Actions and Compliance

(f) Unless already done, do the following actions within the next 20 hours time-in-service after July 17, 2009 (the effective date of this AD) or within the next 30 days after July 17, 2009 (the effective date of this AD), whichever occurs first, following AEROMOT Alert Service Bulletin No. 200–71–106, Rev. B, dated December 20, 2006; ROTAX Aircraft Engines Mandatory Service Bulletin SB–912–043 R2/SB–914–029 R2, dated November 10, 2006; and ROTAX Aircraft Engines Service Instruction SI–912–016/SI–914–019, dated August 28, 2006:

(1) Replace the EVANS NPG + cooling liquid with a conventional, FAA-approved coolant for the ROTAX 912 and 914 series engines.

(2) Apply a new red line marking on the engine cylinder head temperature gauge at 120 degrees C/248 degrees F.

(3) Replace the radiator cap part number (P/N) 922075 from the affected engines with a new radiator cap P/N 922070.

(4) Insert into the AFM Limitations section an amendment to include the new operation limit of the cylinder head temperature to 120 degrees C/248 degrees F by inserting a copy of AEROMOT Alert Service Bulletin No. 200–71–106, Rev. B, dated December 20, 2006, into the AFM, Limitations section, Section 2 on item 2.4, power plant, fuel and oil limitations and item 2.5, power plant instrument markings.

FAA AD Differences

Note: This AD differs from the MCAI and/or service information as follows: No differences.

Other FAA AD Provisions

(g) The following provisions also apply to this AD:

(1) *Alternative Methods of Compliance (AMOCs):* The Manager, Standards Office, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. Send information to ATTN: Greg Davison, Glider Program Manager, FAA, Small Airplane Directorate, 901 Locust, Room 301, Kansas City, Missouri 64106; telephone: (816) 329–4130; fax: (816) 329–4090. Before using any approved AMOC on any airplane to which the AMOC applies, notify your appropriate principal inspector (PI) in the FAA Flight Standards District Office (FSDO), or lacking a PI, your local FSDO.

(2) *Airworthy Product:* For any requirement in this AD to obtain corrective actions from a manufacturer or other source, use these actions if they are FAA-approved. Corrective actions are considered FAA-approved if they are approved by the State of Design Authority (or their delegated agent). You are required to assure the product is airworthy before it is returned to service.

(3) *Reporting Requirements:* For any reporting requirement in this AD, under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 et seq.), the Office of Management and Budget (OMB) has approved the information collection requirements and has assigned OMB Control Number 2120–0056.

Related Information

(h) Refer to MCAI ANAC Brazilian Airworthiness Directive AD No. 2007–01–01, dated January 29, 2007; AEROMOT Alert Service Bulletin No. 200–71–106, Rev. B, dated December 20, 2006; ROTAX Aircraft Engines Mandatory Service Bulletin SB–912–043 R2/SB–914–029 R2, dated November 10, 2006; and ROTAX Aircraft Engines Service Instruction SI–912–016/SI–914–019, dated August 28, 2006, for related information.

Material Incorporated by Reference

(i) You must use AEROMOT Alert Service Bulletin No. 200–71–106, Rev. B, dated December 20, 2006; ROTAX Aircraft Engines Mandatory Service Bulletin SB–912–043 R2/SB–914–029 R2, dated November 10, 2006; and ROTAX Aircraft Engines Service Instruction SI–912–016/SI–914–019, dated August 28, 2006, to do the actions required by this AD, unless the AD specifies otherwise.

(1) The Director of the Federal Register approved the incorporation by reference of this service information under 5 U.S.C. 552(a) and 1 CFR part 51.

(2) For service information identified in this AD, contact Aeromot-Industria Mecanico Metalurgica ltda., Av. das Industrias, 1210–Bairro Anchieta, Caixa Postal 8031, 90 200–290–Porto Alegre-RS–Brazil; telephone: +55 51 3357 8550; fax: +55 51 3371 1655; Internet: *http://www.aeromot.com.br.*

(3) You may review copies of the service information incorporated by reference for this AD at the FAA, Central Region, Office of the Regional Counsel, 901 Locust, Kansas City, Missouri 64106. For information on the availability of this material at the Central Region, call (816) 329–3768.

(4) You may also review copies of the service information incorporated by reference for this AD at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call (202) 741–6030, or go to: *http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.*

Issued in Kansas City, Missouri, on June 4, 2009.

Kim Smith,

Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. E9–13575 Filed 6–11–09; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 558

[Docket No. FDA–2009–N–0665]

New Animal Drugs for Use in Animal Feeds; Chlortetracycline

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule; technical amendment.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a supplemental new animal drug application (NADA) filed by Alpharma Inc. The supplemental NADA provides for revised Blue Bird labeling for chlortetracycline Type A medicated articles used to formulate Type B and Type C medicated feeds in various classes of livestock and poultry.

DATES: This rule is effective June 12, 2009.

FOR FURTHER INFORMATION CONTACT: Timothy Schell, Center for Veterinary Medicine (HFV–128), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 240–276–8116, e-mail: *timothy.schell@fda.hhs.gov.*

SUPPLEMENTARY INFORMATION: Alpharma Inc., 440 Rte. 22, Bridgewater, NJ 08807, filed a supplement to NADA 46–699 that provides revised Blue Bird labeling for CHLORMAX (chlortetracycline) Type A medicated articles used to formulate Type B and Type C medicated feeds in various classes of livestock and poultry. The supplemental NADA is approved as of May 22, 2009, and the regulations are amended in § 558.128 (21 CFR 558.128) to reflect the approval.

In addition, § 558.128 is amended to differentiate certain withdrawal times in cattle for two chlortetracycline Type A medicated articles sponsored by Alpharma Inc. under separate NADAs and to correct the spelling of a turkey pathogen.

Approval of this supplemental NADA did not require review of additional safety or effectiveness data or information. Therefore, a freedom of information summary is not required.

The agency has determined under 21 CFR 25.33 that this action is of a type that does not individually or cumulatively have a significant effect on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

This rule does not meet the definition of ''rule'' in 5 U.S.C. 804(3)(A) because it is a rule of ''particular applicability.'' Therefore, it is not subject to the congressional review requirements in 5 U.S.C. 801–808.

List of Subjects in 21 CFR Part 558

Animal drugs, Animal feeds.

■ Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to

the Center for Veterinary Medicine, 21 CFR part 558 is amended as follows:

PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

■ 1. The authority citation for 21 CFR part 558 continues to read as follows:

Authority: 21 U.S.C. 360b, 371.

■ 2. In § 558.128, in the table in paragraph (e)(2)(iii), in the ''Indications for use'' column, remove ''*meleagrides*'' and in its place add ''*meleagridis*''; and revise paragraphs (e)(4)(iv), (e)(4)(v), and (e)(4)(ix) to read as follows:

§ 558.128 Chlortetracycline.

* * * * *

(e) * * *

(4) * * *

Chlortetracycline amount	Indications for use	Limitations	Sponsor
* *	* *	* *	*
(iv) 10 mg/lb of body weight daily	1. Calves, beef and nonlactating dairy cattle; treatment of bacterial enteritis caused by *E. coli* and bacterial pneumonia caused by *P. multocida* organisms susceptible to chlortetracycline.	Feed approximately 400 g/ton, varying with body weight and feed consumption to provide 10 mg/lb per day. Treat for not more than 5 d; in feed including milk replacers; withdraw 10 d prior to slaughter. To sponsor No. 048164: zero withdrawal time. See paragraph (d)(1) of this section.	012286, 048164, 066104.
	2. Calves (up to 250 lb): For the treatment of bacterial enteritis caused by *E. coli* susceptible to chlortetracycline.	See paragraph (d)(1) of this section.	012286, 046573, 048164, 066104.
(v) 500 to 4,000 g/ton	Calves, beef and nonlactating dairy cattle; treatment of bacterial enteritis caused by *E. coli* and bacterial pneumonia caused by *P. multocida* organisms susceptible to chlortetracycline.	Feed continuously for not more than 5 days to provide 10 mg/lb body weight per day. To sponsor No. 046573 under NADA 046–699: 24-h withdrawal time. To sponsor No. 046573 under NADA 048–761: zero withdrawal time.	046573.
* *	* *	* *	*
(ix) 350 mg/head/day	1. Beef cattle: For control of bacterial pneumonia associated with shipping fever complex caused by *Pasteurella* spp. susceptible to chlortetracycline.	Withdraw 48 h prior to slaughter. To sponsor No. 046573 under NADA 046–699: 48-h withdrawal time. To sponsor No. 046573 under NADA 048–761 and No. 048164: zero withdrawal time.	012286, 046573, 048164, 066104.
	2. Beef cattle (under 700 lb): For control of active infection of anaplasmosis caused by *A. marginale* susceptible to chlortetracycline.	Withdraw 48 h prior to slaughter. To sponsor No. 046573 under NADA 046–699: 48-h withdrawal time. To sponsor No. 046573 under NADA 048–761 and No. 048164: zero withdrawal time.	012286, 046573, 048164, 066104.

* * * * *

Dated: June 8, 2009.

Bernadette Dunham,

Director, Center for Veterinary Medicine.

[FR Doc. E9–13849 Filed 6–11–09; 8:45 am]

BILLING CODE 4160–01–S

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Part 1

[TD 9453]

RIN 1545–BI81

Guidance Under Section 7874 Regarding Surrogate Foreign Corporations

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Final and temporary regulations.

SUMMARY: This document contains final and temporary regulations under section 7874 of the Internal Revenue Code (Code) concerning the determination of whether a foreign corporation shall be treated as a surrogate foreign corporation. The temporary regulations primarily affect domestic corporations or partnerships (and certain parties related thereto), and certain foreign corporations that acquire substantially all of the properties of such domestic corporations or partnerships. The text of these temporary regulations serves as the text of the proposed regulations set forth in the notice of proposed rulemaking on this subject also published in this issue of the **Federal Register**.

DATES: *Effective Dates:* The regulations are effective on June 12, 2009.

Applicability Date: For dates of applicability, see §§ 1.7874–1T(g) and 1.7874–2T(o).