitesville, Kentucky in compliance with the Commission's minimum distance separation requirements without a site restriction at reference coordinates North Latitude 37° 48'39" and West Longitude 86°53'18".

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of Title 47 of the Code of Federal Regulations is amended as follows:

#### PART 73—[AMENDED]

1. The authority citation for part 73 reads continues to read as follows:

**Authority:** Sections 47 U.S.C. 154, 303, 334, and 336.

##### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments, under Kentucky, is amended by adding an entry "Whitesville, 246A" and by removing the entry for Hawesville.

Federal Communications Commission.

**John A. Karousos,**

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

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#### DEPARTMENT OF COMMERCE

#### National Oceanic and Atmospheric Administration

##### 50 CFR part 660

[I.D. 103098A]

RIN 0648-AL49

#### Fisheries Off West Coast States and in the Western Pacific; Pelagic Fisheries, Amendment 8; Crustacean Fisheries, Amendment 10; Bottomfish and Seamount Groundfish Fisheries, Amendment 6; Precious Corals Fisheries, Amendment 4

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notification of agency decision.

**SUMMARY:** NMFS announces the partial approval of a "comprehensive amendment" that addresses essential fish habitat (EFH), overfishing definitions, bycatch, fishing sectors, and fishing communities in the Western Pacific Fishery Management Council's