

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.¹²

Jonathan G. Katz,

Secretary.

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DEPARTMENT OF STATE

[Public Notice 5190]

Meeting of the U.S.-Chile Environment Affairs Council

ACTION: Notice and request for comments.

SUMMARY: The Department of State and the Office of the United States Trade Representative (USTR) are providing notice that, as set forth in Chapter 19 (Environment) of the U.S.-Chile Free Trade Agreement (FTA), the two governments intend to hold the second meeting of the Environment Affairs Council (the "Council") in Washington, DC on October 24, 2005. U.S. Deputy Assistant Secretary Claudia McMurray and Chilean Under Secretary Rodrigo Egana will jointly chair the Council meeting. The purpose of this meeting is detailed below under **SUPPLEMENTARY INFORMATION**.

In this notice, the Department of state and USTR are requesting: (1) Written comments from the public regarding agenda items for the Council meeting; (2) written comments regarding the implementation of the eight cooperative projects listed in Annex 19.3 of Chapter 19 (Environment) of the FTA, particularly Reducing Mining Pollution and Sharing Private Sector Expertise (in the initial implementation stages); (3) written comments regarding implementation of Chapter 19's framework for public participation; and (4) written suggestions for future bilateral environmental cooperation between the United States and the Republic of Chile. A joint public session will be held immediately following the Council meeting. The purpose of this public session is detailed below under **SUPPLEMENTARY INFORMATION**. In preparing comments, the public is encouraged to refer to:

- The environment chapter of the U.S.-Chile Free Trade Agreement and Annex 19.3, available at: http://www.ustr.gov/assets/Trade_Agreements/Bilateral/Chile_FTA/Final_Texts/asset_upload_file482_401.3.pdf;
- The U.S.-Chile Environmental Cooperation Agreement, available

at: <http://www.state.gov/goes/rls/or/22185.html> and

- The Final Environment Review of the U.S.-Chile Free Trade Agreement, available at: http://www.ustr.gov/assets/Trade_Agreements/Bilateral/Chile_FTA/asset_upload_file_411_5109.pdf.

DATES: To guarantee receipt in proper time for consideration prior to the meeting, comments are requested no later than October 20, 2005.

ADDRESSES: Comments may be sent by fax to (202) 647-5947 or (202) 647-1052. by e-mail to OES-ENV-Mail@state.gov.

FOR FURTHER INFORMATION CONTACT: Lawrence Sperling, Department of State, Bureau of Oceans and International Environmental and Scientific Affairs, Office of Policy Coordination and Initiatives, Telephone (202) 647-2061.

SUPPLEMENTARY INFORMATION: The U.S.-Chile Free Trade Agreement (FTA) entered into force on January 1, 2004. Article 3 of Chapter 19 (Environment) of the FTA establishes an Environment Affairs Council (the "Council"), which is required to meet once a year, or more often if agreed by the two governments, to discuss the implementation of, and progress under, Chapter 19. Chapter 19 requires that meetings of the Council include a public session, unless otherwise agreed by the two governments. The first meeting of the Council was held on July 22, 2004, in Santiago, Chile, to discuss issues of mutual concern related to Chapter 19 of the FTA, including matters related to the eight cooperation projects listed in Annex 19.3 of the FTA. The Council Agenda for this second meeting will include discussion of the progress in implementing the eight cooperation projects under Chapter 19 of the FTA. This meeting will also consider how to further implement the provisions of Chapter 19, including public participation, and recommendations for future bilateral cooperation. Written comments from the public regarding agenda items for the Council meeting, as well as written comments regarding the eight cooperative projects and future bilateral cooperation, may be submitted to the contact addresses listed above.

The public session will take place in Washington, DC after the Council meeting, on October 24, 2005 starting time and place to be announced, in order to explain the provision in Chapter 19 of the FTA and the role of the Council, as well as discuss the cooperative projects identified in the annex of Chapter 19. The public is advised to refer to the State Department Web site at <http://www.state.gov/goes/>

env/ for further information related to this meeting.

Dated: September 15, 2005.

David E. Brown,

Director, Office of Environmental Policy
Department of State.

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TENNESSEE VALLEY AUTHORITY

Paperwork Reduction Act of 1995, as amended by Pub. L. 104-13; Submission for OMB Review; Comment Request

AGENCY: Tennessee Valley Authority.

ACTION: Submission for OMB review; comment request.

SUMMARY: The proposed information collection described below will be submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35, as amended). The Tennessee Valley Authority is soliciting public comments on this proposed collection as provided by 5 CFR 1320.8(d)(1). Requests for information, including copies of the information collection proposed and supporting documentation, should be directed to the Agency Clearance Officer: Alice D. Witt, Tennessee Valley Authority, 1101 Market Street (EB 5B), Chattanooga, Tennessee 37402-2801; (423) 751-6832. (SC: 0001JTJ) Comments should be sent to the OMB Office of Information and Regulatory Affairs, Attention: Desk Officer for the Tennessee Valley Authority by October 20, 2005.

SUPPLEMENTARY INFORMATION:

Type of Request: Regular submission; proposal for a new collection.

Title of Information Collection: Confirmation of TVA-Owned Cash.

Frequency of Use: One time.

Type of Affected Public: Business.

Small Businesses or Organizations Affected: No.

Estimated Number of Annual Responses: 629.

Estimated Total Annual Burden Hours: 345.50.

Estimated Average Burden Hours Per Response: 0.55 hours.

Need For and Use of Information: We are requesting the information from the financial institutions located near TVA operating plants and offices to determine whether those financial institutions have TVA-owned cash on deposit. We will use the information obtained to confirm the amount of cash

¹² 17 CFR 200.30-3(a)(12).

included in TVA's financial statement report.

Jacklyn J. Stephenson,

*Senior Manager, Enterprise Operations,
Information Services.*

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OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

Request for Public Comment With Respect to the Annual National Trade Estimate Report on Foreign Trade Barriers

AGENCY: Office of the United States
Trade Representative.

ACTION: Notice.

SUMMARY: Pursuant to section 303 of the Trade and Tariff Act of 1984, as amended, USTR is required to publish annually the National Trade Estimate Report on Foreign Trade Barriers (NTE). With this notice, the Trade Policy Staff Committee (TPSC) is requesting interested parties to assist it in identifying significant barriers to U.S. exports of goods, services and overseas direct investment for inclusion in the NTE. Particularly important are impediments materially affecting the actual and potential financial performance of an industry sector. The TPSC invites written comments that provide views relevant to the issues to be examined in preparing the NTE.

DATES: Public comments are due not later than Wednesday, November 16, 2005.

ADDRESSES: Submissions by electronic mail: FR0508@USTRE.OP.GOV. Submissions by facsimile: Gloria Blue, Executive Secretary, Trade Policy Staff Committee, Office of the United States Trade Representative, (202) 395-6143. The public is strongly encouraged to submit documents electronically rather than by facsimile. (See requirements for submissions below.)

FOR FURTHER INFORMATION CONTACT: Questions regarding the report, its subject matter or procedural questions concerning submissions should be directed to Ms. Gloria Blue, Office of Policy Coordination, Office of the United States Trade Representative (202) 395-3475.

SUPPLEMENTARY INFORMATION: Last year's report may be found on USTR's Internet Home Page (<http://www.ustr.gov>) in the Document Library under the section on Reports/Publications. In order to ensure compliance with the statutory mandate for reporting foreign trade barriers that

are significant, we will focus particularly on those restrictions where there has been active private sector interest.

The information submitted should relate to one or more of the following ten categories of foreign trade barriers:

(1) Import policies (*e.g.*, tariffs and other import charges, quantitative restrictions, import licensing, and customs barriers);

(2) Standards, testing, labeling, and certification (including unnecessarily restrictive application of phytosanitary standards, refusal to accept U.S. manufacturers' self-certification of conformance to foreign product standards, and environmental restrictions);

(3) Government procurement (*e.g.*, "buy national" policies and closed bidding);

(4) Export subsidies (*e.g.*, export financing on preferential terms and agricultural export subsidies that displace U.S. exports in third country markets);

(5) Lack of intellectual property protection (*e.g.*, inadequate patent, copyright, and trademark regimes);

(6) Services barriers (*e.g.*, limits on the range of financial services offered by foreign financial institutions, regulation of international data flows, restrictions on the use of data processing, quotas on imports of foreign films, and barriers to the provision of services by professionals (*e.g.*, lawyers, doctors, accountants, engineers, nurses, etc.);

(7) Investment barriers (*e.g.*, limitations on foreign equity participation and on access to foreign government-funded R&D consortia, local content, technology transfer and export performance requirements, and restrictions on repatriation of earnings, capital, fees and royalties);

(8) Anticompetitive practices with trade effects tolerated by foreign governments (including anticompetitive activities of both state-owned and private firms that apply to services or to goods and that restrict the sale of U.S. products to any firm, not just to foreign firms that perpetuate the practices);

(9) Trade restrictions affecting electronic commerce (*e.g.*, tariff and non-tariff measures, burdensome and discriminatory regulations and standards, and discriminatory taxation); and

(10) Other barriers (*i.e.*, barriers that encompass more than one category, *e.g.*, bribery and corruption, or that affect a single sector).

As in the case of last year's NTE, we are asking that particular emphasis be placed on any practices that may violate U.S. trade agreements. We are also

interested in receiving any new or updated information pertinent to the barriers covered in last year's report as well as new information. Please note that the information not used in the NTE will be maintained for use in future negotiations.

It is most important that your submission contain estimates of the potential increase in exports that would result from the removal of the barrier, as well as a clear discussion of the method(s) by which the estimates were computed. Estimates should fall within the following value ranges: Less than \$5 million; \$5 to \$25 million; \$25 million to \$50 million; \$50 million to \$100 million; \$100 million to \$500 million; or over \$500 million. Such assessments enhance USTR's ability to conduct meaningful comparative analyses of a barrier's effect over a range of industries.

Please note that interested parties discussing barriers in more than one country should provide a separate submission (*i.e.*, one that is self-contained) for each country.

Requirements for Submissions: In order to facilitate prompt processing of submissions, USTR strongly urge and prefers electronic (e-mail) submissions in response to this notice. In the event an e-mail submission is impossible, submissions should be made by facsimile. Facsimile submissions should not exceed a maximum of 20 pages.

E-mail submissions should be single copy transmissions in English. Submissions should use the following subject line: "2006 National Trade Estimate Report—Submission by (sector, company, association). Documents must be submitted as either WordPerfect ("WPD"), MSWord ("DOC"), or text ("TXT") file. Documents should not be submitted as electronic image files or contain imbedded images (for example, "JPG", "PDF", "BMP", or "GIF"), as these type of files are generally excessively large. Supporting Documentation submitted as spreadsheets are acceptable as Quattro Pro or Excel, pre-formatted for printing on 8½ x 11 inch paper. To the extent possible, any data attachments to the submission should be included in the same file as the submission itself, and not as separate files.

Petitions will be available for public inspection by appointment with the staff of the USTR Public Reading Room, except for information granted "business confidential" status pursuant to 15 CFR 2003.6. If the submission contains business confidential information, a non-confidential version of the submission must also be submitted that indicates where