

section 751(a)(2)(B)(iii) of the Act and section 353.22(h)(4) of the Department's interim regulations, will no longer be permitted and, should the final results yield a margin of dumping, a cash deposit will be required for each entry of the merchandise.

The following deposit requirements will be effective upon publication of the final results of this new shipper antidumping duty administrative review for all shipments of certain welded carbon steel standard pipes and tubes from India entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided by section 751(a)(1) of the Act: (1) the cash deposit rate for the reviewed companies will be those established in the final results of this new shipper administrative review; (2) for exporters not covered in this review, but covered in previous reviews or the original less-than-value (LTFV) investigation, the cash deposit rate will continue to be the company-specific rate published for the most recent period; (3) if the exporter is not a firm covered in this review, previous reviews, or the original LTFV investigation, but the manufacturer is, the cash deposit rate will be that established for the most recent period for the manufacturer of the merchandise; and (4) the cash deposit rate for all other manufacturers or exporters will continue to be 7.08 percent, the all-others rate established in the LTFV investigation (51 FR 17384, May 12, 1986).

These requirements, when imposed, shall remain in effect until publication of the final results of the next administrative review.

This notice serves as a preliminary reminder to importers of their responsibility under 19 CFR 353.36 to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in the Secretary's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of double antidumping duties.

This new shipper administrative review and notice are in accordance with section 751(a)(2)(B) of the Act (19 U.S.C. 1675(a)(2)(B)) and Section 19 CFR 353.22(h) 1996.

Dated: April 23, 1997.

Robert S. LaRussa,

Acting Assistant Secretary for Import Administration.

[FR Doc. 97-11381 Filed 4-30-97; 8:45 am]

BILLING CODE 3510-DS-M

DEPARTMENT OF COMMERCE

International Trade Administration

Export Trade Certificate of Review

ACTION: Notice of Issuance of an Amended Export Trade Certificate of Review, Application No. 95-A0005.

SUMMARY: The Department of Commerce has issued an amendment to the Export Trade Certificate of Review granted to The Connell Company ("TCC"). Notice of issuance of the Certificate was published in the **Federal Register** on December 1, 1995 (60 FR 61682).

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 (1996).

The Office of Export Trading Company Affairs is publishing this notice pursuant to 15 CFR 325.6(b), which requires the Department 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

TCC's Certificate has been amended to expand the covered Products to include all "japonica rice (including rough/paddy, brown, and milled japonica rice)."

Effective Date: January 15, 1997.

Dated: April 24, 1997.

W. Dawn Busby,

Director, Office of Export Trading Company Affairs.

[FR Doc. 97-11287 Filed 4-30-97; 8:45 am]

BILLING CODE 3510-DR-P

DEPARTMENT OF COMMERCE

International Trade Administration

Export Trade Certificate of Review

ACTION: Notice of Issuance of an Export Trade Certificate of Review, Application No. 97-00001.

SUMMARY: The Department of Commerce has issued an Export Trade Certificate of Review to Dairy Marketing Information Association. This notice summarizes the conduct for which certification has been granted.

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.

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Description of Certified Conduct

Export Trade Products

Dry sweet whey; 35% whey protein concentrate ("WPC"), and edible grade lactose. (Standard Industrial Classification Code 202-2023)

Export Trade Facilitation Services (as they Relate to the Export of Products)

Export Trade Facilitation Services including professional services in the areas of consulting, marketing and trade promotion, legal assistance, communication and processing of sales leads and export orders, and negotiation of price to be paid by foreign buyer.

Export Markets

The Export Markets include all parts of the world except the United States (the fifty states of the United States, District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, and the Trust Territory of the Pacific Islands).

Export Trade Activities and Methods of Operation

Subject to the requirements in Paragraph 14, as applicable,

DMIA and/or one or more Members may:

1. Enter into joint discussions, negotiations, and bidding with foreign buyers regarding the purchase of Products.

2. Act jointly to negotiate and establish export prices for Products to be marketed through DMIA's Export Trade Facilitation Services, in connection with actual or potential bona fide export opportunities, provided that each DMIA Member remains free to deviate from the joint export price in independently exporting its Products not dedicated to DMIA.

3. Act jointly to establish sales strategies for Products in the Export Markets.

4. Process export orders for Products on behalf of DMIA Members.

5. Exchange information regarding export transactions of Products, including:

a. information that is already available to the dairy industry or to the general public;

b. information on costs specific to the Export Markets (such as ocean freight, inland freight to the terminal or port, terminal or port storage, wharfage and handling charges, insurance, agents, commissions, export sales documentation and service, and export sales financing);

c. information about U.S. and foreign legislation and regulations affecting sales of Products to Export Markets;

d. information about the price, quantity, and delivery dates of Products supplied by DMIA Members for export through DMIA's Export Trade Facilitation Services;

e. information about terms and conditions of contracts for sales of Products in the Export Markets to be considered by DMIA Members, including specifications from particular customers as well as customary terms and conditions;

f. information about DMIA's international marketing efforts and promotional activities regarding Products undertaken by DMIA on behalf of its Members;

g. information about orders for Products received by DMIA; and

h. information about the independent export operations of DMIA Members regarding Products, including but not limited to, sales and distribution networks established by DMIA Members, and prior export sales (including foreign customer and export price information).

6. Jointly sponsor promotional, sales and marketing efforts aimed at developing existing or new Export Markets for Products.

7. Provide through DMIA Export Trade Facilitation Services to assist the export of Members' Products.

8. Share among the Members, on the basis of each Member's proportionate supply of Product for a particular export transaction, the net revenue resulting from such export sale of Products through DMIA, and the cost of associated Export Trade Facilitation Services.

9. Select a Member to negotiate and arrange for transportation of Products.

10. Reimburse through DMIA the transport costs expended by the Member responsible for transporting the Products for a particular export sale transacted through DMIA's clearing services, where such transport costs are shared by the Members proportionate to the quantity of the Product that each Member supplies for that particular export transaction.

11. Meet to engage in the activities described in paragraphs one through ten above.

12. Utilize staff of the Wisconsin Federation of Cooperatives or, as needed the staff of a Member cooperative to implement the activities described in paragraphs one through eleven above.

13. Refuse to provide export clearing services for Products and participation in the other activities described in paragraphs one through twelve above to non-members.

14. DMIA may conduct the above mentioned Export Trade Activities provided, however, that:

a. each DMIA Member shall independently determine: (1) whether to participate in any particular export sale, and (2) the quantity of a Product that Member will make available for sale in the Export Markets; and

b. in the event of an overcommitment of the Products from the Members, DMIA may have subsequent communications with Members who have made commitments to reduce the quantities committed to meet the amount of the Products needed.

Terms and Conditions of Certificate

(a) Except as provided in paragraph 5(b) of Export Trade Activities and Methods of Operation, neither DMIA nor any member shall intentionally disclose, to any other Member any information about its costs, output, capacity, inventories, domestic prices, domestic sales, domestic orders, terms of domestic marketing or sale, or U.S. business plans, strategies or methods that is not already generally available to the trade or public.

(b) Participation by a Member in any Export Trade Activity or Method of Operation under this Certificate shall be entirely voluntary as to that Member, subject to the honoring of contractual commitments. A member may withdraw from coverage under this Certificate at any time by giving written notice to DMIA, a copy of which DMIA shall promptly transmit to the Departments of Commerce and Justice.

(c) DMIA and its members will comply with requests made by the Secretary of Commerce on behalf of the Secretary or the Attorney General for information or documents relevant to conduct under the Certificate. The

Secretary of Commerce will request such information or documents when either the Attorney General or the Secretary of Commerce believes that the information or documents are required to determine that the Export Trade, Export Trade Activities, and Methods of Operation of a person protected by this Certificate of Review continue to comply with the standards of section 303(a) of the Act.

Members (Within the Meaning of Section 325.2(1) of the Regulations)

Land O'Lakes, Inc., Minneapolis, MN; Foremost Farms USA, Baraboo, WI; Mid-America Dairymen, Inc., Springfield, MO; Ellsworth Cooperative Creamery Association, Ellsworth, WI; Darigold Farms, Seattle, WA; Associated Milk Producers, Inc. (AMPI), Arlington, TX; Alto Dairy Cooperative, Waupun, WI; Swiss Valley Farms, Co., Davenport, IA; First District Association, Litchfield, MN; and Dairymen's Cooperative Creamery Association, Tulare, CA.

Protection Provided by Certificate

This Certificate protects DMIA, its Members, and their directors, officers, employees and agents acting on their behalf, from private treble damage actions and governmental criminal and civil suits under U.S. federal and state antitrust laws for the export conduct specified in the Certificate and carried out during its effective period in compliance with its terms and conditions.

Effective Period of Certificate

This Certificate continues in effect from the effective date indicated below until it is relinquished, modified, or revoked as provided in the Act and the Regulations.

Other Conduct

Nothing in this Certificate prohibits DMIA or its Members from engaging in conduct not specified in this Certificate, but such conduct is subject to the normal application of the antitrust laws. Notwithstanding the preceding sentence, nothing in this Certificate shall reduce, diminish or otherwise affect DMIA's or its members rights and protections under existing law, including the Cooperative Marketing Act of 1926, 7 U.S.C. Section 455 and the Capper-Volstead Act, 7 U.S.C. Section 291.

Disclaimer

The issuance of this Certificate of Review to DMIA by the Secretary of Commerce with the concurrence of the Attorney General under the provisions of the Act does not constitute, explicitly

or implicitly, an endorsement or opinion by the United States Government concerning either (a) The viability or quality of the business plans of DMIA or its Members or (b) the legality of such business plans of DMIA or its Members under the laws of the United States (other than as provided in the Act) or under the laws of any foreign country.

The application of this Certificate to conduct in export trade where the United States Government is the buyer or where the United States Government bears more than half the cost of the transaction is subject to the limitations set forth in Section V.(D.) of the "Guidelines for Issuance of Export Trade Certificates of Review (Second Edition)," 50 Fed. Reg. 1786 (January 11, 1985).

In accordance with the authority granted under the Act and Regulations, this Export Trade Certificate of Review is hereby granted to DMIA.

A copy of this 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: April 25, 1997.

W. Dawn Busby,

Director, Office of Export Trading Company Affairs.

[FR Doc. 97-11288 Filed 4-30-97; 8:45 am]

BILLING CODE 3510-DR-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

Regulations Governing the Small Take of Marine Mammals

ACTION: Proposed collection; Comment request.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)).

DATES: Written comments must be submitted on or before June 30, 1997.

ADDRESSES: Direct all written comments to Linda Engelmeier, Departmental Forms Clearance Officer, Department of Commerce, Room 5327, 14th and

Constitution Avenue, NW., Washington DC 20230.

FOR FURTHER INFORMATION CONTACT:

Requests for additional information or copies of the information collection instrument(s) and instructions should be directed to Kenneth Hollingshead, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910 (301-713-2055).

SUPPLEMENTARY INFORMATION:

I. Abstract

The harassment, injury or death of marine mammals is prohibited by the Marine Mammal Protection Act (MMPA), unless permitted, exempted, or otherwise authorized. Provided the taking (harassment, injury, mortality) is negligible, maritime activities that result in the incidental taking of marine mammals need an authorization under the MMPA to avoid prosecution under the MMPA. The Act requires applicants to submit information justifying the authorization. The MMPA also requires monitoring and reporting on marine mammal interactions with the activity.

II. Method of Collection

No forms are used. Applications and reports follow guidelines in the regulations or established with authorizations.

III. Data

OMB Number: 0648-0151.

Form Number: None.

Type of Review: Regular Submission.

Affected Public: Anyone, other than commercial fishermen, conducting activities that could result in an incidental take of marine mammals. The most common applicants are university researchers, oil and gas exploration companies, and Federal agencies.

Estimated Number of Respondents: 35.

Estimated Time Per Response: 60 hours (requests for regulations average 483 hours, applications for Letters of Authorization average 3 hours, applications for Incidental Harassment Authorizations average 200 hours, and reports range from 30-150 hours a response (depending upon the complexity of the activity).

Estimated Total Annual Burden Hours: 3,076.

Estimated Total Annual Cost to Public: \$0 (no material or equipment will need to be purchased to provide information).

IV. Request for Comments

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance

of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: April 24, 1997.

Linda Engelmeier,

Departmental Forms Clearance Officer, Office of Management and Organization.

[FR Doc. 97-11261 Filed 4-30-97; 8:45 am]

BILLING CODE 3510-22-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 042197B]

Environmental Impact Statement (EIS) for the Proposed Consolidation of NOAA Facilities in Juneau, AK

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

ACTION: Notice of Intent to Prepare a Supplemental Draft Environmental Impact Statement (SDEIS).

SUMMARY: NOAA announces its intention to prepare an SDEIS in accordance with the National Environmental Policy Act of 1969 for the proposed consolidation of NOAA/NMFS facilities in Juneau, AK. The University of Alaska may also jointly develop facilities as part of the proposed consolidation. NOAA will be considering five alternatives in the SDEIS: No action, expand Auke Bay Laboratory, North Mendenhall site, Auke Cape site, and the new Lena Point site. The purpose of issuing a SDEIS is to evaluate an additional project siting alternative at Lena Point in the City and Borough of Juneau, AK.

DATES: Written comments on the intent to prepare a SDEIS will be accepted on or before June 2, 1997. Scoping meetings are scheduled as follows:

1. May 21, 1997, 1 p.m., Federal Building, Juneau, AK.