

services, including foreign exchange brokerage services; underwriting and private placement services; financial management services; credit-related services, except credit card services; credit card services; financial advisory and custody services; security lending services; electronic funds transfers; and other financial services.

(ii) [Reserved]

\* \* \* \* \*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### 18 CFR Parts 4 and 5

[Docket No. RM02-16-000]

#### Hydroelectric Licensing Under the Federal Power Act; Correction

**AGENCY:** Federal Energy Regulatory Commission.

**ACTION:** Final rule; correction.

**SUMMARY:** The Federal Energy Regulatory Commission is correcting the final rule concerning the process for hydroelectric licensing under the Federal Power Act that was published on August 25, 2003.

**EFFECTIVE DATE:** October 24, 2003.

**FOR FURTHER INFORMATION CONTACT:** John Clements, 202-502-8070.

**SUPPLEMENTARY INFORMATION:** The final rule published on August 25, 2003, at 68 FR 51070 is corrected as follows:

#### PART 4—LICENSES, PERMITS, EXEMPTIONS, AND DETERMINATION OF PROJECT COSTS

##### § 4.41 [Corrected]

■ 1. On page 51120, in the first column, the text of § 4.41(h), is corrected as follows: In the eighth sentence, remove the phrase “or each” and add in its place the phrase “of each.”

#### PART 5—INTEGRATED LICENSE APPLICATION PROCESS

##### § 5.1 [Corrected]

■ 2. On page 51121, in the second column, in the text of § 5.1(b), remove the words “parte” and “part” and add in their place the word “chapter”.

##### § 5.5 [Corrected]

■ 3. On page 51123, in the third column, in the text of § 5.5(b), introductory sentence, remove the phrase “a letter” and add in its place the phrase “an original and eight copies of a letter”.

■ 4. On page 51123, in the third column, in the text of § 5.5(c), remove the phrase “tribes, and” and add in its place the phrase “tribes, local governments, and”.

##### § 5.6 [Corrected]

■ 5. On page 51124, in the first column, in the text of § 5.6(a)(1), remove the phrase “Commission and” and add in its place the phrase “Commission and original and eight copies and”.

■ 6. On page 51127, in the first column, in the text of § 5.6(d)(4), remove the phrase “paragraphs (d)(1) and (d)(2)” and add in its place the phrase “paragraph (d)(3)”.

##### § 5.9 [Corrected]

■ 7. On page 51128, in the second column, in the text of § 5.9(c), following the word “incur”, remove the word “and” and add in its place the phrase “in order to”.

##### § 5.18 [Corrected]

■ 8. On page 51131, in the third column, in the text of § 5.18(a)(5)(iii), remove the phrase “A, F, and G” and add in its place the phrase “A, B, C, D, F, and G”.

##### § 5.19 [Corrected]

■ 9. On page 51135, in the third column, in the text of § 5.19, remove § 5.19(d) and redesignate § 5.19(e) as § 5.19(d).

Magalie R. Salas,  
Secretary.

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

#### 21 CFR Part 1

[Docket No. 2002N-0278]

#### Guidance for Industry: Questions and Answers on the Interim Final Rule on Prior Notice of Imported Food; Availability

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Notice of availability of guidance.

**SUMMARY:** The Food and Drug Administration (FDA) is announcing the availability of a guidance entitled “Prior Notice of Imported Food, Questions and Answers.” The guidance responds to various questions raised about the section 307 of the Public Health Security and Bioterrorism Preparedness and Response Act of 2002 (the Bioterrorism Act) and the agency’s

implementing regulations that require, beginning on December 12, 2003, prior notice to FDA before food is imported or offered for import into the United States.

**DATES:** Submit written or electronic comments on the agency guidance at any time.

**ADDRESSES:** Submit written requests for single copies of the guidance to the Prior Notice Help Desk, phone 1-800-216-7331 or 301-575-0156, or Fax 301-210-0247. See the **SUPPLEMENTARY INFORMATION** section for electronic access to the guidance document.

Submit written comments on the guidance to the Division of Dockets Management (HFA-305), Food and Drug Administration, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852. Submit electronic comments to <http://www.fda.gov/dockets/ecomments>.

**FOR FURTHER INFORMATION CONTACT:** Domenic Veneziano, Office of Regulatory Affairs (HFC-100), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 781-596-7785.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

In the **Federal Register** of October 10, 2003 (68 FR 58974), FDA issued an interim final rule to implement section 307 of the Bioterrorism Act. The prior notice regulations require, beginning on December 12, 2003, notification to FDA before food (including animal feed) is imported or offered for import into the United States. This guidance responds to questions raised about the interim final rule on prior notice, and it is intended to help the industry better understand and comply with the regulations.

FDA is issuing the guidance entitled “Prior Notice of Imported Food, Questions and Answers” as a Level 1 guidance. Consistent with FDA’s good guidance practices regulation (21 CFR 10.115), the agency will accept comment, but it is implementing the guidance document immediately, in accordance with § 10.115(g)(2), because the agency has determined that prior public participation is not feasible or appropriate. FDA is under a strict statutory deadline in which to implement these regulations.

##### II. Comments

Interested persons may submit to the Division of Dockets Management (see **ADDRESSES**) written or electronic comments on the guidance at any time. Two copies of any mailed comments are to be submitted, except that individuals may submit one copy. Comments are to