

Analysis of Comments Received

Comment 1: The U.S. Customs Service recommends that we delete the following HTS numbers from the proposed conversion: 6306.1100 and 6306.2100.

Department's Position: We agree and accept this recommendation because these subheadings cover products that were not included in the TSUSA-defined scope of the countervailing duty order on certain textile mill products from Sri Lanka.

Comment 2: The U.S. Customs Service recommends that we delete subheading 6307.1020 and insert subheadings 6307.10.2005, 6307.10.2015, and 6307.10.2020.

Department's Position: We agree and accept this recommendation in order to be more precise in coverage of products included in the scope of the countervailing duty order on certain textile mill products from Sri Lanka.

In addition to the changes we are making in response to comments submitted by the U.S. Customs Service, we are also deleting subheading 4202.2245 from the proposed conversion because this subheading covers products that were originally covered by the scope of the countervailing duty order on certain apparel from Sri Lanka which was revoked effective May 18, 1992 (59 FR 43814; August 25, 1994).

All of these changes are reflected in the new Amended Conversion. The attached Appendix incorporates all of these amendments.

Instructions to Customs

The Department will instruct the U.S. Customs Service to liquidate without regard to countervailing duties all unliquidated entries of certain textile mill products from Sri Lanka not covered by the attached Appendix that were exported from Sri Lanka on or after May 18, 1992.

In addition, we are instructing the Customs Service to terminate the suspension of liquidation for all entries of certain textile mill products from Sri Lanka not covered in the attached Appendix, that are entered or withdrawn from the warehouse on or after the date of publication of this notice. The Department will also instruct the U.S. Customs Service to continue to suspend liquidation and collect the appropriate cash deposit of estimated countervailing duties for the subject merchandise listed in the attached Appendix, entered or withdrawn from the warehouse, on or after the date of publication of this notice.

Dated: January 4, 1995.

Joseph A. Spetrini,

Deputy Assistant Secretary for Compliance.

Appendix: Amended HTS List for Certain Textile Mill Products From Sri Lanka (C-542-401)

6305.3100
6305.3900
6307.10.2005
6307.10.2015
6307.10.2020

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Export Trade Certificate of Review

ACTION: Notice of Issuance of an Export Trade Certificate of Review, Application No. 94-0006.

SUMMARY: The Department of Commerce has issued an Export Trade Certificate of Review to P & B International ("P & B"). This notice summarizes the conduct for which certification has been granted.

FOR FURTHER INFORMATION CONTACT: W. Dawn Busby, Director, Office of Export Trading Company Affairs, International Trade Administration, 202-482-5131. This is not a toll-free number.

SUPPLEMENTARY INFORMATION: Title III of the Export Trading Company Act of 1982 (15 U.S.C. 4001-21) authorizes the Secretary of Commerce to issue Export Trade Certificates of Review. The regulations implementing Title III are found at 15 CFR Part 325 (1994).

The Office of Export Trading Company Affairs ("OETCA") is issuing this notice pursuant to 15 CFR 325.6(b), which requires the Department of Commerce to publish a summary of a Certificate in the **Federal Register**. Under Section 305 (a) of the Act and 15 CFR 325.11(a), any person aggrieved by the Secretary's determination may, within 30 days of the date of this notice, bring an action in any appropriate district court of the United States to set aside the determination on the ground that the determination is erroneous.

Description of Certified Conduct*Export Trade*

1. *Products*
All products
2. *Services*
All services
3. *Export Trade Facilitation Services (as they Relate to the Export of Products and Services)*

Export Trade Facilitation Services including, but not limited to, consulting; foreign market research; marketing and trade promotion; financing; insurance; licensing; services

related to compliance with customs documentation and procedures; transportation and shipping; warehousing and other services to facilitate the transfer of ownership and/or distribution; and communication and processing of export orders.

Export Markets

The Export Markets include all parts of the world except the United States (the fifty states of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, and the Trust Territory of the Pacific Islands.)

Export Trade Activities and Methods of Operation

To engage in Export Trade in the Export Markets, as an Export Intermediary, P & B may:

1. Provide and/or arrange for the provision of Export Trade Facilitation Services;

2. Engage in promotional and marketing activities as they relate to exporting Products and/or Services to the Export Markets;

3. Enter into exclusive export sales agreements with Suppliers regarding sales of Products and/or Services in the Export Markets; such agreement may prohibit Suppliers from exporting independently of P & B;

4. Enter into exclusive sales and/or territorial agreements with distributors in Export Markets;

5. Establish the price of Products and/or Services for sale in the Export Markets;

6. Allocate export orders among its Suppliers; and,

7. Exchange information on a one-on-one basis with individual Suppliers regarding inventories and near-term production schedules for the purpose of determining the availability of Products for export and coordinating export with distributors.

Members (Within the Meaning of Section 325.2(1) of the Regulations)

Peter T. Peterson
Oliver L. Brown

Terms and Conditions of Certificate

1. In engaging in Export Trade Activities and Methods of Operation, P & B and its Members will not intentionally disclose, directly or indirectly, to any Supplier any information about any other Supplier's costs, production, capacity, inventories, domestic prices, domestic sales, or U.S. business plans, strategies, or methods that is not already generally available to the trade or public.