

DEPARTMENT OF COMMERCE**International Trade Administration**

[A-428-815, C-428-817]

Notice of Final Results of Changed Circumstances Antidumping Duty and Countervailing Duty Reviews and Revocation of Orders in Part: Certain Corrosion-Resistant Carbon Steel Flat Products From Germany

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

ACTION: Notice of final results of changed circumstances antidumping duty and countervailing duty reviews and revocation of orders in part.

EFFECTIVE DATE: September 22, 1999.

SUMMARY: On June 11, 1999, the U.S. Department of Commerce (the Department) received a request on behalf of Bethlehem Steel Corporation, Ispat Inland Steel, LTV Steel Company, Inc., National Steel Corporation, and U.S. Steel Group, a unit of USX Corporation, petitioners in the above mentioned cases, for changed circumstances antidumping (AD) and countervailing duty (CVD) reviews for the purpose of revoking, in part, the AD and CVD orders with respect to specific corrosion-resistant carbon steel flat products from Germany. Petitioners' letter confirmed a lack of interest in the continuation of the AD and CVD orders with respect to the subject merchandise defined in the Scope of the Review section below.

Accordingly, on August 2, 1999, the Department published a notice of initiation and preliminary results of changed circumstances reviews and intent to revoke these orders in part (64 FR 41916). We gave interested parties an opportunity to comment on the preliminary results of these changed circumstances reviews. No comments were received.

FOR FURTHER INFORMATION CONTACT: Barbara Chaves (202-482-0414) or Linda Ludwig (202-482-3833), Antidumping and Countervailing Duty Enforcement Group III, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington DC 20230.

SUPPLEMENTARY INFORMATION:**Applicable Statute and Regulations**

Unless otherwise indicated, all citations to the statute are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Tariff Act of 1930 (the Act)

by the Uruguay Round Agreements Act (URAA). In addition, unless otherwise indicated, all citations to the Department's regulations are to the regulations at 19 CFR part 351 (April 1998).

Background

On August 17, 1993, the Department published the CVD order on certain corrosion-resistant carbon steel flat products from Germany (58 FR 43756). On August 19, 1993, the Department published the AD order on certain corrosion-resistant carbon steel flat products from Germany (58 FR 44170).

On June 11, 1999, petitioners requested partial revocation of the AD and CVD orders with respect to specific corrosion-resistant carbon steel flat products from Germany described below pursuant to section 751(b)(1) of the Act and § 351.222(g) of the Department's regulations. On August 2, 1999, the Department published a notice of initiation and preliminary results of changed circumstances reviews and intent to revoke these orders in part. We gave interested parties an opportunity to comment on the preliminary results of these changed circumstances reviews. No comments were received.

Scope of the Reviews

The corrosion-resistant steel products covered by these AD/CVC orders include flat-rolled carbon steel products, of rectangular shape, either clad, plated, or coated with corrosion-resistant metals such as zinc, aluminum, or zinc-, aluminum-, nickel- or iron-based alloys, whether or not corrugated or painted, varnished or coated with plastics or other nonmetallic substances in addition to the metallic coating, in coils (whether or not in successively superimposed layers) and of a width of 0.5 inch or greater, or in straight lengths which, if of a thickness less than 4.75 millimeters, are of a width of 0.5 inch or greater and which measures at least 10 times the thickness or if of a thickness of 4.75 millimeters or more are of a width which exceeds 150 millimeters and measures at least twice the thickness, as currently classifiable in the HTS under item numbers 7210.31.0000, 7210.39.0000, 7210.41.0000, 7210.49.0030, 7210.49.0090, 7210.60.0000, 7210.70.6030, 7210.70.6060, 7210.70.6090, 7210.90.1000, 7210.90.6000, 7210.90.9000, 7212.21.0000, 7212.29.0000, 7212.30.1030, 7212.30.1090, 7212.30.3000, 7212.30.5000, 7212.40.1000, 7212.40.5000, 7212.50.0000, 7212.60.0000, 7215.90.1000, 7215.90.5000,

7217.12.1000, 7217.13.1000, 7217.19.1000, 7217.19.5000, 7217.22.5000, 7217.23.5000, 7217.29.1000, 7217.29.5000, 7217.32.5000, 7217.33.5000, 7217.39.1000, and 7217.39.5000.

Although the HTSUS subheadings are provided for convenience and Customs purposes, the written description of the merchandise under review is dispositive.

Included in these orders are flat-rolled products of nonrectangular cross-section where such cross-section is achieved subsequent to the rolling process (i.e., products which have been "worked after rolling")—for example, products which have been bevelled or rounded at the edges. Excluded from these orders are flat-rolled steel products either plated or coated with tin, lead, chromium, chromium oxides, both tin and lead ("terne plate"), or both chromium and chromium oxides ("tin-free steel"), whether or not painted, varnished or coated with plastics or other nonmetallic substances in addition to the metallic coating. Also excluded are clad products in straight lengths of 0.1875 inch or more in composite thickness and of a width which exceeds 150 millimeters and measures at least twice the thickness, and certain clad stainless flat-rolled products, which are three-layered corrosion-resistant carbon steel flat-rolled products less than 4.75 millimeters in composite thickness that consist of a carbon steel flat-rolled product clad on both sides with stainless steel in a 20%-60%-20% ratio.

Merchandise covered by these changed circumstances reviews and partial revocations are shipments of certain corrosion-resistant carbon steel flat products that are deep-drawing carbon steel strip, roll-clad on both sides with aluminum (AlSi) foils in accordance with St3 LG as to EN 10139/10140. The merchandise's chemical composition encompasses a core material of U St 23 (continuous casting) in which carbon is less than 0.08; manganese is less than 0.30; phosphorous is less than 0.20; sulfur is less than 0.015; aluminum is less than 0.01; and the cladding material is a minimum of 99% aluminum with silicon/copper/iron of less than 1%. The products are in strips with thicknesses of 0.07mm to 4.0mm (inclusive) and widths of 5mm to 800mm (inclusive). The thickness ratio of aluminum on either side of steel may range from 3%/94%/3% to 10%/80%/10%.

Final Results of Changed Circumstances AD and CVD Reviews, and Revocation of Orders in Part

Based on the affirmative statement of no interest by petitioners, combined with the lack of comments from interested parties, the Department has determined that substantially all of the domestic producers have no further interest in maintaining these orders with respect to certain corrosion-resistant carbon steel flat products, described above, in accordance with section 782(h) of the Act. This lack of interest by domestic producers constitutes changed circumstances sufficient to warrant partial revocation of these orders. Therefore, the Department is partially revoking these orders on certain corrosion-resistant carbon steel flat products with respect to deep-drawing carbon steel strip, roll-clad on both sides with aluminum (AlSi) foils in accordance with St3 LG as to EN 10139/10140, as described above, in accordance with sections 751(b) and 782(h) of the Act and 19 CFR 351.216(d). This partial revocation applies to all unliquidated entries of certain corrosion-resistant carbon steel flat products described above that are not covered by the final results of an administrative review.

The Department will instruct the U.S. Customs Service to proceed with liquidation, without regard to antidumping or countervailing duties, of all unliquidated entries of deep-drawing carbon steel strip, roll-clad on both sides with aluminum (AlSi) foils in accordance with St3 LG as to EN 10139/10140, as described above, as provided under section 778 of the Act.

These changed circumstances administrative reviews, partial revocations of the antidumping duty and countervailing duty orders and notice are in accordance with sections 751(b) and 782(h) of the Act and §§ 351.216, 351.221(c)(3) and 351.222(g)(1)(i) of the Department's regulations.

Dated: September 14, 1999.

Richard W. Moreland,

Acting Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE International Trade Administration

[C-475-819]

Amendment to Certain Pasta From Italy: Final Results of the Second Countervailing Duty Administrative Review

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

ACTION: Amendment of Final Results of Countervailing Duty Administrative Review.

SUMMARY: On August 16, 1999, the Department of Commerce published in the **Federal Register** its final results of the second administrative review of the countervailing duty order on certain pasta from Italy for the period January 1, 1997 to December 31, 1997 (64 FR 44489). After publishing the final results, we discovered one calculation error, and we received a timely filed allegation regarding another ministerial error.

EFFECTIVE DATE: September 22, 1999.

FOR FURTHER INFORMATION CONTACT: Vincent Kane, Sally Hastings or Suresh Maniam, AD/CVD Enforcement, Group I, Office 1, Import Administration, US Department of Commerce, Room 1870, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone (202) 482-2815, 482-3463, 482-0176, respectively.

Corrections

Audisio Industrie Alimentari S.p.A ("Audisio") and *Pastificio Fabianelli S.p.A* ("Fabianelli")

The Department of Commerce ("the Department") inadvertently miscalculated the duty rates for respondents Audisio and Fabianelli. In the final notice, we specified a total duty rate of 1.03 percent for Audisio and 0.49 percent for Fabianelli. In calculating these rates, we erroneously attributed a European Social Fund (ESF) subsidy rate in the amount of 0.04 percent to Fabianelli. The ESF subsidy rate instead should have been attributed to Audisio. Neither the petitioners¹ nor the respondents have made a ministerial error allegation with respect to this miscalculation, and the Department is correcting this error on its own initiative.

¹ The petitioners in this review are Borden, Inc., Hershey Foods Corp. and Gooch Foods, Inc.

Delverde, Srl ("Delverde") and *Tamma Industrie Alimentari, Srl* ("Tamma")

On August 26, 1999, respondent (Delverde/Tamma) timely filed a ministerial error allegation. Delverde/Tamma states that, with respect to one publicity grant, the Department should not have countervailed the entire amount of the grant, but instead should have countervailed only that portion of the grant attributable to pasta products. Respondent further states that countervailing only the pasta portion of the grant would be consistent with our previous calculations in the original investigation (see *Final Affirmative Countervailing Duty Determination: Certain Pasta from Italy* 61 FR 30288, 30303 (June 14, 1996)) and the first administrative review (see *Certain Pasta from Italy: Final Results of the Countervailing Duty Administrative Review*, 63 FR 43905, 43907 (August 17, 1998)). We agree with the respondent that the Department inadvertently countervailed the entire amount of the grant rather than only that portion of the grant received for pasta products. The petitioners have not commented on this ministerial error allegation. We have made the suggested corrections for the amended final results.

Amended Final Results of Review

Pursuant to the Department's regulations at 19 CFR 351.224(e), we correct the duty rates for Audisio, Fabianelli, Delverde, and Tamma to be as follows:

AD VALOREM RATES

Producer/Exporter	01/01/97 through 12/31/97 (percent)
Audisio Industrie Alimentari S.p.A.	1.07
Pastificio Fabianelli S.p.A.	0.45
Delverde, Srl	3.98
Tamma Industrie Alimentari, Srl ..	3.98

The Department will instruct the US Customs Service ("Customs") to assess countervailing duties on all appropriate entries on or after January 1, 1997, and on or before December 31, 1997. The Department will issue liquidation instructions directly to Customs. The amended deposit requirements are effective for all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice and shall remain in effect until publication of the final results of the next administrative review.

This notice serves as a reminder to all parties subject to an administrative protective order (APO) of their