

**DEPARTMENT OF ENERGY****10 CFR Parts 208, 711, 1021****Compliance With the National Environmental Policy Act****AGENCY:** Department of Energy.**ACTION:** Notice of Final Rulemaking.

**SUMMARY:** The Department of Energy (DOE) hereby announces the establishment of Part 1021 of Chapter X of Title 10 of the Code of Federal Regulations, providing for the adoption of the Council on Environmental Quality (CEQ) regulations (40 CFR Parts 1500-1508) for implementing the procedural provisions of the National Environmental Policy Act (NEPA).

**EFFECTIVE DATE:** July 30, 1979.**FOR FURTHER INFORMATION CONTACT:**

Dr. Robert J. Stern, Acting Director, NEPA Affairs Division, Office of the Assistant Secretary for Environment, Room 4G-064, Forrestal Building, Washington, D.C. 20585, 202-252-4600.

Mr. Stephen H. Greenleigh, Esq., Acting Assistant, General Counsel for Environment, Room 6G-087, Forrestal Building, Washington, D.C. 20585, 202-252-6947.

**SUPPLEMENTARY INFORMATION:** The CEQ regulations, which were published in the Federal Register on November 29, 1978 (43 FR 55978), effectively replace the NEPA regulations of the predecessor agencies of DOE. Accordingly, DOE will by this rule adopt the CEQ regulations and revoke the NEPA regulations previously promulgated by its two predecessor agencies, the Energy Research and Development Administration (10 CFR Part 711) and the Federal Energy Administration (10 CFR Part 208) as well as the NEPA regulations of other predecessor agencies of DOE to the extent they had applied to functions transferred to DOE pursuant to the DOE Organization Act. Also, this rule supersedes and replaces the proposed NEPA regulations previously published by DOE in the Federal Register on February 21, 1978 (43 FR 7232).

The CEQ regulations, which become binding on Federal agencies as of July 30, 1979, require each Federal agency to adopt implementing procedures to supplement the regulations. DOE published proposed procedures implementing CEQ NEPA regulations in the Federal Register on July 18, 1979 (44 FR 42136), and will operate under these proposed procedures during the time between July 30, 1979, and DOE adoption of final procedures.

Note.—With respect to Executive Order 12044, "Improving Government Regulations", DOE has determined that this final rulemaking is a non-significant regulation because it is procedural in nature and is not expected to affect important policy concerns. Therefore, a regulatory analysis has not been prepared.

Issued in Washington, D.C., July 31, 1979.

Ruth C. Clusen,

Assistant Secretary for Environment.

**PART 208—COMPLIANCE WITH THE NATIONAL ENVIRONMENTAL POLICY ACT [REVOKED]****PART 711—GUIDELINES FOR ENVIRONMENTAL REVIEW [REVOKED]**

In consideration of the above, the Department of Energy hereby revokes 10 CFR Parts 208 and 711 and adds a new Part 1021 to read as follows:

**PART 1021—COMPLIANCE WITH THE NATIONAL ENVIRONMENTAL POLICY ACT****Sec.**

- 1021.1 Background.
- 1021.2 Adoption of CEQ Regulations.
- 1021.3 Revocation of Previous NEPA Regulations.
- 1021.4 Applicability.

Authority: National Environmental Policy Act, 42 U.S.C. 4321 *et seq.*

**§ 1021.1. Background.**

(a) The National Environmental Policy Act (NEPA) of 1969 (42 U.S.C. 4321 *et seq.*) establishes national policies and goals for the protection of the environment. Section 102(2) of NEPA contains certain procedural requirements directed toward the attainment of such goals. In particular, all Federal agencies are required to give appropriate consideration to the environmental effects of their proposed actions in their decisionmaking and to prepare detailed environmental statements on recommendations or reports on proposals for legislation and other major Federal actions significantly affecting the quality of the human environment.

(b) Executive Order 11991 of May 24, 1977, directed the Council on Environmental Quality (CEQ) to issue regulations to implement the procedural provisions of NEPA. Accordingly, CEQ issued final NEPA regulations (40 CFR Parts 1500-1508) on November 29, 1978.

**§ 1021.2. Adoption of CEQ Regulations.**

The Department of Energy (DOE) hereby adopts the CEQ regulations for implementing the procedural provisions of NEPA (40 CFR Parts 1500-1508).

**§ 1021.3. Revocation of Previous NEPA Regulations.**

DOE hereby revokes the NEPA regulations previously promulgated by the Energy Research and Development Administration (10 CFR Part 711) and the Federal Energy Administration (10 CFR Part 208) as well as the NEPA regulations of other predecessor agencies of DOE to the extent they had applied to functions transferred to DOE pursuant to the DOE Organization Act.

**§ 1021.4. Applicability.**

This part applies to all organizational elements of DOE, except the Federal Energy Regulatory Commission.

**§ 1021.5. Effective Date.**

The effective date of these regulations is July 30, 1979.

[FR Doc. 79-24259 Filed 8-3-79; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****14 CFR Part 39**

[Docket No. 79-50-49; Amdt. No. 39-3524]

**Airworthiness Directives: Gulfstream American Corp.; Models AA-5 Series****AGENCY:** Federal Aviation Administration (FAA), DOT.**ACTION:** Final rule.

**SUMMARY:** This amendment adopts a new Airworthiness Directive (AD) which requires inspection and modification of the aileron system and deactivation of any installed autopilot system on certain Gulfstream American Corporation (GAC) Models AA-5, AA-5A, and AA-5B aircraft. The AD is needed to eliminate aileron oscillations which could possibly result in loss of control of the aircraft.

**DATES:** Effective August 10, 1979. Compliance required within the next 50 hours time-in-service after the effective date of this AD, unless already accomplished.

**ADDRESSES:** The applicable GAC Service Bulletin and Service Kit may be obtained from Gulfstream American Corporation, P.O. Box 2206, Savannah, Georgia 31402. A copy of the Service Bulletin and Service Kit are also contained in Room 275, Engineering and Manufacturing Branch, FAA, Southern Region, 3400 Whipple Street, East Point, Georgia.

**FOR FURTHER INFORMATION CONTACT:** Curtis Jackson, Aerospace Engineer, Engineering and Manufacturing Branch,