

*Facility Operating License No. NPF-80:* Amendment revises the Technical Specifications.

*Public comments requested as to proposed no significant hazards consideration (NSHC):* Yes. October 6, 2004 (69 FR 59969). The notice provided an opportunity to submit comments on the Commission's proposed NSHC determination. No comments have been received. The notice also provided an opportunity to request a hearing by December 6, 2004, but indicated that if the Commission makes a final NSHC determination, any such hearing would take place after issuance of the amendment.

The Commission's related evaluation of the amendment, finding of exigent circumstances, state consultation, and final NSHC determination are contained in a safety evaluation dated October 21, 2004.

*Attorney for licensee:* Mr. John E. Matthews, Morgan, Lewis & Bokius, LLP, 1111 Pennsylvania Avenue, NW., Washington, DC 20004.

*NRC Section Chief:* Michael K. Webb, Acting.

*Nuclear Management Company, LLC, Docket No. 50-255, Palisades Plant, Van Buren County, Michigan*

*Date of amendment request:* November 2, 2004.

*Description of amendment request:* The amendment revises Technical Specification Limiting Condition for Operation 3.4.3, "Primary Coolant System (PCS) Pressure and Temperature (P/T) Limits" to add restrictions to the cooldown rate limits. This amendment supports plant restart following repairs of two reactor vessel closure head control rod drive nozzle penetrations at the Palisades Nuclear Power Plant.

*Date of issuance:* November 8, 2004.

*Effective date:* As of the date of issuance and shall be implemented immediately.

*Amendment No.:* 218.

*Facility Operating License No. DPR-20:* Amendment revises the Technical Specification.

*Public comments requested as to proposed no significant hazards consideration (NSHC):*

The Commission's related evaluation of the amendment, finding of emergency circumstances, state consultation, and final NSHC determination are contained in a safety evaluation dated November 8, 2004.

*Attorney for licensee:* Jonathan Rogoff, Esquire, Vice President, Counsel & Secretary, Nuclear Management Company, LLC, 700 First Street, Hudson, WI 54016.

*NRC Section Chief:* L. Raghavan.

*Tennessee Valley Authority, Docket No. 50-327, Sequoyah Nuclear Plant, Unit 1, Hamilton County, Tennessee*

*Date of amendment request:* November 4, 2004.

*Description of amendment request:* The proposed amendment extended the implementation period for License Amendment 294 to May 15, 2005.

*Date of issuance:* November 9, 2004.

*Effective date:* As of date of issuance, to be implemented by May 15, 2005.

*Amendment No.:* 297.

*Facility Operating License No. DPR-77:* Amendment revises the implementation date for License Amendment No. 294.

*Public comments requested as to proposed no significant hazards consideration (NSHC):*

The Commission's related evaluation of the amendment, finding of emergency circumstances, state consultation, and final NSHC determination are contained in a safety evaluation dated November 9, 2004.

*Attorney for licensee:* General Counsel, Tennessee Valley Authority, 400 West Summit Hill Drive, ET 11A, Knoxville, Tennessee 37902.

*NRC Section Chief:* Michael L. Marshall, Jr.

Dated at Rockville, Maryland, this 15th day of November, 2004.

For the Nuclear Regulatory Commission.

**Ledyard B. Marsh,**

*Director, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

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## OFFICE OF PERSONNEL MANAGEMENT

### Excepted Service

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** This gives notice of OPM decisions granting authority to make appointments under Schedules A, B and C in the excepted service as required by 5 CFR 6.6 and 213.103.

#### FOR FURTHER INFORMATION CONTACT:

Hughes Turner, Deputy Associate Director, Center for Leadership and Executive Resources Policy, Division for Strategic Human Resources Policy, 202-606-1811.

**SUPPLEMENTARY INFORMATION:** Appearing in the listing below is one Schedule A appointment, no Schedule B appointments, and Schedule C appointments established between

October 1, 2004 and October 31, 2004. Future notices will be published on the fourth Tuesday of each month, or as soon as possible thereafter. A consolidated listing of all authorities as of June 30 is published each year.

### Schedule A

*Department of Homeland Security 213.3111*

Up to 15 Senior Level and General Schedule (or equivalent) positions within the Homeland Security Labor Relations Board and the Homeland Security Mandatory Removal Panel. Effective October 15, 2004.

### Schedule B

No Schedule B appointments for October 2004.

### Schedule C

The following Schedule C appointments were approved for October 2004:

*Section 213.3303 Executive Office of the President, Office of National Drug Control Policy*

QQGS00083 Intergovernmental Affairs Liaison to the Chief of Staff. Effective October 19, 2004.

QQGS00086 Legislative Assistant to the Associate Director, Legislative Affairs. Effective October 19, 2004.

*Section 213.3304 Department of State*

DSGS60797 Legislative Management Officer to the Assistant Secretary for Legislative and Intergovernmental Affairs. Effective October 14, 2004.

DSGS60798 Legislative Management Officer to the Assistant Secretary for Legislative and Intergovernmental Affairs. Effective October 14, 2004.

DSGS60799 Foreign Affairs Officer to the Under Secretary for Global Affairs. Effective October 14, 2004.

DSGS60800 Staff Assistant to the Senior Advisor to the Secretary and White House Liaison. Effective October 28, 2004.

*Section 213.3304 Department of Treasury*

DYGS00434 Special Assistant to the Deputy Chief of Staff. Effective October 25, 2004.

*Section 213.3306 Department of Defense*

DDGS16831 Research Assistant to the Deputy Assistant Secretary of Defense (Strategic Communications Planning). Effective October 1, 2004.

DDGS16842 Staff Assistant to the Deputy Assistant Secretary of Defense (Special Operations and Combating Terrorism). Effective October 20, 2004.

*Section 213.3307 Department of the Army*

DWGS60053 Personal and Confidential Assistant to the Principal Deputy Assistant Secretary of the Army (Financial Management and Comptroller). Effective October 6, 2004.

*Section 213.3309 Department of the Air Force*

DFGS60007 Confidential Assistant to the Assistant Secretary (Financial Management and Comptroller). Effective October 28, 2004.

*Section 213.3310 Department of Justice*

DJGS00151 Special Assistant to the Administrator, Drug Enforcement Administration. Effective October 15, 2004.

*Section 213.3311 Department of Homeland Security*

DMGS00271 Deputy Assistant Secretary for Border and Transportation Security Policy to the Assistant Secretary for Border and Transportation Security Policy. Effective October 4, 2004.

DMGS00274 Writer-Editor to the Executive Secretary. Effective October 12, 2004.

DMGS00273 Special Assistant to the White House Liaison. Effective October 14, 2004.

DMGS00275 Special Assistant to the Chief of Staff. Effective October 15, 2004.

DMGS00276 Press Assistant to the Deputy Assistant Secretary for Public Affairs. Effective October 15, 2004.

DMGS00277 Writer-Editor to the Executive Secretary. Effective October 22, 2004.

*Section 213.3313 Department of Agriculture*

DAGS00727 Special Assistant to the Under Secretary for Natural Resources and Environment. Effective October 22, 2004.

DAGS00728 Special Assistant to the Under Secretary for Rural Development. Effective October 25, 2004.

*Section 213.3314 Department of Commerce*

DCGS00663 Executive Director, White House Initiative on Asian Americans and Pacific Islanders to the National Director, Minority Business Development Agency. Effective October 15, 2004.

*Section 213.3315 Department of Labor*

DLGS60105 Regional Representative to the Assistant Secretary for Congressional and Intergovernmental Affairs. Effective October 6, 2004.

DLGS60234 Chief of Staff to the Assistant Secretary for Policy. Effective October 15, 2004.

*Section 213.3316 Department of Health and Human Services*

DHGS60187 Special Assistant to the Assistant Secretary for Public Affairs. Effective October 4, 2004.

DHGS60696 Confidential Assistant (Scheduling) to the Director of Scheduling. Effective October 12, 2004.

*Section 213.3317 Department of Education*

DBGS00206 Deputy Secretary's Regional Representative, Region IX to the Deputy Assistant Secretary for Regional Services. Effective October 27, 2004.

*Section 213.3331 Department of Energy*

DEGS00431 Senior Policy Advisor to the Assistant Secretary of Energy (Environmental Management). Effective October 22, 2004.

DEGS00432 Senior Scheduler to the Director, Office of Scheduling and Advance. Effective October 7, 2004.

DEGS00433 Special Assistant to the Executive Director, Secretary of Energy Advisory Board. Effective October 7, 2004.

*Section 213.3332 Small Business Administration*

SBGS00557 Deputy Associate Administrator for Communications and Public Liaison to the Associate Administrator for Communications/Public Liaison. Effective October 4, 2004.

SBGS60558 Legislative Assistant to the Associate Administrator for Congressional and Legislative Affairs. Effective October 14, 2004.

SBGS60559 Assistant Administrator for Congressional and Legislative Affairs to the Associate Administrator for Congressional and Legislative Affairs. Effective October 14, 2004.

SBGS60560 Press Secretary to the Associate Administrator for Communications/Public Liaison. Effective October 20, 2004.

*Section 213.3396 National Transportation Safety Board*

TBGS60106 Confidential Assistant to a Member. Effective October 7, 2004.

**Authority:** 5 U.S.C. 3301 and 3302; E.O. 10577, 3 CFR 1954-1958 Comp., P.218.

Office of Personnel Management.

**Kay Coles James,**  
Director.

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**SECURITIES AND EXCHANGE COMMISSION**

**Proposed Collection; Comment Request**

Upon Written Request, Copies Available From: Securities and Exchange Commission, Office of Filings and Information Services, Washington, DC 20549.

Extension:

Rule 7d-1; SEC File No. 270-176; OMB Control No. 3235-0311.

Notice is hereby given that, pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520), the Securities and Exchange Commission ("Commission") is soliciting comments on the collections of information summarized below. The Commission plans to submit these existing collections of information to the Office of Management and Budget ("OMB") for extension and approval.

Section 7(d) of the Investment Company Act of 1940 [15 U.S.C. 80a-7(d)] (the "Act" or "Investment Company Act") requires an investment company ("fund") organized outside the United States ("foreign fund") to obtain an order from the Commission allowing the fund to register under the Act before making a public offering of its securities through the United States mail or any means of interstate commerce. The Commission may issue an order only if it finds that it is both legally and practically feasible effectively to enforce the provisions of the Act against the foreign fund, and that the registration of the fund is consistent with the public interest and protection of investors.

Rule 7d-1 [17 CFR 270.7d-1] under the Act, which was adopted in 1954, specifies the conditions under which a Canadian management investment company ("Canadian fund") may request an order from the Commission permitting it to register under the Act. Although rule 7d-1 by its terms applies only to Canadian funds, other foreign funds generally have agreed to comply with the requirements of rule 7d-1 as a prerequisite to receiving an order permitting those foreign funds' registration under the Act.

The rule requires a Canadian fund that wishes to register to file an application with the Commission that contains various undertakings and agreements by the fund. Certain of these undertakings and agreements, in turn, impose the following additional information collection requirements:

(1) The fund must file agreements between the fund and its directors, officers, and service providers requiring them to comply with the fund's charter and bylaws, the Act, and certain other obligations relating to the undertakings and agreements in the application;

(2) The fund and each of its directors, officers, and investment advisers that is not a U.S. resident, must file an irrevocable designation of the fund's custodian in the United States as agent for service of process;

(3) The fund's charter and bylaws must provide that (a) the fund will comply with