

suspension of liquidation instructions will remain in effect until further notice.

International Trade Commission Notification

In accordance with section 735(d) of the Act, we have notified the International Trade Commission (ITC) of our determination. As our final determination is affirmative, the ITC will determine, within 45 days, whether imports of subject merchandise are causing material injury, or threaten material injury, to an industry in the United States. If the ITC determines that material injury or threat of injury does not exist, the proceedings will be terminated and all securities posted will be refunded or canceled. If the ITC determines that such injury does exist, the Department will issue an antidumping order directing Customs Service officials to assess antidumping duties on all imports of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the effective date of the suspension of liquidation.

This determination is issued and published in accordance with sections 735(d) and 777(i)(1) of the Act.

Dated: June 14, 2001.

Faryar Shirzad,

Assistant Secretary for Import Administration.

Appendix—Issues in Decision Memorandum

1. Whether LM Is Affiliated with a Trading Company
2. Facts Available
3. Brokerage Expenses in the Third Country Market
4. Inclusion of Non-Operating Expenses in Revised G&A Ratio
5. Credit Expenses

[FR Doc. 01-15744 Filed 6-21-01; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 061901A]

Proposed Information Collection; Comment Request; Swordfish Import Certificate of Eligibility

AGENCY: National Oceanic and Atmospheric Administration (NOAA).

ACTION: Notice.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to

take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506 (c)(2)(A)).

DATES: Written comments must be submitted on or before August 21, 2001.

ADDRESSES: Direct all written comments to Madeleine Clayton, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6086, 14th and Constitution Avenue NW, Washington DC 20230 (or via Internet at MClayton@doc.gov).

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the information collection instrument(s) and instructions should be directed to Christopher Rogers, Highly Migratory Species Management Division (F/SF1), Office of Sustainable Fisheries, NMFS, 1315 East-West Highway, Silver Spring, MD 20910 (phone 301-713-2347).

SUPPLEMENTARY INFORMATION:

I. Abstract

Under the provisions of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*), NOAA is responsible for management of the Nation's marine fisheries. In addition, NOAA must comply with the United States' obligations under the Atlantic Tunas Convention Act of 1975 (16 U.S.C. 971 *et seq.*). A Certificate of Eligibility for Swordfish is required under 50 CFR part 635 to accompany all imported swordfish. This documentation certifies that the accompanying swordfish is not from the Atlantic Ocean, or is from the Atlantic Ocean but is larger than the minimum size, or is Atlantic swordfish pieces derived from a fish greater than the minimum size limit. The certificate must accompany the swordfish from the point of original export up to and including the point of first transaction in the United States. This collection is necessary to implement the Fishery Management Plan for Atlantic Tunas, Sharks, and Swordfish and is consistent with the objective of that plan to rebuild Atlantic swordfish and manage a sustainable fishery.

II. Method of Collection

A paper certificate is completed and must be maintained.

III. Data

OMB Number: 0648-0363.

Form Number: None.

Type of Review: Regular submission.

Affected Public: Business or other for-profit organizations.

Estimated Number of Respondents: 204.

Estimated Time Per Response: 1 hour.

Estimated Total Annual Burden

Hours: 5,700.

Estimated Total Annual Cost to Public: \$0.

IV. Request for Comments

Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: June 15, 2001.

Madeleine Clayton,

Departmental Paperwork Clearance Officer, Office of the Chief Information Officer.

[FR Doc. 01-15745 Filed 6-21-01; 8:45 am]

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COMMODITY FUTURES TRADING COMMISSION

Study of the Commodity Exchange Act and Rules Thereunder

AGENCY: Commodity Futures Trading Commission.

ACTION: Notice of solicitation of comments.

SUMMARY: The Commodity Futures Trading Commission (Commission) is soliciting comments to assist it in conducting a study of the Commodity Exchange Act (Act) and the Commission's rules and orders governing the conduct of registrants under the Act, as mandated by Section 125 of the Commodity Futures Modernization Act of 2000 (CFMA). That provision requires that the Commission, in conducting the study, solicit the views of the public, Commission registrants, registered entities and registered futures associations, and that an analysis of

comments received be included in the report of the results of the study to the Commission's Congressional oversight committees.

DATES: Comments must be received by August 21, 2001.

ADDRESSES: Comments may be sent to Jean A. Webb, Secretary of the Commission, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street, NW., Washington, DC 20581. In addition, comments may be sent by facsimile transmission to (202) 418-5521, or by electronic mail to secretary@cftc.gov. Reference should be made to "Intermediaries Study."

FOR FURTHER INFORMATION CONTACT:

Lawrence B. Patent, Associate Chief Counsel, or Barbara S. Gold, Assistant Chief Counsel, Division of Trading and Markets, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street NW., Washington, DC 20581. Mr. Patent may be reached by telephone at (202) 418-5439 or by electronic mail at lpatent@cftc.gov and Ms. Gold may be reached by telephone at (202) 418-5450 or by electronic mail at bgold@cftc.gov.

SUPPLEMENTARY INFORMATION: The CFMA, enacted last December as part of the Consolidated Appropriations Act, 2001 (Public Law No. 106-554, 114 Stat. 2763), requires the Commission to conduct a study of the Act and the Commission's rules and orders governing the conduct of persons required to register under the Act.¹ The study must address: (1) The core principles and interpretations of acceptable business practices that the Commission has adopted or intends to adopt to replace provisions of the Act and rules thereunder, and the extent to which these changes have been or may be made pursuant to the Commission's exemptive authority under Section 4(c) of the Act; (2) the rules that the Commission has determined must be retained and the reasons therefor; and (3) the regulatory functions that the Commission performs that can be delegated to a registered futures association and the regulatory functions that the Commission has determined must be retained and the reasons therefor. In conducting the study, the Commission must solicit the views of

the public as well as Commission registrants, registered entities,² and registered futures associations. The study must be completed by December 21, 2001 (which is one year from the date of enactment of the CFMA) and a report of the results of the study, including an analysis of comments received, must be transmitted to the Commission's Congressional oversight committees, the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition and Forestry of the Senate. The Commission is publishing this notice of solicitation of comments to assist it in conducting the study.

Persons wishing to comment should organize their comments as follows: (1) Identify by section number, rule number, or **Federal Register** citation the particular provision of the Act, the Commission's rules, or the Commission's orders, respectively, upon which comment is being provided; (2) indicate whether that provision should be (a) amended, (b) revoked without replacement, (c) revoked and replaced with a core principle and statement of acceptable business practices, or (d) retained; (3) include the proposed text of any suggested amendment or core principle and statement of acceptable business practices; (4) include a brief discussion in support of the suggested action and describe any problems encountered in complying with the existing relevant statutory and regulatory framework; (5) indicate, if applicable, whether the suggested change may be made pursuant to the Commission's exemptive authority in Section 4(c) of the Act; and (6) identify any regulatory functions that the Commission performs that can be delegated to a registered futures association and include a brief discussion to support such a delegation.

Because of the potential for conflicting comments, it would aid the Commission's analysis if commenters also indicated the relative importance of proposed changes. This can be done by ranking them in priority order or, at least, by categorizing them in some fashion, e.g., high priority, medium priority, and low priority.

² The definition of term "registered entities" was added to the Act by the CFMA as new Section 1a(29) and includes designated contract markets, registered derivatives transaction execution facilities, and registered derivatives clearing organizations. Designated contract markets may include registered national securities exchanges, registered national securities associations, and alternative trading systems whose only futures-related activity involves security futures product. See Section 252(a) of the CFMA, adding a new Section 5f to the Act.

¹ Section 125 of the CFMA. Persons required to register under the Act include futures commission merchants, introducing brokers, commodity pool operators (CPOs), commodity trading advisors (CTAs), associated persons of any of the foregoing, floor brokers and floor traders. Those terms are defined in Section 1a(20), 1a(23), 1a(5), 1a(6), 4k, 1a(16) and 1a(17), respectively, of the Act, as amended by the CFMA.

Commenters should be aware that the Commission intends, as it has stated previously, to repropose and readopt those provisions of the New Regulatory Framework relating to intermediaries that were adopted and then withdrawn last year that are not affected by the CFMA, with any necessary technical, conforming changes. These new rules and rule amendments address, among other things, the definition of the term "principal," the addition of a principal, certified financial reports, ethics training, disclosure, account opening procedures, trading standards, reporting requirements, and offsetting positions.³ Commenters should also be aware that the Commission has already delegated to a registered futures association certain functions concerning registration processing and statutory disqualification, financial monitoring and auditing, review of sales practices, review of CPO and CTA Disclosure Documents, and matters related to foreign futures and options.

Commenters are reminded that all comments will be available for public inspection and copying and will be posted on the Commission's website, www.cftc.gov. The Commission also requests that any commenter that is a Commission registrant identify itself as such and include its registration category. Following a review of comments received, the Commission or its staff may conduct follow-up discussions with interested parties.

Issued by the Commission in Washington, DC on June 13, 2001.

Jean A. Webb,

Secretary of the Commission.

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DEPARTMENT OF DEFENSE

Department of the Army

Reserve Officers' Training Corps (ROTC) Program Subcommittee

AGENCY: U.S. Army Cadet Command, DoD.

ACTION: Notice of meeting.

SUMMARY: In Accordance with section 10(a)(2) of the Federal Advisory Committee Act (U.S.C., App. 2) announcement is made of the following Committee meeting:

Name of Committee: Reserve Officers' Training Corps (ROTC) Program Subcommittee.

Place: Pentagon, Washington, DC.

³ 66 FR 14262, 14267-68 (March 9, 2001); see also 65 FR 77993 (Dec. 13, 2000).