DEPARTMENT OF COMMERCE

International Trade Administration

North American Free Trade Agreement (NAFTA), Article 1904 Binational Panel Reviews; Notice of Completion of Panel Review

AGENCY: NAFTA Secretariat, United States Section, International Trade Administration, Department of Commerce.

ACTION: Notice of Completion of Panel Review of the International Trade Commission’s final determination of Certain Welded Large Diameter Line Pipe from Mexico (Secretariat File No. USA–MEX–2007–1904–03). The Panel Review was completed and the panelists requested were filed. Therefore, on the basis of the Notice of Final Panel Action, if the Panelists file a remand determination concerning Countervailing Duty Administrative Review of Certain Kitchen Appliance Shelving and Racks From the People’s Republic of China: Preliminary Results of the Countervailing Duty Administrative Review, the Panelists were instructed to issue a Notice of Completion of Panel Review of the International Trade Commission’s final determination of Countervailable subsidies as detailed in the “Preliminary Results of Review” section of this notice. This review covers multiple exporters/producers, two of which are being individually reviewed as mandatory respondents. We preliminarily find that the mandatory respondents, Guangdong Wireking Housewares & Hardware Co., Ltd. (“Wireking”) and New King Shan (Zhu Hai) Co., Ltd. (“NKS”), received countervailable subsidies during the POR. Their countervailing duty (“CVD”) rates have been used to calculate the rate applied to the other firms subject to this review. If these preliminary results are adopted in our final results of review, we will instruct U.S. Customs and Border Protection (“CBP”) to assess countervailing duties as detailed in the “Preliminary Results of Review” section of this notice. Interested parties are invited to comment on these preliminary results.

DATES: Effective Date: October 7, 2011.

FOR FURTHER INFORMATION CONTACT: Ellen Bohon, United States Secretary, NAFTA Secretariat, Suite 2061, 14th Street and Constitution Avenue, Washington, DC 20230, (202) 482–5438.

SUPPLEMENTARY INFORMATION: On August 29, 2011, the Binational Panel issued a Decision of the Panel affirming the International Trade Commission’s remand determination concerning Certain Welded Large Diameter Line Pipe from Mexico (Secretariat File No. USA–MEX–2007–1904–03). The Secretariat was instructed to issue a Notice of Completion of Panel Review on the 31st day following the issuance of the Notice of Final Panel Action, if no request for an Extraordinary Challenge Committee was filed. No such request was filed. Therefore, on the basis of the Panel Order and Rule 80 of the Article 1904 Panel Rules, the Panel Review was completed and the panelists were discharged from their duties effective September 29, 2011.

Dated: September 30, 2011.

Ellen Bohon,
United States Secretary, NAFTA Secretariat.

DEPARTMENT OF COMMERCE

International Trade Administration


Ronald K. Lorentzen,
Deputy Assistant Secretary for Import Administration.

DEPARTMENT OF COMMERCE

International Trade Administration


On November 29, 2010, after receiving further information from Petitioners, we initiated reviews of two additional companies requested by Petitioners: Asia Pacific CIS (Wuxi) Co., Ltd. (“Asia Pacific CIS”) and Hengtong Hardware Manufacturing (Huzhou) Co., Ltd. (“Hengtong”). See Initiation of Antidumping and Countervailing Duty Administrative Reviews, 75 FR 73036, 73038 (November 29, 2010).

In order to select mandatory respondents for this review, we issued questionnaires on December 3, 2010, to the seven companies covered by the review, requesting information about the quantity and value (“Q&V”) of subject merchandise exports made to the United States during the POR (“Q&V questionnaires”). As in the underlying investigation, we did not rely on CBP data for respondent selection because the Harmonized Tariff Schedule of the United States (“HTSUS”) categories that include subject merchandise are broad and contain products other than the subject merchandise. See Memorandum to Susan H. Kuhbach from Joseph Shuler, regarding “Selection of Respondents for the Countervailing Duty Administrative Review of Certain Kitchen Appliance Shelving and Racks from the People’s Republic of China”

The Department notes that only the POR for the antidumping duty administrative review was included in the November 10, 2010 notice. See Initiation Correction, 75 FR at 69059. All notices concerning the administrative review of the countervailing duty order apply to the POR referenced in the initiation notices and this notice, generally January 7, 2009, through December 31, 2009 (see “Period of Review” section below for further discussion).