

SUPPLEMENTAL DOCUMENT

OMB CONTROL NUMBER 3038-0005

The Commodity Futures Trading Commission (Commission) is seeking a nonsubstantive ICR change for the existing OMB Control Number 3038-0005. This number applies to Rules Relating to the Operations and Activities of Commodity Pool Operators and Commodity Trading Advisors and to Monthly Reporting by Futures Commission Merchants and expires on May 31, 2009.

The non-substantive change relates to proposed amendments that will modify existing regulatory requirements by clarifying information that must be included in required periodic and annual reports filed by commodity pool operators. The expected effect of the proposed amended regulations will be to increase slightly, by approximately forty (40) minutes, the burden for this collection of information due to including specific fee and expense information in annual reports for funds of funds. This increase affects only annual reports for pools that invest in other funds and therefore are required to include the additional fee and expense information, and does not affect reports for pools that do not invest in other funds. There are no capital, operating or maintenance costs associated with this information request.

The CFTC has an obligation to oversee the financial integrity of the marketplace and to protect the public as it participates in that marketplace. This collection of information will serve the public interest by providing the CFTC and NFA with information necessary to monitor compliance with the Part 4 rules. It will also provide the Commission and NFA with a ready source of independent aggregated financial information concerning the commodity pool and managed account industries, which informs the Commission's policy decision making.