

**DEPARTMENT OF AGRICULTURE****Foreign Agricultural Service****Uruguay Round Agricultural Safeguard Trigger Levels**

**AGENCY:** Foreign Agricultural Service, USDA.

**ACTION:** Notice of product coverage and trigger levels for safeguard measures provided for in the Uruguay Round Agreement on Agriculture.

**SUMMARY:** This notice lists the updated quantity trigger levels for products which may be subject to additional import duties under the safeguard provisions of the Uruguay Round Agreement on Agriculture. It also includes the relevant period applicable for trigger levels on each of those products.

**EFFECTIVE DATE:** June 6, 2002.

**FOR FURTHER INFORMATION CONTACT:** Charles R. Bertsch, Multilateral Trade Negotiations Division, Foreign Agricultural Service, room 5530—South Building, U.S. Department of Agriculture, Washington, DC 20250—1022, telephone at (202) 720—6278, or email charles.bertsch@usda.gov.

**SUPPLEMENTARY INFORMATION:** Article 5 of the Uruguay Round Agreement on Agriculture provides that additional

import duties may be imposed on imports of products subject to tariffication during the Uruguay Round if certain conditions are met. The agreement permits additional duties to be charged if the price of an individual shipment of imported products falls below the average price for similar goods imported during the years 1986—88 by a specified percentage. It also permits additional duties to be imposed if the volume of imports of an article exceeds the average of the most recent 3 years for which data are available by 5, 10, or 25 percent, depending on the article. These additional duties may not be imposed on quantities for which minimum or current access commitments were made during the Uruguay Round negotiations, and only one type of safeguard, price or quantity, may be applied at any given time to an article.

Section 405 of the Uruguay Round Agreements Act requires that the President cause to be published in the **Federal Register** information regarding the price and quantity safeguards, including the quantity trigger levels, which must be updated annually based upon import levels during the most recent 3 years. The President delegated this duty to the Secretary of Agriculture in Presidential Proclamation No. 6763,

dated December 23, 1994. The Secretary of Agriculture further delegated the duty to the Administrator of the Foreign Agricultural Service (7 CFR 2.43 (a)(2)). The Annex to this notice contains the updated quantity trigger levels.

Additional information on the products subject to safeguards and the additional duties which may apply can be found in subchapter IV of Chapter 99 of the Harmonized Tariff Schedule of the United States and in the Secretary of Agriculture's Notice of Safeguard Action, published in the **Federal Register** at 60 FR 427, January 4, 1995.

**Notice**

As provided in section 405 of the Uruguay Round Agreements Act, consistent with Article 5 of the Agreement on Agriculture, the safeguard quantity trigger levels previously notified are superceded by the levels indicated in the Annex to this notice.

**A. Ellen Terpstra,**  
*Administrator, Foreign Agricultural Service.*

**Annex**

The definitions of these products were provided in the Notice of Safeguard Action published in the **Federal Register**, at 60 FR 427, January 4, 1995.

**QUANTITY BASED SAFEGUARD TRIGGER**

Product	Trigger level	Period
Beef .....	1,137,163 mt .....	January 1, 2002 to December 31, 2002.
Mutton .....	14,679 mt .....	January 1, 2002 to December 31, 2002.
Cream .....	6,341,016 liters .....	January 1, 2002 to December 31, 2002.
Evaporated or Condensed Milk .....	7,106,191 kilograms .....	January 1, 2002 to December 31, 2002.
Nonfat Dry Milk .....	4,205,862 kilograms .....	January 1, 2002 to December 31, 2002.
Dried Whole Milk .....	3,430,322 kilograms .....	January 1, 2002 to December 31, 2002.
Dried Cream .....	4,661 kilograms .....	January 1, 2002 to December 31, 2002.
Dried Whey/Buttermilk .....	123,994 kilograms .....	January 1, 2002 to December 31, 2002.
Butter .....	13,555,503 kilograms .....	January 1, 2002 to December 31, 2002.
Butter Oil and Butter Substitutes .....	10,919,487 kilograms .....	January 1, 2002 to December 31, 2002.
Dairy Mixtures .....	4,665,156 kilograms .....	January 1, 2002 to December 31, 2002.
Blue Cheese .....	3,927,895 kilograms .....	January 1, 2002 to December 31, 2002.
Cheddar Cheese .....	17,503,765 kilograms .....	January 1, 2002 to December 31, 2002.
American Type Cheese .....	16,528,242 kilograms .....	January 1, 2002 to December 31, 2002.
Edam/Gouda Cheese .....	8,169,998 kilograms .....	January 1, 2002 to December 31, 2002.
Italian-Type Cheese .....	17,969,975 kilograms .....	January 1, 2002 to December 31, 2002.
Swiss Cheese with Eye Formation .....	39,140,027 kilograms .....	January 1, 2002 to December 31, 2002.
Gruyere Process Cheese .....	8,191,124 kilograms .....	January 1, 2002 to December 31, 2002.
Lowfat Cheese .....	3,133,638 kilograms .....	January 1, 2002 to December 31, 2002.
NSPF Cheese .....	57,214,298 kilograms .....	January 1, 2002 to December 31, 2002.
Peanuts .....	60,603 mt .....	April 1, 2002 to March 31, 2003.
Peanut Butter/Paste .....	21,299 mt .....	January 1, 2002 to December 31, 2002.
Raw Cane Sugar .....	1,645,884 mt .....	October 1, 2001 to September 30, 2002.
	1,358,418 mt .....	October 1, 2002 to September 30, 2003.
Refined Sugar and Syrups .....	27,871 mt .....	October 1, 2001 to September 30, 2002.
	46,395 mt .....	October 1, 2002 to September 30, 2003.
Blended Syrups .....	0 mt .....	October 1, 2001 to September 30, 2002.
	2 mt .....	October 1, 2002 to September 30, 2003.
Articles Over 65% Sugar .....	0 mt .....	October 1, 2001 to September 30, 2002.
	10 mt .....	October 1, 2002 to September 30, 2003.
Articles Over 10% Sugar .....	80,886 mt .....	October 1, 2001 to September 30, 2002.
	80,886 mt .....	October 1, 2002 to September 30, 2003.
Sweetened Cocoa Powder .....	1,196 mt .....	October 1, 2001 to September 30, 2002.

QUANTITY BASED SAFEGUARD TRIGGER—Continued

Product	Trigger level	Period
Chocolate Crumb .....	759 mt .....	October 1, 2002 to September 30, 2003.
Lowfat Chocolate Crumb .....	25,261,975 kilograms .....	January 1, 2002 to December 31, 2002.
Infant Formula Containing Oligosaccharides. ....	460,209 kilograms .....	January 1, 2002 to December 31, 2002.
Mixes and Doughs .....	125,000 kilograms .....	January 1, 2002 to December 31, 2002.
	5,366 mt .....	October 1, 2001 to September 30, 2002.
	5,364 mt .....	October 1, 2002 to September 30, 2003.
Mixed Condiments and Seasonings .....	243 mt .....	October 1, 2001 to September 30, 2002.
	523 mt .....	October 1, 2002 to September 30, 2003.
Ice Cream .....	4,218,503 liters .....	January 1, 2002 to December 31, 2002.
Animal Feed Containing Milk .....	262,895 kilograms .....	January 1, 2002 to December 31, 2002.
Short Staple Cotton .....	5,197,960 kilograms .....	September 20, 2001 to September 19, 2002.
	5,273,740 kilograms .....	September 20, 2002 to September 19, 2003.
Harsh or Rough Cotton .....	0 mt .....	August 1, 2001 to July 31, 2002.
	0 mt .....	August 1, 2002 to July 31, 2003.
Medium Staple Cotton .....	701,895 kilograms .....	August 1, 2001 to July 31, 2002.
	740,504 kilograms .....	August 1, 2002 to July 31, 2003.
Extra Long Staple Cotton .....	5,481,363 kilograms .....	August 1, 2001 to July 31, 2002.
	6,562,505 kilograms .....	August 1, 2002 to July 31, 2003.
Cotton Waste .....	0 kilograms .....	September 20, 2001 to September 19, 2002.
	0 kilograms .....	September 20, 2002 to September 19, 2003.
Cotton, Processed, Not Spun .....	748 kilograms .....	September 11, 2001 to September 10, 2002.
	1,790 kilograms .....	September 11, 2002 to September 10, 2003.

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DEPARTMENT OF AGRICULTURE

Forest Service

**Newspapers To Be Used for Publication of Legal Notice of Appealable Decisions and Publication of Notice of Proposed Actions for Southern Region; Alabama, Kentucky, Georgia, Tennessee, Florida, Louisiana, Mississippi, Virginia, West Virginia, Arkansas, Oklahoma, North Carolina, South Carolina, Texas, Puerto Rico**

AGENCY: Forest Service, USDA.

ACTION: Notice.

**SUMMARY:** Deciding Officers in the Southern Region will publish notice of decisions subject to administrative appeal under 36 CFR parts 215 and 217 in the legal notice section of the newspaper listed in the **SUPPLEMENTARY INFORMATION** section of this notice. As provided in 36 CFR part 215.5(a) and 36 CFR part 217.5(d), the public shall be advised through **Federal Register** notice, of the principal newspaper to be utilized for publishing legal notice of decisions. Newspaper publication of notice of decisions is in addition to direct notice of decisions to those who have requested notice in writing and to those known to be interested in or affected by a specific decision. Responsible Officials in the Southern Region will also publish notice of proposed actions under 36 CFR 215 in

the newspapers that are listed in the **SUPPLEMENTARY INFORMATION** section of this notice. As provided in 36 CFR part 215.5(a), the public shall be advised, through **Federal Register** notice, of the principal newspapers to be utilized for publishing notices on proposed actions. **DATES:** Use of these newspapers for purposes of publishing legal notice of decisions subject to appeal under 36 CFR parts 215 and 217, and notices of proposed actions under 36 CFR part 215 shall begin on or after the date of this publication.

**FOR FURTHER INFORMATION CONTACT:** Elaine Cloward, Appeals Specialist, Southern Region, Planning, 1720 Peachtree Road, NW, Atlanta, Georgia 30309, Phone: 404-347-2788.

**SUPPLEMENTARY INFORMATION:** Deciding Officers in the Southern Region will give legal notice of decisions subject to appeal under 36 CFR part 217 and the Responsible Officials in the Southern Region will give notice of decisions subject to appeal under 36 CFR 215 in the following newspapers which are listed by Forest Service administrative unit. Responsible Officials in the Southern Region will also give notice of proposed actions under 36 CFR part 215 in the following principal newspapers which are listed by Forest Service administrative unit. The timeframe for comment on a proposed action shall be based on the date of publication of the notice of the proposed action in the principal newspaper. The timeframe for appeal shall be based on the date of publication of the legal notice of the decision in the principal newspaper for both 36 CFR parts 215 and 217.

Where more than one newspaper listed for any unit, the first newspaper listed is the principal newspaper that will be utilized for publishing the legal notice of decisions. Additional newspapers listed for a particular unit are those newspapers the Deciding Officer expects to use for purposes of providing additional notice. The timeframe for appeal shall be based on the date of publication of the legal notice of the decision in the principal newspaper.

The following newspapers will be used to provide notice.

**Southern Region**

*Regional Forester Decisions*

Affecting National Forest System lands in more than one state of the 14 states of the Southern Region and the Commonwealth of Puerto Rico *Atlanta Journal*, published daily in Atlanta, GA.

Affecting National Forest System lands in only one state of the 14 states of the Southern Region and the Commonwealth of Puerto Rico or only one Ranger District will appear in the principal newspaper elected by the National Forest of that state or Ranger District.

**National Forests in Alabama, Alabama**

*Forest Supervisor Decisions*

*Montgomery Advertiser*, published daily in Montgomery, AL

*District Ranger Decisions*

Bankhead Ranger District *Northwest Alabamian*, published bi-weekly (Wednesday & Saturday) in Haleyville, AL