

(g) For the purposes of the above Export Trade Activities and Methods of Operation, all references to "years of operation" shall mean years beginning on the date the first tranche opens, and ending on the day before the anniversary of that date.

Definitions

"Member" means a member of RMA who has been certified as a "Member" within the meaning of Section 325.1(l) of the Regulations and as listed in Attachment I. Members must sign the Operating Agreement of the RMA/ETCR in order to participate in the certified activities. Any U.S. company that has been actively engaged in the exportation of rice from the United States in each of the past two calendar years, and that wishes to participate in the activities covered by this certificate, may join RMA's membership by executing the Operating Agreement, paying a non-refundable membership fee of \$3,000 per calendar year, and requesting that RMA file for an amending certificate. Membership will remain open until December 31, 1997, and thereafter, shall be open to qualified companies during specified months in the year. Any RMA member that is not a listed Member may join RMA's export trade certificate of review by requesting that RMA file for an amended certificate. All of the rights of Members would become effective as of the date of approval of their Membership by the Department of Commerce. A Member may withdraw from coverage under this certificate at any time by giving written notice to RMA, a copy of which RMA will promptly transmit to the Secretary of Commerce and the Attorney General.

Dated: August 4, 1997.

W. Dawn Busby,

Director, Office of Export Trading Company Affairs.

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DEPARTMENT OF COMMERCE

International Trade Administration, Commerce

Export Trade Certificate of Review

ACTION: Notice of Issuance of an Amended Export Trade Certificate of Review, Application No. 89-3A010.

SUMMARY: The Department of Commerce has issued an amendment to the Export Trade Certificate of Review granted to the Air-Conditioning and Refrigeration Institute ("ARI") on May 10, 1991.

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. Sections 4001-21) authorizes the Secretary of Commerce to issue Export Trade Certificates of Review. The regulations implementing Title III are found at 15 CFR Part 325 (1997).

The Office of Export Trading Company Affairs ("OETCA") is issuing this notice pursuant to 15 CFR 325.6(b), which requires the Secretary of Commerce to publish a summary of a Certificate in the **Federal Register**. Under Section 305(a) of the Act and 15 CFR 325.11(a), any person aggrieved by the Secretary's determination may, within 30 days of the date of this notice, bring an action in any appropriate district court of the United States to set aside the determination on the ground that the determination is erroneous.

Description of Amended Certificate

Export Trade Certificate of Review No. 89-00010, was issued to ARI on May 10, 1991 (56 FR 23284, May 21, 1991), and previously amended on July 6, 1992 (57 FR 30956, July 13, 1992); and February 9, 1995 (60 FR 9011, February 16, 1995).

ARI's Export Trade Certificate of Review has been amended to:

1. Add each of the following companies as new "Members" of the Certificate within the meaning of section 325.2(1) of the Regulations (15 CFR 325.2(1)): Calmac Manufacturing Corporation, Englewood, New Jersey; Des Champs Laboratories, Inc., Natural Bridge Station, Virginia; Elkhart Product Corporation, Geneva, Indiana; IMI Cornelius, Inc., Anoka, Minnesota; Inter-City Products Corporation, USA, Lewisburg, Tennessee; Mainstream Engineering Corporation, Rockledge, Florida; Metal Industries, Inc., Clearwater, Florida; National Comfort Products, Bensalem, Pennsylvania; New Thermal Technologies, Inc., Clearwater, Florida; Refrigerant Recovery Technologies, Inc., Garrett, Indiana; Refron, Inc., Long Island City, New York; SPX Corporation, for the activities of its Robinair Division—HVAC/R Group, Montpelier, Ohio; Russell, Brea, California; Semco, Incorporated, Columbia, Missouri; The Whalen Company, Easton, Maryland; and two subsidiaries of AAF/McQuay Inc.: AAF International, Louisville, Kentucky and McQuay International, Minneapolis, Minnesota;

2. Delete the following companies as "Members" of the Certificate: American ThermaFlo, Springfield, Massachusetts; AAF/McQuay, Inc., Dallas, Texas; Brookside Group, Inc., McCordsville, Indiana; Eaton Corporation, for the activities of its Automotive & Appliance Control Operations, Carol Stream, Illinois; Heat Exchangers, Inc., Skokie, Illinois; New Thermal Technologies, Inc., Clearwater, Florida; and Tomkins Industries, Inc., Dayton, Ohio;

3. Change the listing of the company name of the following current "Members" as follows: change Mestek, Inc., for the activities of its Sterling Radiator Division, to Mestek, Inc., for the activities of its KOLDWAVE Division and its Sterling HVAC Equipment Division; Lau to LAU Industries; MDI Major Diversities, Inc. to Pinnacle Products, Inc.; Miller-Picking Corporation to Miller-Picking International Corporation; NIBCO, Inc., for the activities of its OEM Division to NIBCO, Inc.; and NORDYNE Inc. to NORDYNE, INC.; and

4. Add as new products to be covered as Export Trade under the Certificate within the meaning of section 325.2(j) of the Regulations (15 CFR 325.2(j)): (1) Unit ventilators, (2) air-to-air energy recovery ventilation equipment, (3) desiccant cooling and dehumidification equipment, and (4) refrigerant reclaimers.

A copy of the amended certificate will be kept in the International Trade Administration's Freedom of Information Records Inspection Facility, Room 4102, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230.

Dated: August 4, 1997.

W. Dawn Busby,

Director, Office of Export Trading Company Affairs.

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DEPARTMENT OF COMMERCE

International Trade Administration

North American Free-Trade Agreement, Article 1904 NAFTA Panel Reviews; Request for Panel Review

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

ACTION: Notice of first request for panel review.

SUMMARY: On July 21, 1997 Custom Building Products, Inc. filed a First Request for Panel Review with the

Canadian Section of the NAFTA Secretariat pursuant to Article 1904 of the North American Free-Trade Agreement. Panel review was requested of the final injury determination made by the Canadian International Trade Tribunal, in the material injury investigation respecting Concrete Panels, reinforced with fiberglass mesh, originating in or exported from the United States of America. This determination was published in the *Canada Gazette, Part I, Vol. 13, No. 28, page 1957-58* on July 12, 1997. The NAFTA Secretariat has assigned Case Number CDA-97-1904-01 to this request.

FOR FURTHER INFORMATION CONTACT: James R. Holbein, United States Secretary, NAFTA Secretariat, Suite 2061, 14th and Constitution Avenue, Washington, D.C. 20230, (202) 482-5438.

SUPPLEMENTARY INFORMATION: Chapter 19 of the North American Free-Trade Agreement ("Agreement") establishes a mechanism to replace domestic judicial review of final determinations in antidumping and countervailing duty cases involving imports from a NAFTA country with review by independent binational panels. When a Request for Panel Review is filed, a panel is established to act in place of national courts to review expeditiously the final determination to determine whether it conforms with the antidumping or countervailing duty law of the country that made the determination.

Under Article 1904 of the Agreement, which came into force on January 1, 1994, the Government of the United States, the Government of Canada and the Government of Mexico established *Rules of Procedure for Article 1904 Binational Panel Reviews* ("Rules"). These Rules were published in the **Federal Register** on February 23, 1994 (59 FR 8686).

A first request for panel review was filed with the Canadian Section of the NAFTA Secretariat, pursuant to Article 1904 of the Agreement, on July 21, 1997, requesting panel review of the final material injury investigation described above.

The Rules provide that:

(a) A Party or interested person may challenge the final determination in whole or in part by filing a Complaint in accordance with Rule 39 within 30 days after the filing of the first request for panel review (the deadline for filing a Complaint is August 20, 1997);

(b) A Party, investigating authority or interested person that does not file a Complaint but that intends to appear in support of any reviewable portion of the

final determination may participate in the panel review by filing a Notice of Appearance in accordance with Rule 40 within 45 days after the filing of the first request for panel review (the deadline for filing a notice of appearance is September 4, 1997); and

(c) The panel review shall be limited to the allegations of error of fact or law, including the jurisdiction of the investigating authority, that are set out in the Complaints filed in the panel review and the procedural and substantive defenses raised in the panel review.

Dated: August 4, 1997.

James R. Holbein,

United States Secretary, NAFTA Secretariat.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

(I.D. 072297C)

Food and Agriculture Organization (FAO) Committee on Fisheries Meetings

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of process; developing U.S. positions on FAO fisheries issues.

SUMMARY: Important events occurred at the United Nations Food and Agriculture Organization's (FAO's) meeting of the Committee on Fisheries (COFI) in March 1997. The United States highlighted several fisheries issues for FAO and member countries to take action on in the near future: Managing fishing capacity, seabird bycatch and mortality in longline fisheries, and shark conservation and management.

The United States is working with FAO on preparations designed to lead to an FAO Consultation, with all FAO member countries invited, to consider action plans for all three issues in late 1998. Preparations will include meetings of expert Technical Working Groups (TWGs) with the result that FAO will provide background information and draft plans of action well in advance of the FAO Consultation.

NMFS is involved directly in each of these initiatives and believes that keeping affected industries and interested groups informed is important. The public is invited to contact the individuals identified in supplementary

information to declare interest and receive further information, including the terms of reference for the TWGs when these become available. Public meetings that may be required in the planning for the FAO COFI Consultation will be announced in the **Federal Register**.

ADDRESSES: Questions about this document may be directed to Dean Swanson, Chief, International Fisheries Division, Office of Sustainable Fisheries, NMFS, 1315 East-West Highway, Silver Spring, MD 20910.

FOR FURTHER INFORMATION CONTACT: Dean Swanson, 301-713-2276.

SUPPLEMENTARY INFORMATION:

Management of Fishing Capacity

It is widely recognized that excess fishing effort exerted by unnecessarily large fishing fleets is often a contributing factor to the depletion of fish stocks. Excess fishing capacity can be a major impediment to effective management and a major source of economic waste. Although an international consensus appears to be emerging on the need for improved control of fishing capacity, its implementation at the national, regional, and global levels is proving to be difficult. In order to provide the type of information needed by fisheries managers, policymakers, the fishing sector, and other concerned parties, NMFS has agreed to sponsor or co-sponsor one or more international meetings, with the ultimate aim of producing (i) technical guidelines on how to define, measure and control fishing capacity, and on the causes, consequences, and cures for overcapacity, and (ii) a draft plan of action for consideration at the FAO Consultation. The exact objectives and terms of reference for the capacity TWG are still under discussion with FAO and Japan.

The United States is the principal sponsor of a proposed TWG on Fishing Capacity, with FAO and Japan also contributing some funds. The TWG is tentatively scheduled to be held in La Jolla, CA, in early 1998. Followup meetings leading to a plan of action are likely to be co-sponsored by the United States and Japan.

NMFS Contact: *regarding the TWG*, Pamela Mace

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