

Notice of Motion Requesting Termination of Panel Review With Respect to Weanlings, and the Request of Pryme for an individual review. On October 10, 1995, the NAFTA Secretariat, United States Section, provided a Notice of Final Panel Action in this proceeding. As a result, the Department is amending the final results of the sixth administrative review of the countervailing duty order on Live Swine from Canada for purposes of the entries subject to the Panel's review and for cash deposit purposes.

EFFECTIVE DATE: November 14, 1995.

FOR FURTHER INFORMATION CONTACT: Stephanie Moore or Maria MacKay, Office of Countervailing Compliance, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone (202) 482-2786.

SUPPLEMENTARY INFORMATION:

Background

On March 16, 1994 (59 FR 12243), the Department published the final results of its sixth administrative review of the countervailing duty order on Live Swine from Canada covering the period from April 1, 1990 through March 31, 1991. These results were challenged by the Canadian Pork Council, Pryme Pork, Ltd. ("Pryme"), Earle Baxter Trucking LQ., and P. Quintaine & Son, Ltd. before a Binational Panel pursuant to Article 1904 of the NAFTA and 19 U.S.C. § 1516a(g). Pursuant to 19 U.S.C. § 1516a(g)(5)(C), P. Quintaine & Son, Ltd., Earle Baxter Trucking LQ., and Pryme requested that the Department continue suspension of liquidation of entries covered by the sixth administrative review.

The Panel issued its decision on May 30, 1995, and therein remanded for certain issues to the Department for reconsideration. Live Swine from Canada, USA-94-1904-01. In particular, the Panel directed the Department to reinstate the subclass for sows and boars, and to calculate a separate countervailing duty (CVD) rate for sows and boars.

Pursuant to this remand order, the Department submitted to the Panel its final results of redetermination on August 14, 1995, which reinstated the sows and boars subclass and provided a separate CVD rate for sows and boars. In addition, the Department filed, pursuant to Rule 71(2), a Consent Notice of Motion Requesting Termination of Panel Review With Respect to Weanlings and

the Request of Pryme for an Individual Review.

After discovering a ministerial error in its calculations, the Department submitted amended final results of redetermination on September 1, 1995, in which it found the countervailing duty rate for sows and boars to be *de minimis*.

On September 27, 1995, the Panel affirmed the Department's remand results, as amended, and approved the Consent Notice of Motion. Based upon the Panel's order affirming the Department's determination on remand, the Department has established a countervailing duty rate for sows and boars and has recalculated the countervailing duty rate for all other Live Swine from Canada for purposes of the entries for which liquidation was suspended subject to the Panel's review. In addition, the Department has assigned a *de minimis* CVD rate to Pryme, pursuant to the Consent Notice of Motion.

The subsidy rates contained herein are those determined by the Department in its final remand results, as amended. They are: for sows and boars, CAN\$0.0036 per kilogram. This rate is *de minimis*. For all live swine, other than sows and boars, CAN\$0.0296 per kilogram.

Amended Final Results of Review

The Department will instruct the Customs Service to liquidate without regard to countervailing duties all shipments of live swine from Canada produced by Pryme Pork, Ltd. exported on or after April 1, 1990 and on or before March 31, 1991. In addition, the Department will instruct the Customs Service to liquidate entries of merchandise produced/exported by P. Quintaine & Son, Ltd., and Earle Baxter Trucking LQ., exported on or after April 1, 1990 and on or before March 31, 1991 as follows: to liquidate without regard to countervailing duties all shipments of sows and boars and to assess CAN\$0.0296 per kilogram on entries of all other live swine.

The Department will also instruct the Customs Service to collect a cash deposit of estimated countervailing duties of zero on all shipments of live swine from Canada produced by Pryme Pork, Ltd. entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice. Furthermore, the Department will instruct the Customs Service to collect a cash deposit of estimated countervailing duties of zero on all shipments of sows and boars from Canada and CAN\$0.0296 per kilogram on shipments of all other live swine

from Canada entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice. These deposit requirements shall remain in effect until publication of the final results of the next administrative review.

This amended notice of final results is published in accordance with 19 U.S.C. § 1675(a)(1), 19 U.S.C. § 1516a(g)(5)(B), 19 CFR § 355.22 and 19 CFR § 356.8(a).

Dated: November 6, 1995.

Susan G. Esserman,
Assistant Secretary for Import
Administration.

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Columbia University, et al.; Notice of Consolidated Decision on Applications for Duty-Free Entry of Scientific Instruments

This is a decision consolidated pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 A.M. and 5:00 P.M. in Room 4211, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C.

Comments: None received. **Decision:** Approved. No instrument of equivalent scientific value to the foreign instruments described below, for such purposes as each is intended to be used, is being manufactured in the United States.

Docket Number: 95-011. **Applicant:** Columbia University in the City of New York, New York, NY 10027. **Instrument:** High Energy Xenon Flashlamp System, Model XF-10. **Manufacturer:** Hi-Tech Scientific, United Kingdom. **Intended Use:** See notice at 60 FR 13700, March 14, 1995. **Reasons:** The foreign instrument provides: (1) stored electrical energy to 340J, (2) anti-reflection coated quartz optics for focusing, and (3) optical/electrical shielding. **Advice Received From:** National Institutes of Health, April 28, 1995.

Docket Number: 95-013. **Applicant:** University of Illinois at Urbana-Champaign, Urbana, IL 61801. **Instrument:** Eye Tracking System, Model EYELINK. **Manufacturer:** SR Research Ltd., Canada. **Intended Use:** See notice at 60 FR 16619, March 31, 1995. **Reasons:** The foreign instrument provides: (1) a sampling rate of 250 Hz, (2) spatial resolution of eye position to 0.005 and (3) real-time detection of saccades as small as 0.3° over a horizontal range of ± 30° and a vertical

range of $\pm 20^\circ$. *Advice Received From:* National Institutes of Health, April 28, 1995.

Docket Number: 95-014. *Applicant:* University of Wisconsin-Milwaukee, Milwaukee, WI 53211. *Instrument:* Mass Spectrometer, Model Autospec 3000. *Manufacturer:* Fisons Instruments, Inc., United Kingdom. *Intended Use:* See notice at 60 FR 16619, March 31, 1995. *Reasons:* The foreign instrument provides: (1) trisector (EBE) double focusing geometry, (2) liquid secondary ion MS capability and (3) mass range to 3000. *Advice Received From:* National Institutes of Health, April 28, 1995.

Docket Number: 95-015. *Applicant:* Georgia State University, Atlanta, GA 30303. *Instrument:* ICP Mass Spectrometer, Model SOLA. *Manufacturer:* Finnigan MAT, United Kingdom. *Intended Use:* See notice at 60 FR 16619, March 31, 1995. *Reasons:* The foreign instrument provides: (1) sub-ng/liter detection limits for liquids and sub-pb for solids across the periodic table, (2) Faraday and electron multiplier detectors and (3) an accelerating cone providing high light element sensitivity (e.g. Li > 100MHz/ppm). *Advice Received From:* National Institutes of Health.

Docket Number: 95-042. *Applicant:* University of California, Santa Cruz, CA 95064. *Instrument:* Mass Spectrometer System. *Manufacturer:* Europa Scientific, United Kingdom. *Intended Use:* See notice at 60 FR 31144, June 13, 1995. *Reasons:* The foreign instrument provides: (1) dual isotope capabilities for carbon and nitrogen, (2) automated C/N module, and (3) mass spectrometer precision of 0.2 per mil for carbon and 0.5 per mil for nitrogen. *Advice Received From:* National Institutes of Health, September 14, 1995.

Docket Number: 95-052. *Applicant:* Dartmouth College, Hanover, NH 03755-3571. *Instrument:* ICP Mass Spectrometer, Model ELEMENT. *Manufacturer:* Finnigan MAT, Germany. *Intended Use:* See notice at 60 FR 37051, July 19, 1995. *Reasons:* The foreign instrument provides: (1) high mass resolution providing detection of <0.1 ng/l of Indium at three times standard deviation of background at resolution 300, and (2) low detection limit analysis of the elements Ca, Fe, As, G and V. *Advice Received From:* National Institutes of Health, September 21, 1995.

Docket Number: 95-054. *Applicant:* California State University, Long Beach, CA 90840. *Instrument:* Real-Time 4 Camera System, Model VICON 370. *Manufacturer:* Oxford Metrics, Ltd., United Kingdom. *Intended Use:* See notice at 60 FR 39710, August 3, 1995.

Reasons: The foreign instrument provides comprehensive kinetic and kinematic analysis of human cyclical movement using infra-red strobed and shuttered video images of special markers placed on joint centers of the body. *Advice Received From:* National Institutes of Health, September 22, 1995.

Docket Number: 95-057. *Applicant:* University of Connecticut, Storrs, CT 06269-1020. *Instrument:* Fiber-Electron Manipulator System. *Manufacturer:* Thomas Recording, Germany. *Intended Use:* See notice at 60 FR 39711, August 3, 1995. *Reasons:* The foreign instrument provides: (1) independently manipulated microelectrodes at inter-electrode distances of 256 μ m and (2) microelectrode shaft diameter of 80 μ m permitting non-interfering simultaneous measurement of cortical neurons. *Advice Received From:* National Institutes of Health, September 22, 1995.

Docket Number: 95-058. *Applicant:* University of Maryland, College Park, MD 20742. *Instrument:* Scanning Electron Microscope, Model XL-40. *Manufacturer:* Philips, The Netherlands. *Intended Use:* See notice at 60 FR 39711, August 3, 1995. *Reasons:* The foreign instrument is a specially modified scanning electron microscope (SEM) serving as a platform for a focused ion beam column with the ion beam's scanning, scan amplifier and vacuum controlled by the SEM's computer. *Advice Received From:* National Institutes of Health, September 22, 1995.

The National Institutes of Health advises that (1) the capabilities of each of the foreign instruments described above are pertinent to each applicant's intended purpose and (2) they know of no domestic instrument or apparatus of equivalent scientific value for the intended use of each instrument.

We know of no other instrument or apparatus being manufactured in the United States which is of equivalent scientific value to any of the foreign instruments.

Frank W. Creel

Director, Statutory Import Programs Staff
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Applications for Duty-Free Entry of Scientific Instruments

Pursuant to Section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Pub. L. 89-651; 80 Stat. 897; 15 CFR part 301), we invite comments on the question of whether instruments of equivalent scientific value, for the

purposes for which the instruments shown below are intended to be used, are being manufactured in the United States.

Comments must comply with 15 CFR 301.5(a)(3) and (4) of the regulations and be filed within 20 days with the Statutory Import Programs Staff, U.S. Department of Commerce, Washington, D.C. 20230. Applications may be examined between 8:30 A.M. and 5:00 P.M. in Room 4211, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C.

Docket Number: 95-093. *Applicant:* Florida International University, University Park, Miami, FL 33199. *Instrument:* Stopped-Flow System. *Manufacturer:* Applied Photophysics, United Kingdom. *Intended Use:* The system consists of accessories to a spectrophotometer and will be used to study the fast kinetics of chemical reactions. *Application Accepted by Commissioner of Customs:* October 5, 1995.

Docket Number: 95-094. *Applicant:* North Carolina State University, Campus Box 7212, Raleigh, NC 27695-7212. *Instrument:* Stopped-Flow Spectrophotometer, Model SX.17MV. *Manufacturer:* Applied Photophysics, United Kingdom. *Intended Use:* The instrument will be used to analyze genetically engineered proteins with substitutions of tyrosine and other amino acids. The objective of the experiments will be to understand the function of Fe(III)-tyrosine in ferritin, Nature's anti-rust protein important in normal blood formation and anemia. Predoctoral and postdoctoral trainees will learn the techniques for rapid kinetic analysis of protein reactions in the course BCH 690. *Application Accepted by Commissioner of Customs:* October 5, 1995.

Docket Number: 95-095. *Applicant:* Norfolk State University, 2401 Corprew Avenue, Norfolk, VA 23504. *Instrument:* Electron Paramagnetic Resonance Spectrometer System, Model EMX 10/2.7. *Manufacturer:* Bruker, Germany. *Intended Use:* The instrument will be used for studies of single crystals such as neodymium doped in fluorides and other crystals doped with rare-earth or transition metal ions that will be grown in a crystal growth facility. These studies will involve spin densities and crystal defects experiments, orientation experiments for looking at angular dependence and experiments to examine the ion environment. In addition, the instrument will be used for educational purposes in the courses Chemistry 363L - Physical Chemistry Laboratory and Physics 450 - Advanced Laboratory. *Application Accepted by*