

determination whether these imports are materially injuring, or threaten material injury to, the U.S. industry.

#### Public Comment

In accordance with 19 CFR 353.38, case briefs or other written comments in at least ten copies must be submitted to the Assistant Secretary for Import Administration no later than November 20, 1996, and rebuttal briefs, no later than November 27, 1996. A list of authorities used and a summary of arguments made in the briefs should accompany these briefs. Such summary should be limited to five pages total, including footnotes. We will hold a public hearing, if requested, to afford interested parties an opportunity to comment on arguments raised in case or rebuttal briefs. At this time, the hearing is scheduled for Thursday, December 4, 1996, the time and place to be determined, at the U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230. Parties should confirm by telephone the time, date, and place of the hearing 48 hours before the scheduled time.

Interested parties who wish to request a hearing, or to participate if one is requested, must submit a written request to the Assistant Secretary for Import Administration, U.S. Department of Commerce, Room B-099, within ten days of the publication of this notice. Requests should contain: (1) the party's name, address, and telephone number; (2) the number of participants; and (3) a list of the issues to be discussed. In accordance with 19 CFR 353.38(b), oral presentations will be limited to issues raised in the briefs. If this investigation proceeds normally, we will make our final determination no later than 135 days after the publication of this notice in the Federal Register.

This determination is published pursuant to section 733(f) of the Act.

Dated: August 21, 1996.

Robert S. LaRussa,  
Assistant Secretary for Import  
Administration.

[FR Doc. 96-21969 Filed 8-27-96; 8:45 am]

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[C-559-001]

#### Certain Refrigeration Compressors from the Republic of Singapore: Final Results of Countervailing Duty Administrative Review

AGENCY: International Trade Administration/Import Administration/Department of Commerce.

**ACTION:** Notice of final results of countervailing duty administrative review.

**SUMMARY:** On June 10, 1996, the Department of Commerce published the preliminary results of its administrative review of the agreement suspending the countervailing duty investigation on certain refrigeration compressors from the Republic of Singapore.

In our preliminary results of review, we preliminarily determined that the signatories to the suspension agreement complied with the terms of the suspension agreement during the period of review. We gave interested parties an opportunity to comment on our preliminary results, but we received no comments. We have not changed the margin from that presented in our preliminary results of review.

We have now completed this review, the eleventh review of this Agreement, and determine that the Government of the Republic of Singapore (GOS), Matsushita Refrigeration Industries (Singapore) Pte. Ltd. (MARIS) and Asia Matsushita Electric (Singapore) Pte. Ltd. (AMS), the signatories to the suspension agreement, have complied with the terms of the suspension agreement during the period April 1, 1993 through March 31, 1994.

**EFFECTIVE DATE:** August 28, 1996.

**FOR FURTHER INFORMATION CONTACT:** Rick Johnson or Jean Kemp, Office of AD/CVD Enforcement, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230; telephone: (202) 482-3793.

#### Applicable Statutes and Regulations

Unless otherwise stated, all citations to the statute and to the Department's regulations are references to the provisions as they existed on December 31, 1994.

#### SUPPLEMENTARY INFORMATION:

##### Background

On June 10, 1996, the Department of Commerce (the Department) published in the Federal Register (61 FR 29348-50) the preliminary results of its administrative review of the agreement suspending the countervailing duty investigation on certain refrigeration compressors from the Republic of Singapore (48 FR 51167; November 7, 1983). We received no comments from interested parties on our preliminary results. We have now completed this administrative review in accordance with section 751 of the Tariff Act of 1930, as amended (the Tariff Act).

##### Scope of the Review

Imports covered by this review are shipments of hermetic refrigeration

compressors rated not over one-quarter horsepower from Singapore. This merchandise is currently classified under *Harmonized Tariff Schedule* (HTS) item number 8414.30.40. The HTS item number is provided for convenience and Customs purposes. The written description remains dispositive.

The review period is April 1, 1993 through March 31, 1994, and includes three programs. (For the preliminary results of review notice, we received information on three additional programs: the Operational Headquarters Program, the Technical Assistance Fees/Royalty Payments Program, and the Investment Allowance Program. However, the Department found these programs to be non-countervailable in the tenth administrative review of this Agreement. See *Certain Refrigeration Compressors from Singapore; Final Results of Countervailing Duty Administrative Review*, 60 FR 10315, 10317-8 (March 13, 1996). Therefore, we did not consider these programs for the purposes of the final results of this review). The review covers one producer and one exporter of the subject merchandise, MARIS and AMS, respectively. These two companies, along with the GOS, are the signatories to the suspension agreement.

Under the terms of the suspension agreement, the GOS agrees to offset completely the amount of the net bounty or grant determined by the Department in this proceeding to exist with respect to the subject merchandise. The offset entails the collection by the GOS of an export charge applicable to the subject merchandise exported on or after the effective date of the agreement. See *Certain Refrigeration Compressors from the Republic of Singapore: Suspension of Countervailing Duty Investigation*, 48 FR 51167, 51170 (November 7, 1983).

##### Final Results of Review

We determine that the signatories to the suspension agreement have complied with the terms of the suspension agreement, including the payment of the provisional export charge for the review period. From April 1, 1993, through March 31, 1994, a rate of 5.52 percent was in effect.

We determine the total bounty or grant to be 2.22 percent of the f.o.b. value of the merchandise for the April 1, 1993 through March 31, 1994 review period. Following the methodology outlined in section B.4 of the agreement, the Department determines that, for the period of review, a negative adjustment may be made to the provisional export charge rate in effect. The adjustment will equal the difference between the

provisional rate in effect during the review period and the rate determined in this review, plus interest. This rate, established in the notice of the final results of the eighth administrative review of the suspension agreement (*See Certain Refrigeration Compressors from the Republic of Singapore; Final Results of Countervailing Duty Administrative Review*, 57 FR 46540 (October 9, 1992)) is 5.52 percent. For this period the GOS may refund or credit, in accordance with section B.4.c of the agreement, the difference to the companies, plus interest, calculated in accordance with section 778(b) of the Tariff Act.

The Department intends to notify the GOS that the provisional export charge rate on all exports of the subject merchandise to the United States with Outward Declarations filed on or after the date of publication of the final results of this administrative review shall be 2.22 percent of the f.o.b. value of the merchandise.

This notice also serves as a reminder to parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 355.34(d). Timely written notification of return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

This administrative review and notice are in accordance with section 751(a)(1) of the Tariff Act (19 U.S.C. 1675(a)(1)) and section 355.22 of the Department's regulations (19 CFR 355.22(1994)).

Dated: August 22, 1996.

Robert S. LaRussa,

*Acting Assistant Secretary for Import Administration.*

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[C- 301-003, C-301-601]

### **Roses and Other Fresh Cut Flowers and Miniature Carnations From Colombia**

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**ACTION:** Amended final results of reviews pursuant to court remand: Asociación Colombiana de Exportadores de Flores and its members ("ASOCOLFLORES") and the Government of Colombia ("GOC") v. The United States: USA-96-04-01072.

**SUMMARY:** On March 8, 1996, the Department of Commerce ("the

Department") published the final results of its administrative reviews of the countervailing duty suspension agreements on certain roses and other fresh cut flowers and miniature carnations from Colombia. The reviews covered over 800 Colombian producers/exporters of roses, over 100 Colombian producers/exporters of miniature carnations and the GOC for the period covering January 1, 1993 through December 31, 1993. In order to remove inadvertently-included language, we are amending the final results.

**EFFECTIVE DATE:** August 28, 1996.

**FOR FURTHER INFORMATION CONTACT:** N. Gerard Zapiain at (202) 482-1090 or Jean Kemp at (202) 482-4037 at Antidumping/Countervailing Enforcement, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230.

### **Background**

On June 14, 1996, the Court of International Trade ("CIT") issued an order remanding to the Department the final results of the Department's reviews of the countervailing duty ("CVD") suspension agreements on miniature carnations and roses and other cut flowers (See 61 Fed. Reg. 9429 (March 8, 1996)). The reviews covered the period January 1, 1993 through December 31, 1993. In its order, the Court granted the defendant's consent motion and ordered: (1) that the Department correct inadvertently-included language in the final results of the administrative reviews; (2) that the remand results be filed with the Court on or before 30 days from the date of the order; and (3) that the administrative record be filed with the Court, if necessary, on or before 70 days from the date of the order. In the final results of the reviews covering the 1993 period, the Department stated that the GOC and Colombian producers/exporters of the subject merchandise were to complete "repayment and/or refinancing for any outstanding peso- and dollar-denominated loans to meet the new short- and long-term benchmarks [within] 90 days" of the publication of the final results in the Federal Register (61 Fed. Reg. at 9434). The Department found in its 1993 final results that all peso-denominated loans given under the programs covered by the suspension agreements had been issued in compliance with the suspension agreements, in accordance with pre-existing benchmarks set by the Department. There is no requirement in the suspension agreements for respondents to refinance loans that the Department has found, in previous review periods, to be in compliance

with the benchmarks in effect at the time of issuance of the loans. Therefore, the Department requested a remand to correct the 1993 final results of the reviews for the limited purpose of removing the requirement to refinance loans that were issued at rates in compliance with Department-set benchmarks.

On July 15, 1996, the Department reconsidered the final results of the reviews in light of the Court's order and determined that it contained improper language. The Department concluded that it cannot compel respondents to comply with conditions not required in the suspension agreements. On July 26, 1996, the CIT affirmed the Department's redetermination. We rescind the requirement that producers/exporters of subject merchandise refinance peso-denominated loans granted in accordance with pre-existing benchmarks.

These amended final results of the reviews are published in accordance with section 751 of the Tariff Act of 1930 as amended and 19 CFR 353.28(c).

Dated: August 22, 1996.

Robert S. LaRussa,

*Acting Assistant Secretary for Import Administration.*

[FR Doc. 96-21968 Filed 8-27-96; 8:45 am]

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### **Export Trade Certificate of Review**

**ACTION:** Notice of application.

**SUMMARY:** The Office of Export Trading Company Affairs ("OETCA"), International Trade Administration, Department of Commerce, has received an application for an Export Trade Certificate of Review. This notice summarizes the conduct for which certification is sought and requests comments relevant to whether the Certificate should be issued.

**FOR FURTHER INFORMATION CONTACT:** W. Dawn Busby, Director, Office of Export Trading Company Affairs, International Trade Administration, (202) 482-5131. This is not a toll-free number.

**SUPPLEMENTARY INFORMATION:** Title III of the Export Trading Company Act of 1982 (15 U.S.C. 4001-21) authorizes the Secretary of Commerce to issue Export Trade Certificates of Review. A Certificate of Review protects the holder and the members identified in the Certificate from state and federal government antitrust actions and from private, treble damage antitrust actions for the export conduct specified in the Certificate and carried out in compliance with its terms and conditions. Section 302(b)(1) of the Act