

SUMMARY: As amended November 10, 1978, the Endangered Species Act mandates withdrawal of proposed rules to list species which have not been finalized within 2 years of the proposal. The time limit has expired for the proposed rulemaking regarding the U.S. populations of the thick-billed parrot (*Rhynchopsitta pachyrhynchus*), short-tailed albatross (*Diomedea albatrus*), margay cat (*Felis wiedii*), and jaguar (*Panthera onca*), which were originally proposed for listing as Endangered on July 25, 1980 (45 FR 49844-47). The listing of the U.S. population of the ocelot (*Felis pardalis*), which was proposed at the same time as the above species, was finalized on July 21, 1982 (47 FR 31670-72). This notice constitutes the formal withdrawal of the listing proposal for the U.S. populations of the thick-billed parrot, short-tailed albatross, margay cat, and jaguar.

FOR FURTHER INFORMATION CONTACT: Mr. John L. Spinks, Jr. Chief, Office of Endangered Species, U.S. Fish and Wildlife Service, Washington, D.C. 20240 (703/235-2771).

SUPPLEMENTARY INFORMATION: Background. Section 4(f)(5) of the Endangered Species Act of 1973, as amended November 10, 1978, states that:

A final regulation adding a species to any list published pursuant to Subsection (c) shall be published in the **Federal Register** not later than 2 years after date of publication of notice of the regulation proposing listing under paragraph (B)(i)(1). If a final regulation is not adopted within such 2 year period, the Secretary shall withdraw the proposed regulation and shall publish notice of such withdrawal in the **Federal Register** not later than 30 days after the end of such period.

The 2 year time limit on proposals which was established in this section has expired for the U.S. populations of the thick-billed parrot, short-tailed albatross, margay cat, and jaguar, which were proposed for listing on July 25, 1980 (45 FR 49844-47). In accordance with Section 4(f)(5), this notice officially withdraws the proposed rulemaking to list these species as Endangered.

This notice is issued under the authority contained in the endangered Species Act of 1973, as amended (16 U.S.C. 1531 et seq.; 87 Stat. 884; 92 Stat. 3751).

The primary author of this notice is John L. Paradiso, Office of Endangered Species, U.S. Fish and Wildlife Service, Washington, D.C. 20240 (703/235-1975).

Dated: August 13, 1982.

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Assistant Secretary for Fish and Wildlife and Parks.

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

Endangered and Threatened Wildlife and Plants: Notice of Withdrawal of an Expired Proposal for Listing of the U.S. Populations of the Thick-Billed Parrot, Short-Tailed Albatross, Margay Cat, and Jaguar

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of withdrawal of an expired proposed rule.
