

spaced, standard-size pages (8½ x 11 inch) in 12 point type as a digital file, not exceeding 1 megabyte in size, attached to an e-mail transmission.

Submissions by e-mail should use the following subject line: "Serbia and Montenegro GSP Eligibility Review." Documents must be submitted as either WordPerfect (".WPD"), MSWord (".DOC"), or text (".TXT") files. Documents shall not be submitted as electronic image files or contain large imbedded images (for example, ".JPG", ".PDF", ".BMP", ".TIF", or ".GIF"), as these types of files are generally excessively large.

Any supporting documentation submitted as spreadsheets is acceptable as Quattro Pro or Excel, preformatted 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, and should not cause the entire submission to exceed the 50 page and 1 megabyte size limits.

Information and comments submitted will be subject to 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 confidential information was redacted by inserting asterisks where material was deleted. In addition, the confidential submission must be clearly marked "BUSINESS CONFIDENTIAL" at the top and bottom of each and every page of the document.

The public version that does not contain business confidential information must also be clearly marked at the top and bottom of each and every page (either "PUBLIC VERSION" or "NONCONFIDENTIAL"). Documents that are submitted without any marking might not be accepted or will be considered public documents.

For any document containing business confidential information submitted as an electronic attached file to an e-mail transmission, the file name of the business confidential version should begin with the characters "BC-", and the file name of the public version should begin with the characters "P-". The "P-" or "BC-" should be followed by the name of the submitter.

Public versions of all documents relating to this review will be available for review approximately 30 days after the due date by appointment in the USTR public reading room, 1724 F Street NW., Washington, DC.

Appointments may be made from 9:30 a.m. to noon and 1 p.m. to 4 p.m., Monday through Friday by calling (202) 395-6186.

**Steven Falken,**

*Executive Director GSP; Chairman, GSP Subcommittee of the Trade Policy Staff Committee.*

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**OFFICE OF THE UNITED STATES  
TRADE REPRESENTATIVE**

**Request for Comments and Notice of Public Hearing on Potential Withdrawal of Tariff Concessions and Increase in Applied Duties in Response to European Union (EU) Enlargement and EU Changes to Its Rice Import Regime**

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Request for comments and notice of public hearing concerning a list of goods for which tariff concessions may be withdrawn and duties may be increased in the event the United States cannot reach agreement with the European Union (EU) for adequate compensation owed under World Trade Organization (WTO) rules as a result of EU enlargement and EU changes to its rice import regime.

**SUMMARY:** The United States is continuing to negotiate with the EU regarding the EU's provision of adequate and permanent compensation to the United States for two recent EU actions that have increased duties on U.S. imports to EU markets above WTO bound rates of duty. On May 1, 2004, as part of its enlargement process, the EU raised tariffs above bound rates on some imports into the countries of Estonia, Latvia, Lithuania, Poland, Slovakia, the Czech Republic, Slovenia, Hungary, Cyprus and Malta. In addition, on September 1, 2004, the EU changed its rice import regime, raising tariffs on some rice imports above the maximum permissible WTO rate of duty. If either or both of these issues are not resolved, the United States may seek to exercise its rights under Article XXVIII of the *General Agreement on Tariffs and Trade 1994* ("GATT 1994") to withdraw substantially equivalent concessions and raise tariffs on select goods primarily supplied by the EU. The Trade Policy Staff Committee (TPSC) seeks public comment on the attached list of goods for which U.S. tariff concessions may be withdrawn and applied duties may be raised. The TPSC will hold a public hearing on Friday, September 24, 2004, on the list which

may be used for either or both of these issues.

**DATES:** Persons wishing to testify orally at the hearing must provide written notification of their intention, as well as a copy of their testimony, by noon on Friday, September 17, 2004. A hearing will be held in Washington, DC on Friday, September 24, 2004. Written comments are due by noon on Tuesday, September 28, 2004.

**ADDRESSES:** Submissions by electronic mail to [FRO443@ustr.eop.gov](mailto:FRO443@ustr.eop.gov); requests to testify should also be addressed to Anita Thomas, Secretary, Office of Europe and the Mediterranean, Office of the United States Trade Representative, at email: [anita\\_thomas@ustr.eop.gov](mailto:anita_thomas@ustr.eop.gov). Submissions by facsimile to: Anita Thomas at fax: (202) 395-3974. The public is strongly encouraged to submit documents electronically rather than by facsimile. (See requirements for submissions below).

**FOR FURTHER INFORMATION CONTACT:** For questions about participation in the hearings, contact Anita Thomas at (202) 395-3320. For procedural questions concerning written comments, contact Laurie Molnar, Director for European and Mediterranean Trade Issues, at (202) 395-3320. All other questions should be directed to: Laurie Molnar, (202) 395-3320; Sharon Sydow, Director Agricultural Trade Policy, (202) 395-5414; or Tiffany Smith, Director for Market Access (202) 395-5656; Office of the United States Trade Representative.

**SUPPLEMENTARY INFORMATION:** Under WTO rules, the United States is entitled to compensation from the EU resulting both from EU tariff changes as a result of EU enlargement and EU changes to its rice import regime. If agreement on compensation cannot be reached on either or both of these issues, the United States would be entitled to withdraw substantially equivalent concessions and apply increased duties on products of interest to the EU. In addition to the information presented below on these EU actions, relevant WTO rules, and domestic procedures, additional supplemental information on the EU enlargement tariff compensation negotiations and the rice margin of preference issues can be found on the Office of the U.S. Trade Representative's Web site at: [http://www.ustr.gov/World\\_Regions/Europe\\_Mediterranean/European\\_Union/Section\\_Index.html](http://www.ustr.gov/World_Regions/Europe_Mediterranean/European_Union/Section_Index.html).

*Enlargement:* With the accession to the EU of Estonia, Latvia, Lithuania, Poland, Slovakia, the Czech Republic, Slovenia, Hungary, Cyprus and Malta ("the new EU Member States"), the EU withdrew the entire WTO tariff schedules of the new EU Member States

and applied the common external tariff of the EU of fifteen to imports into the territory of the new EU Member States, resulting in increased tariffs on certain products.

*Rice Import Regime Changes:* As part of reforms to its Common Agricultural Policy, on September 1, 2004, the EU replaced its rice import regime, called the Margin of Preference, with a specific duty of 65 Euros/MT for husked (brown) rice. The United States is a major supplier of brown rice to the EU. Tariffs were also changed for milled rice.

*Legal Background:* Article XXVIII of the GATT 1994 establishes that a WTO Member may modify or withdraw a tariff concession bound in its WTO schedule by negotiation and agreement with certain affected Members, more specifically, those Members that initially negotiated the relevant concession or are determined to have a principal supplying interest or a substantial interest in the concession. Such affected Members are entitled to receive adequate compensation or, in the absence of successful compensation negotiations, to withdraw "substantially equivalent concessions." Pursuant to Article XXIV:6 of the GATT 1994, where a WTO Member has modified or withdrawn a concession in the expansion of a customs union, the procedure under Article XXVIII also applies. The United States has negotiating and compensation rights on certain tariff concessions at issue under both of the EU actions described above.

Affected WTO Members' rights to withdraw substantially equivalent concessions under Article XXVIII are time-limited; these rights expire within six months of the EU's withdrawal or modification of concessions unless exercised or extended. WTO Members intending to withdraw substantially equivalent concessions must provide notice to the WTO of their intent at least thirty days prior to the effective date of such action.

Whenever a foreign country withdraws, suspends, or modifies the application of trade agreement obligations of benefit to the United States without granting adequate compensation, the President is authorized under section 125(d) of the Trade Act of 1974 (19 U.S.C. 2135) to withdraw, suspend or modify the application of any substantially equivalent trade agreement obligations of benefit and proclaim under section 125(c) such increased duties or other import restrictions as are appropriate to effect adequate compensation. Section 125(c) authorizes the President to proclaim increased duties or other import restrictions as he deems

necessary or appropriate in order to exercise the rights of the United States whenever the United States, acting in pursuance of its rights or obligations under certain trade agreements, withdraws, suspends or modifies any obligation with respect to foreign trade. Section 125(f) provides that the President, normally before taking any action under section 125 to withdraw, suspend, or modify trade agreement obligations or to increase duties, must provide for a public hearing, at which time interested persons will be given an opportunity to be present, to produce evidence, and to be heard.

Pursuant to section 125(c), any new tariff rates proclaimed by the President would not exceed 50 percent above the rate set forth in rate column numbered 2 of the Tariff Schedules of the United States, as in effect on January 1, 1975, or 20 percent *ad valorem* above the rate existing on January 1, 1975, whichever is higher. If imposed, the increased duties would apply to imports from all countries that are subject to the rates of duty set forth in the Column 1 General rate of duty column of the Harmonized Tariff Schedule of the United States (HTSUS). The products affected by a suspension of concessions and duty increase would be drawn from the list of products set forth in the Annex to this notice. In recommending any action to the President under section 125, the TPSC will consider all comments and testimony by interested persons submitted in accordance with the procedures described below.

#### **Public Comment on Potential Actions; Hearing Participation**

Pursuant to section 125(f) of the Trade Act of 1974 (19 U.S.C. 2135), the TPSC, chaired by the Office of the United States Trade Representative, has scheduled a public hearing beginning at 9 a.m. on Friday, September 24, 2004, in Room 1, 1724 F Street, NW., Washington, DC, 20508. Further details on the hearing and submission of testimony is provided below. In lieu of or in addition to participation at the public hearing, parties may submit written comments to be received no later than noon, Tuesday, September 28, 2004.

Written comments and/or written or oral testimony of interested persons should be limited to the following issues: (1) The appropriateness of withdrawing WTO tariff concessions upon the products listed in the Annex to this notice; (2) the appropriateness of imposing increased duties upon the products listed in the Annex to this notice; (3) the levels at which U.S. customs duties should be set for

particular items; and (4) the degree to which increased duties might have an adverse effect upon U.S. consumers of the products listed in the Annex.

Persons wishing to testify orally at the hearing must provide both a written notification of their intention and a copy of their testimony by noon on Friday, September 17, 2004. The notification should include: (1) The name, address, and telephone number, fax number, and firm or affiliation of the person wishing to testify; (2) a short (one or two paragraph) summary of the oral presentation; and (3) list of goods of interest (including HTSUS numbers). Remarks at the hearing should be limited to no more than five minutes to allow for possible questions from the TPSC.

#### **Requirements for Submissions**

In order to facilitate prompt processing of submissions, the TPSC strongly urges and prefers electronic (e-mail) submissions in response to this notice. In the event that an e-mail submission is impossible, submissions should be made by facsimile.

Persons making submissions by e-mail should use the following subject line: "EU Enlargement/EU Rice Import Regime" followed by (as appropriate) "Written Comments," "Notice of Testimony," or "Testimony." Documents should be submitted as either Adobe PDF, WordPerfect, MSWord, or text (.TXT) files. Supporting documentation submitted as spreadsheets are acceptable as Quattro Pro or Excel. For any document containing business confidential information submitted electronically, the file name of the business confidential version should begin with the characters "BC-", and the file name of the public version should begin with the characters "P-". The "P-" or "BC-" should be followed by the name of the submitter. Persons who make submissions by e-mail should not provide separate cover letters; information that might appear in a cover letter should be included in the submission itself. Similarly, to the extent possible, any attachments to the submission should be included in the same file as the submission itself, and not as separate files.

Written comments, notices of testimony, and testimony will be placed in a file open to public inspection pursuant to 15 CFR 2003.5, except confidential business information exempt from public inspection in accordance with 15 CFR 2003.6. Confidential business information submitted in accordance with 15 CFR 2003.6 must be clearly marked

“BUSINESS CONFIDENTIAL” at the top of each page, including any cover letter or cover page, and must be accompanied by a non-confidential summary of the confidential information. All public documents and non-confidential summaries shall be available for public

inspection in the USTR Reading Room. The USTR Reading Room is open to the public, by appointment only, from 10 a.m. to 12 noon and 1 p.m. to 4 p.m., Monday through Friday. An appointment to review the file may be made by calling (202) 395-6186.

Appointments must be scheduled at least 48 hours in advance.

General information concerning USTR may be obtained by accessing its Internet Web site (<http://www.ustr.gov>).

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## Annex: Proposed Withdrawal of Concessions Tariff List

HTS#	Description	In Quota/ Out of Quota	MFN RATE 2004	MFN unit 2004	Proposed new tariff rate	Proposed new tariff rate unit
02032920	Frozen retail cuts of meat of swine, nesoi		1.40	cents/kg	2.21	cents/kg
02101200	Bellies (streaky) and cuts thereof of swine, salted, in brine, dried or smoked		1.40	cents/kg	2.21	cents/kg
02101900	Meat of swine other than hams, shoulders, bellies (streaky) and cuts thereof, salted, in brine, dried or smoked		1.40	cents/kg	2.21	cents/kg
04029970	Milk & cream (except condensed milk), concentrated in non-solid forms, sweetened, subject to add. US note 10 to Ch. 4	IQ	17.5%		55%	
04031090	Yogurt, not in dry form, whether or not flavored or containing add fruit or cocoa		17%		40%	
04039020	Fluid buttermilk		0.34	cents/liter	0.81	cents/liter
04041011	Modified whey (except protein conc.), wheth/not conc. or sweetened, subject to add US note 10 to Ch.4	IQ	13%		40%	
04041015	Modified whey (except protein conc.), wheth/not conc. or sweetened, not subject to gen. note 15 or Dairy products of nat. milk constituents (except protein conc.), descr. in add. US nte 1 to Ch. 4 and subj to GN 15	OQ	1.035	\$/kg + 8.5%	40%	
04049028	Other dairy spreads, not butter substitutes or of a type provided for in chapter 4		14.5%		55%	
04052080	additional US note 1	IQ	6%		40%	

04061014	Fresh (unripened/uncured) blue-mold cheese, cheese/subs for cheese cont or procd fr blue-mold cheese, subj to Ch4 US note 17, not GN15	IQ	10%		55%
04061048	Fresh (unripened/uncured) edam and gouda cheeses, cheese/subs for cheese cont or processed therefrom, not sub to Ch4 US note 20, not GN15	OQ	1.803	\$/kg	55%
04061068	Fresh (unripened/uncured) Swiss/emmentaler cheeses exc eye formation, gruyere-process cheese and cheese cont or proc. from such, not subj ..	OQ	1.386	\$/kg	55%
04061074	Fresh cheese, and substitutes for cheese,neosi, w/0.5% or less by wt. of butterfat, descr in add US note 23 to Ch 4, not GN15	IQ	10%		55%
04062010	Roquefort cheese, grated or powdered		8%		55%
04062015	Stilton cheese, grated or powdered, subject to add. US note 24 to Ch. 4	IQ	17%		55%
04062051	Romano, reggiano, provolone, provoletti, sbrinz and goya, made from cow's milk, grated or powdered, subject to add US note 21 to Ch.4	IQ	15%		55%
04062054	Reggiano, provolone, provoletti, sbrinz and goya cheeses, not made from cow's milk, grated or powdered		9.6%		55%
04062055	Cheeses made from sheep's milk, including mixtures of such cheeses, grated or powdered		9.6%		55%
04062057	Cheese containing or processed from bryndza, gjetost, gammelost, nokkelost or roquefort cheeses, grated or powdered		8.5%		55%
04062067	Cheese containing or processed from cheddar cheese, grated or powdered, not subject to add US note 18 to Ch. 4	OQ	1.23	\$/kg	55%
04063018	Blue-veined cheese (except roquefort), processed, not grated or powdered, not subject to gen. note 15 or add. US note 17 to Ch. 4	OQ	2.27	\$/kg	55%
04063042	Edam and gouda cheese, processed, not grated or powdered, subject to gen. note 15 of the HTS		15%		55%

04063044	Edam and gouda cheese, processed, not grated or powdered, subject to add. US note 20 to Ch. 4	IQ	15%		55%
04063053	Gruyere-process cheese, processed, not grated or powdered, not subject to gen note 15 or add. US note 22 to Ch. 4	OQ	1.386	\$/kg	55%
04063061	Processed cheese cont/procd fr blue-veined cheese (ex roquefort), not grated/powdered, subject to add US note 17 to Ch. 4, not GN15	IQ	10%		55%
04063073	Processed cheese cont/procd fr edam or gouda, not grated/powdered, subject to add US note 20 to Ch. 4, not GN15	IQ	10%		55%
04063081	Processed cheese cont/procd from swiss, emmentaler or gruyere-process, n/graded/powdered, subject to add US note 22 to Ch. 4, not GN15	IQ	10%		55%
04063083	Processed cheese cont/procd from swiss/emmentaler/gruyere-process, n/graded/powdered, not subject to add US note 22 to Ch. 4, not GN15	OQ	1.386	\$/kg	55%
04064044	Stilton cheese, nesoi, in original loaves, subject to add. US note 24 to Ch. 4	IQ	13%		55%
04064054	Blue-veined cheese, nesoi, in original loaves, subject to add. US note 17 to Ch. 4	IQ	13%		55%
04064058	Blue-veined cheese, nesoi, not in original loaves, subject to add. US note 17 to Ch. 4	IQ	20%		55%
04064070	Blue-veined cheese, nesoi, not subject to gen. note 15 of the HTS or to add. US note 17 to Ch. 4	OQ	2.269	\$/kg	55%
04069005	Bryndza cheese, not grated or powdered, not processed		7%		55%
04069061	Cheeses & substitutes for cheese (incl. mixtures) w/romano/reggiano/parmesan/rovolone/etc from cows milk, subj. to gen. note 15		7%		55%

04069063	Cheeses & substitutes for cheese (incl. mixtures) not cont. romano/reggiano/parmesan/provolone/etc from cows milk, subj. to gen. note 15		10%		**
04069072	Cheeses & subst. for cheese (incl. mixt.), nesoi, w/ or from blue-veined cheese, subj. to add. US note 17 to Ch.4, not GN15	IQ	10%		**
05111000	Bovine semen		0		30%
06011015	Tulip bulbs, dormant		89.60	cents/1000	900 cents/1000
06011030	Hyacinth bulbs, dormant		38.40	cents/1000	600 cents/1000
06011045	Lily bulbs, dormant		55.70	cents/1000	900 cents/1000
06011060	Narcissus bulbs, dormant		1.34	\$/1000	9 \$/1000
06011075	Crocus corms, dormant		19.20	cents/1000	300 cents/1000
06011085	Lily of the valley pips, dormant		1.44	\$/1000	9 \$/1000
07031030	Pearl onions not over 16 mm in diameter, fresh or chilled		0.96	cents/kg	1.70 cents/kg
07052100	Witloof chicory, fresh or chilled		0.15	cents/kg	1.36 cents/kg
07052900	Chicory, other than witloof chicory, fresh or chilled		0.15	cents/kg	1.36 cents/kg
07108065	Brussels sprouts, uncooked or cooked by steaming or boiling in water, frozen, not reduced in size		13%		75%
07112018	Olives, n/pitted, green, in saline sol., in contain. > 8 kg, drained wt, for repacking or sale, subject to add. US note 5 to Ch. 7	IQ	3.70	cents/kg on drained weight	**
07112028	Olives, n/pitted, green, in saline sol., in contain. > 8 kg, drained wt, for repacking or sale, not subject to add. US note 5 to Ch. 7	OQ	5.90	cents/kg on drained weight	**
07112040	Olives, pitted or stuffed, provisionally preserved but unsuitable in that state for immediate consumption		8.60	cents/kg on drained weight	**
07129074	Tomatoes, dried in powder		9%		55%
09042020	Paprika, dried or crushed or ground		3.00	cents/kg	3.40 cents/kg
09102000	Saffron		0		20%
10019020	Wheat & meslin other than durum or seed wheat		0.35	cents/kg	2.32 cents/kg
10020000	Rye		0		0.89 cents/kg
10040000	Oats		0		1.66 cents/kg
11081300	Potato starch		0.56	cents/kg	1.70 cents/kg
11082000	Inulin		3%		**
12091000	Sugar beet seed of a kind used for sowing		0		2%

12121000	Locust beans, including locust bean seeds, fresh, chilled, frozen or dried, whether or not ground		0		2%	
13021300	Saps and extracts of hops		89.00	cents/kg	163.29	cents/kg
13022000	Pectic substances, pectinates and pectates		0		16.33	cents/kg
15079020	Pharmaceutical grade soybean oil meeting FDA requirements for use in intravenous fat emulsions, valued over \$5 per kg		0		3%	
15100020	Olive oil, including blends, and their fractions, not chemically modified, rendered unfit for use as food		0		2%	
16010020	Pork sausages and similar products of pork, pork offal or blood; food preparations based on these products		0.80	cents/kg	2.21	cents/kg
16024940	Prepared or preserved pork, not containing cereals or vegetables, nesi		1.40	cents/kg	2.21	cents/kg
16030010	Clam juice		9%		55%	
18061010	Cocoa powder, sweetened, w/less than 65% by dry wt. sugar, subject to add US note 1 to Ch. 18		0		60%	
18062034	Chocolate, ov 2kg, cont. milk solids, not in blocks 4.5 kg or more, not ov 5.5 pc bf, subj. to add US note 3 to Ch. 18, not GN15		5%		60%	
18062078	Chocolate/oth preps with cocoa, ov 2kg but n/o 4.5 kg, o/65% by wt of sugar, neosi		9%		40%	
18062082	Chocolate/oth preps w/cocoa, o/2kg but n/o 4.5 kg (dairy prod. of Ch4 US note 1), n/o 65% sugar, less th 21% milk solid, not GN15		37.20	cents/kg + 8.5%	40%	
18062085	Low-fat chocoate crumb, n/o 65% by wt of sugar, ov 2kg but n/o 4.5 kg, subject to add US note 3 to Ch. 18, not GN15	IQ	10%		60%	
18069005	Cocoa preps, (dairy prod. descr. in add US note 1 to Ch.4), not in blocks, slabs or bars, subj. to add. US note 10 to Ch 4, not GN15	IQ	4%		60%	
18069008	Cocoa preps, (dairy prod. descr. in add US note 1 to Ch.4), less than 21% milk solids, not in blocks, slabs or bars, not GN15	OQ	37.20	cents/kg + 6%	60%	



18069025	Cocoa preps, cont. milk solids, n/o 5.5% butterfat by wt, not in blocks/slabs/bars, subj. to add US note 3 to Ch. 18, not GN15	IQ	4%		60%
19011035	Preps for infant use (dairy prod. of add US note 1 to Ch.4), for retail sale, o/10% milk solids, subject to Ch4 US note 10, not GN15	IQ	18%		55%
19011040	Preps for infant use (dairy prod. of add US note 1 to Ch.4), for retail sale, o/10% milk solids, not subject to add US note 10 to Ch. 4	OQ	1.04	\$/kg + 14.9%	55%
19011055	Preps for infant use (dairy prod. of add US note 1 to Ch.4), for retail sale, o/10% milk solids, subject to gen. note 15		18%		55%
19012005	Mixes for bakers wares (dairy prod. of Ch4 US note 1), o/25% by wt butterfat, not retail, subj. to add. US nte 10 to Ch.4, not GN15	IQ	10%		40%
19019028	Dry mix. w/less than 31% bf & 17.5% or more sodium caseinate, bf, whey solids o/5.5% b'fat & dry whole milk, n/cntng dry milk/whey/b'fat		0.37	cents/kg	55%
20019025	Artichokes, prepared or preserved by vinegar or acetic acid		10%		55%
20019035	Pimientos, prepared or preserved by vinegar or acetic acid		8%		**
20032000	Truffles, prepared or preserved otherwise than by vinegar or acetic acid		0		20%
20049010	Antipasto, prepared or preserved otherwise than by vinegar or acetic acid, frozen		3%		50%
20057004	Olives, green, not pitted, in saline, ripe, in containers holding 13 kg or less, aggregate quantity exceeding 730 m ton/yr	OQ	3.70	cents/kg on drained weight	**
20057008	Olives, green, not pitted, in saline, not ripe, in containers holding o/8 kg for repkg, not subject to add. US note 4 to Ch. 20	OQ	3.70	cents/kg on drained weight	**
20057012	Olives, green, not pitted, in saline, not ripe		3.70	cents/kg on drained weight	**
20057016	Olives, green, in saline, place packed, stuffed, in containers holding n/o 1 kg, aggregate quantity n/o 2700 m ton/yr	IQ	5.40	cents/kg on drained weight	**

20057018	Olives, green, in saline, place packed, stuffed, in containers holding n/o 1 kg, aggregate quantity o/2700 m ton/yr	IQ	6.90	cents/kg on drained weight	**	
20057023	Olives, green, in saline, place packed, stuffed, not in containers holding 1 kg or less		6.90	cents/kg on drained weight	**	
20057070	Olives (not green), in a saline solution, in airtight containers of glass or metal but not canned		9.90	cents/kg on drained weight	**	
20059030	Sauerkraut, prepared or preserved otherwise than by vinegar or acetic acid, not frozen		5%			75%
20059050	Pimientos, prepared or preserved otherwise than by vinegar or acetic acid, not frozen		8%		**	
20059080	Artichokes, prepared or preserved otherwise than by vinegar or acetic acid, not frozen		15%			55%
20079935	Peach jam		7%			55%
20087010	Nectarines, otherwise prepared or preserved, not elsewhere specified or included		16%			55%
21011129	Extracts, essences and concentrates of coffee other than unflavored instant coffee Preparation ov 65% sugar (Ch17 add US note 2) w/ basis of extract, essence or concentrate or w/ basis of coffee, ov Ch17 add US note 9		0			2.04 cents/kg
21011248	Preparations with a basis of extracts, essences or concentrates or with a basis of tea or mate, subject to general quota	IQ	30.50	cents/kg + 8.5%		40%
21012032	Preparations with a basis of extracts, essences or concentrates or with a basis of tea or mate, subject to general note 15 (outside quota)	??gen note 15	10%			40%
21069015	Compound alcoholic preparations used in the manufacture of beverages, cont. over 20% not over 50% of alcohol by weight		8.40	cents/kg + 1.9%	**	
21069039	Artificially sweetened cough drops		0			34.02 ¢ /kg. but not less than 25%
21069091	Blended syrups, neosi, n/o/10% milk solids, descr. in add US note 4 to Ch 17: not subject to add US note 9 to Ch. 17, not GN15	OQ	28.80	cents/kg + 8.5%		40%

22042120	Effervescent grape wine, in containers holding 2 liters or less		19.80	cents/liter	40%
22042130	Tokay wine (not carbonated) not over 14% alcohol, in containers not over 2 liters		6.30	cents/liter	40%
22042160	Marsala wine, over 14% vol. alcohol, in containers holding 2 liters or less		5.30	cents/liter	198.13 cents/liter
22042940	Grape wine, other than sparkling, over 14% vol. alcohol, in containers holding over 2 but not over 4 liters		22.40	cents/liter	40%
23099028	Animal feeds w/milk or milk derivatives, o/10% by wt of milk solids, not subject to gen note 15 or add note 2 to Ch. 23		80.40	cents/kg + 6.4%	40%
23099060	Animal feeds containing egg, other than mixed feeds or mixed feed ingredients, not containing milk or milk derivatives		2%		40%
24039120	Homogenized or "reconstituted" tobacco suitable for use as wrapper tobacco		62.00	cents/kg	199.01
24039145	Homogenized or "reconstituted" tobacco, not suitable for use as wrapper tobacco, to be used in cigarettes, des. in addl US note 5 to chap	IQ	19.90	cents/kg	37.42
24039930	Other manufactured tobacco, tobacco substitutes, tobacco extracts or essences, other, to be used in products other than cigarettes		24.70	cents/kg	37.42
24039960	Other manufactured tobacco, tobacco substitutes, tobacco extracts or essences, to be used in cigarettes, described in addl US note 5 to chap	IQ	24.70	cents/kg	37.42
29054300	Mannitol		5%		75%
33013000	Resinoids		0		20%
35040010	Protein isolates		5%		40%
35040050	Peptones and their derivatives; protein substances and their derivatives, nesoi; hide powder		4%		**
38029010	Bone black		5.8%		40%

38099350	Finishing agents, dye carriers and other preparations used in leather and like industries, <5% by weight aromatic (mod.) substances	6%	55%
38111110	Antiknock preparations based on tetraethyl lead or on a mixture of tetraethyl lead and tetramethyl lead	0	45%
40024100	Chloroprene (chlorobutadiene) rubber (CR), latex, in primary forms or in plates, sheets or strip	0	40%
43019000	Heads, tails, paws and other pieces or cuttings of raw furskins, suitable for furriers' use	0	20%
44160060	Wooden staves and hoops; tight barrelheads of softwood	0	20%
45041010	Vulcanized sheets and slabs wholly of agglomerated ground or pulverized cork and rubber	0	45%
51021980	Fur, prepared for hatters' use, not carded or combed	0	55%
51022000	Coarse animal hair, not carded or combed	0	20%
52010012	Cotton, n/carded or combed, having a staple length < 28.575 mm (1-1/8 inches), n/harsh or rough, described in gen. note 15	0	20%
52029100	Cotton garnetted stock	4%	25%
53012900	Flax, hackled or otherwise processed, except broken or scutched but not spun	4%	40%
70023200	Glass tubes (o/than fused quartz/silica), w/linear coefficient of expansion n/o 5x10 <sup>-6</sup> per Kelvin in range of 0-300 degrees C, unworked	6%	97.5%
70133120	Glassware for table or kitchen purposes (o/than drinking glasses), of lead crystal, valued over \$1 but n/over \$3 each	14%	90%
70133130	Glassware for table or kitchen purposes (o/than drinking glasses), of lead crystal, valued over \$3 but n/over \$5 each	10.5%	90%
70133240	Glassware for table or kitchen purposes (o/than drinking glasses), of low coefficient of heat expansion, over \$5 each	7.2%	90%
70139130	Glassware for toilet/office/indoor decor. & similar purposes, of lead	10.5%	90%

	crystal, valued over \$3 but n/over \$5 each		
	Glasses, curved, bent, hollowed, or the like (but not optically worked), for corrective spectacles	0	60%
70151000	Industrial diamonds (other than miners' diamonds), simply sawn, cleaved or bruted	0	50%
71022130	Spoons and ladles with handles of sterling silver	3.3%	97.5%
71141130	Calendering or similar rolling machines for making paper pulp, paper or paperboard	0	55%
84201020	Cream separators	0	45%
84211100	Machinery for preparing, tanning or working hides, skins or leather	0	55%
84531000	Draw-benches for bars, tubes, profiles, wire or the like, for working metal or cermets, without removing material	4.4%	55%
84631000			

\*\* Actual rates to be released on the Office of the U.S. Trade Representative's Web site at: [http://www.ustr.gov/World\\_Regions/Europe\\_Mediterranean/European\\_Union/Section\\_Index.html](http://www.ustr.gov/World_Regions/Europe_Mediterranean/European_Union/Section_Index.html). Tariff rates would not exceed 50 percent above the rate set forth in rate column numbered 2 of the Tariff Schedules of the United States, as in effect on January 1, 1975, or 20 percent ad valorem above the rate existing on January 1, 1975, whichever is higher.

**Carmen Suro-Bredie,**  
*Chairman, Trade Policy Staff Committee.*  
 [FR Doc. 04-20543 Filed 9-9-04; 8:45 am]  
 BILLING CODE 3191-W4-C

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Intent to Request Renewal From the Office of Management and Budget (OMB) of Three Current Public Collections of Information

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), the FAA invites public comment on three currently approved public information collections which will be submitted to OMB for renewal.

**DATES:** Comments must be received on or before November 9, 2004.

**ADDRESSES:** Comments may be mailed or delivered to the FAA at the following address: Ms. Judy Street, Room 613, Federal Aviation Administration, Standards and Information Division, APF-100, 800 Independence Ave., SW., Washington, DC 20591.

**FOR FURTHER INFORMATION CONTACT:** Ms. Judy Street at the above address or on (202) 267-9895.

**SUPPLEMENTARY INFORMATION:** In accordance with the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. Therefore the FAA solicits comments on the following current collections of information in order to evaluate the necessity of the collection, the accuracy of the agency's estimate of the burden, the quality, utility, and clarity of the information to be collected, and possible ways to minimize the burden of the collection in preparation for submission to renew the clearance of the following information collections:

1. 2120-0005: General Operating and Flight Rules—FAR 91. Part A of Subtitle VII of the Revised Title 49 USC authorizes the issuance of regulations governing the use of navigable airspace. 14 CFR part 91 prescribes regulations governing the general operation and flight of aircraft. Information is collected to determine compliance. Respondents are individual airmen, State or local governments, and businesses. The current estimated annual reporting burden is 231,064 hours.

2. 2120-0517: Airport Noise Compatibility Planning. The respondents are those airport operators voluntarily submitting noise exposure maps and noise compatibility programs to the FAA for review and approval. FAA approval makes airport operators' noise compatibility programs eligible for discretionary grant funds set aside under the FAA Airport Improvement Program for that purpose. The current estimated annual reporting burden is 50,400 hours.

3. 2120-0675: Certification of Airports, 14 CFR part 139 (Final Rule). This rule revises the current airport certification regulations and establishes certification requirements for airports serving scheduled air carrier operations in aircraft with 10-30 seats. The changes to 14 CFR part 139 result in additional information collections from respondents. The current estimated annual reporting burden is 52,993 hours.

Issued in Washington, DC, on September 1, 2004.

**Judith D. Street,**

*FAA Information Collection Clearance Officer, APF-100.*

[FR Doc. 04-20493 Filed 9-9-04; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### RTCA Special Committee 172: Future Air-Ground Communications in the Very High Frequency (VHF) Aeronautical Data Band (118-137 MHz)

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of RTCA Special Committee 172 meeting.

**SUMMARY:** The FAA is issuing this notice to advise the public of a meeting of RTCA Special Committee 172: Future Air-Ground Communications in the VHF Aeronautical Data Band (118-137 MHz).

**DATES:** The meeting will be held September 21-22, 2004 from 9 a.m. to 5 p.m.

**ADDRESSES:** The meeting will be held at RTCA, Inc., 1828 L St., NW., Suite 805, Washington, DC 20036.

**FOR FURTHER INFORMATION CONTACT:** RTCA Secretariat, 1828 L St., SW., Washington, DC 20036; telephone (202) 833-9339; fax (202) 833-9434; Web site <http://www.rtca.org>.

**SUPPLEMENTARY INFORMATION:** Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-

463, 5 U.S.C., Appendix 2), notice is hereby given for a Special Committee 172 meeting. The agenda will include:

- *September 21:*
  - Opening Plenary Session (Welcome and Introductory Remarks, Review of Agenda, Review Summary of Previous Meeting).
  - Convene Working Group-2.
  - Review Working Papers.
  - Draft DO-224B, *Signal-in-Space Minimum Aviation System Performance Standard (MASPS) for Advanced VHF Digital Data Communications Including Compatibility with Digital Voice Status* and proposed changes to working papers.
  - Draft Appendix, Standard and Recommended Practices (SARPS) to draft DO-224B cross reference.
- *September 22:*
  - Reconvene WG-2 as necessary, per above.
  - Convene Working Group-3.
  - DO-281 Section 2.2.1.1.3 Tuning Time.
  - DO-271 Audio Level Test Vector.
  - Load Mismatch Voltage Standing Wave Ratio (VSWR) Sections 2.2.1.3.9 & 2.4.4.2.9.
  - DO-281 changes needed due to International Civil Aviation Organization (ICAO) Amendment Proposals.
  - DO-186a/ED23B difference resolution.
  - Reconvene Plenary.
  - Review relevant activities.
  - ICAO Aeronautical Mobile Communications Panel work.
  - NEXCOM activities.
  - EUROCAE WG-47 status and issues.
  - Others as appropriate.
  - Future work for SC-172.
  - Closing Plenary Session (Other Business, Date and Place of Next Meeting, Adjourn).

Attendance is open to the interested public but limited to space availability. With the approval of the chairman, members of the public may present oral statements at the meeting. Persons wishing to present statements or obtain information should contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section. Members of the public may present a written statement to the committee at any time.

Issued in Washington, DC, on August 27, 2004.

**Robert Zoldos,**

*FAA System Engineer, RTCA Advisory Committee.*

[FR Doc. 04-20490 Filed 9-9-04; 8:45 am]

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