

**DEPARTMENT OF COMMERCE**

**Foreign-Trade Zones Board**

[Order No. 1308]

**Grant of Authority for Subzone Status Bayer Cropscience LP (Agricultural Chemical Products); St. Louis, Missouri Area**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

Whereas, the Foreign-Trade Zones Act provides for “\* \* \* the establishment \* \* \* of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes,” and authorizes the Foreign-Trade Zones Board to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs ports of entry;

Whereas, the Board’s regulations (15 CFR part 400) provide for the establishment of special-purpose subzones when existing zone facilities cannot serve the specific use involved, and when the activity results in a significant public benefit and is in the public interest;

Whereas, the St. Louis County Port Authority, grantee of Foreign-Trade Zone 102, has made application to the Board for authority to establish special-purpose subzone status at the agricultural chemical products facilities

of Bayer Cropscience LP, located in the St. Louis, Missouri area (FTZ Docket 21-2003, filed 4/29/2003);

Whereas, notice inviting public comment has been given in the **Federal Register** (68 FR 23953, 5/6/2003); and,

Whereas, the Board adopts the findings and recommendations of the examiner’s report, and finds that the requirements of the FTZ Act and the Board’s regulations are satisfied, and that approval of the application would be in the public interest;

Now, therefore, the Board hereby grants authority for subzone status at the agricultural chemical products facilities of Bayer Cropscience LP, located in the St. Louis, Missouri area, (Subzone 102D), at the locations described in the application, subject to the FTZ Act and the Board’s regulations, including § 400.28.

Signed at Washington, DC, this 20th day of November 2003.

**James J. Jochum,**

*Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

**Dennis Puccinelli,**

*Executive Secretary.*

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**DEPARTMENT OF COMMERCE**

**International Trade Administration**

**Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity To Request Administrative Review**

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**ACTION:** Notice of opportunity to request administrative review of antidumping or countervailing duty order, finding, or suspended investigation.

**Background**

Each year during the anniversary month of the publication of an antidumping or countervailing duty order, finding, or suspension of investigation, an interested party, as defined in section 771(9) of the Tariff Act of 1930, as amended, may request, in accordance with section 351.213 (2002) of the Department of Commerce (the Department) Regulations, that the Department conduct an administrative review of that antidumping or countervailing duty order, finding, or suspended investigation.

*Opportunity to Request a Review:* Not later than the last day of December 2003, interested parties may request administrative review of the following orders, findings, or suspended investigations, with anniversary dates in December for the following periods:

	Period
<b>Antidumping Duty Proceedings</b>	
Argentina: Honey, A-357-812 .....	12/1/02-11/30/03
Brazil:	
Certain Carbon Steel Butt-Weld Pipe Fittings, A-351-602 .....	12/1/02-11/30/03
Silicomanganese, A-351-824 .....	12/1/02-11/30/03
Chile: Certain Preserved Mushrooms, A-337-804 .....	12/1/02-11/30/03
India:	
Certain Hot-Rolled Carbon Steel Flat Products, A-533-820 .....	12/1/02-11/30/03
Stainless Steel Wire Rod, A-533-808 .....	12/1/02-11/30/03
Indonesia: Certain Hot-Rolled Carbon Steel Flat Products, A-560-812 .....	12/1/02-11/30/03
Japan:	
Drafting Machines and Parts Thereof, A-588-811 .....	12/1/02-11/30/03
Polychloroprene Rubber, A-588-046 .....	12/1/02-11/30/03
P.C. Steel Wire Strand, A-588-068 .....	12/1/02-11/30/03
Welded Large Diameter Line Pipe, A-588-857 .....	12/1/02-11/30/03
Republic of Korea: Welded ASTM A-312 Stainless Steel Pipe, A-580-810 .....	12/1/02-11/30/03
Taiwan:	
Carbon Steel Butt-Weld Pipe Fittings, A-583-605 .....	12/1/02-11/30/03
Porcelain-On-Steel Cooking Ware, A-583-508 .....	12/1/02-11/30/03
Welded ASTM A-312 Stainless Steel Pipe, A-583-815 .....	12/1/02-11/30/03
The People’s Republic of China:	
Cased Pencils, A-570-827 .....	12/1/02-11/30/03
Honey, A-570-863 .....	12/1/02-11/30/03
Porcelain-on-Steel Cooking Ware, A-570-506 .....	12/1/02-11/30/03
Silicomanganese, A-570-828 .....	12/1/02-11/30/03
<b>Countervailing Duty Proceedings</b>	
Argentina: Honey, C-357-813 .....	1/1/03-12/31/03
India: Certain Hot-Rolled Carbon Steel Flat Products, C-533-821 .....	1/1/02-12/31/02
Indonesia: Certain Hot-Rolled Carbon Steel Flat Products, C-560-813 .....	1/1/02-12/31/02

	Period
South Africa: Certain Hot-Rolled Carbon Steel Flat Products, C-791-810 .....	1/1/02-12/31/02
Thailand: Certain Hot-Rolled Carbon Steel Flat Products, C-549-818 .....	1/1/02-12/31/02
<b>Suspension Agreements</b>	
Mexico: Fresh Tomatoes, A-201-820 .....	12/1/02-11/30/03

In accordance with section 351.213(b) of the regulations, an interested party as defined by section 771(9) of the Act may request in writing that the Secretary conduct an administrative review. For both antidumping and countervailing duty reviews, the interested party must specify the individual producers or exporters covered by an antidumping finding or an antidumping or countervailing duty order or suspension agreement for which it is requesting a review, and the requesting party must state why it desires the Secretary to review those particular producers or exporters. If the interested party intends for the Secretary to review sales of merchandise by an exporter (or a producer if that producer also exports merchandise from other suppliers) which were produced in more than one country of origin and each country of origin is subject to a separate order, then the interested party must state specifically, on an order-by-order basis, which exporter(s) the request is intended to cover.

As explained in *Antidumping and Countervailing Duty Proceedings: Assessment of Antidumping Duties*, 69 FR 23954 (May 6, 2003), the Department has clarified its practice with respect to the collection of final antidumping duties on imports of merchandise where intermediate firms are involved. The public should be aware of this clarification in determining whether to request an administrative review of merchandise subject to antidumping findings and orders. See also the Import Administration Web site at [www.ia.ita.doc.gov](http://www.ia.ita.doc.gov).

Six copies of the request should be submitted to the Assistant Secretary for Import Administration, International Trade Administration, Room 1870, U.S. Department of Commerce, 14th Street & Constitution Avenue, NW., Washington, DC 20230. The Department also asks parties to serve a copy of their requests to the Office of Antidumping/Countervailing Duty Enforcement, Attention: Sheila Forbes, in room 3065 of the main Commerce Building. Further, in accordance with section 351.303(f)(1)(i) of the regulations, a copy of each request must be served on every party on the Department's service list.

The Department will publish in the **Federal Register** a notice of "Initiation

of Administrative Review of Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation" for requests received by the last day of December 2003. If the Department does not receive, by the last day of December 2003, a request for review of entries covered by an order, finding, or suspended investigation listed in this notice and for the period identified above, the Department will instruct the Customs Service to assess antidumping or countervailing duties on those entries at a rate equal to the cash deposit of (or bond for) estimated antidumping or countervailing duties required on those entries at the time of entry, or withdrawal from warehouse, for consumption and to continue to collect the cash deposit previously ordered.

This notice is not required by statute but is published as a service to the international trading community.

Dated: November 25, 2003.

**Holly A. Kuga,**

*Acting Deputy Assistant Secretary, Group II for Import Administration.*

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**DEPARTMENT OF COMMERCE**

**International Trade Administration**

**[A-570-846]**

**Brake Rotors from the People's Republic of China: Initiation of Tenth New Shipper Antidumping Duty Review**

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**SUMMARY:** The Department of Commerce received two requests in October 2003 to conduct a new shipper review of the antidumping duty order on brake rotors from the People's Republic of China ("PRC"). In accordance with 19 CFR 351.214(d), we are initiating a new shipper review for one of the two companies that requested such a review: Shenyang Yinghao Machinery Co., Ltd., a producer and exporter of brake rotors from the PRC.

**EFFECTIVE DATE:** December 2, 2003.

**FOR FURTHER INFORMATION CONTACT:** Brian Smith or Sophie Castro, Import

Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone (202) 482-1766 or (202) 482-0588, respectively.

**SUPPLEMENTARY INFORMATION:**

**Background**

In October 2003, the Department received timely requests from: (1) Shenyang Yinghao Machinery Co., Ltd. ("Shenyang Yinghao"); and (2) Longkou Jinzheng Machinery Co. ("Longkou Jinzheng"), in accordance with 19 CFR 351.214(c), for a new shipper review of the antidumping duty order on brake rotors from the PRC, which has an October semi-annual anniversary month.

Shenyang Yinghao identified itself as the exporter and producer of the subject merchandise for which it requested a new shipper review. As required by 19 CFR 351.214(b)(2)(i), and (iii)(A), Shenyang Yinghao certified that it did not export certain preserved mushrooms to the United States during the period of investigation ("POI"), and that it has never been affiliated with any exporter or producer which did export certain preserved mushrooms during the POI. Shenyang Yinghao further certified that its export activities are not controlled by the central government of the PRC, satisfying the requirements of 19 CFR 351.214(b)(2)(iii)(B). Pursuant to 19 CFR 351.214(b)(2)(iv)(A), Shenyang Yinghao provided the date of the first sale to an unaffiliated customer in the United States. Shenyang Yinghao submitted documentation establishing the date on which it first shipped the subject merchandise to the United States, and the volume and date of entry of that shipment.

In accordance with section 751(a)(2)(B) of the Tariff Act of 1930 ("the Act"), as amended, and 19 CFR 351.214(b), and based on our analysis of the information and documentation provided with Shenyang Yinghao's new shipper review request, as well as our analysis of proprietary import data from U.S. Customs and Border Protection ("Customs"), we find that Shenyang Yinghao has met the requirements under which the Department can initiate a new shipper review (for more details, see New Shipper Initiation