

and the terms of an APO is a sanctionable violation.

This amendment of final results of administrative review and notice are in accordance with section 751(a)(1) of the Act (19 U.S.C. 1675(a)(1)) and 19 CFR 353.22.

Dated: April 25, 1997.

Robert S. LaRussa,

Acting Assistant Secretary for Import Administration.

[FR Doc. 97-11656 Filed 5-2-97; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-803]

Heavy Forged Hand Tools from the People's Republic of China: Notice of Amendment of Final Results of Antidumping Administrative Review

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

ACTION: Notice of Amendment of Final Results of Antidumping Duty Administrative Review.

SUMMARY: The Department of Commerce (the Department) is amending its final results of administrative reviews of the antidumping duty orders on heavy forged hand tools (HFHTs) from the People's Republic of China (PRC), published on October 1, 1996, to reflect the correction of ministerial errors made in the margin calculations for those final results. We are publishing this amendment to the final results in accordance with 19 CFR 353.28(c).

EFFECTIVE DATE: May 5, 1997.

FOR FURTHER INFORMATION CONTACT: Rebecca Trainor or Maureen Flannery, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington D.C. 20230; telephone (202) 482-4733.

Applicable Statute

Unless otherwise stated, 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 current regulations, as amended by the interim regulations published in the **Federal Register** on May 11, 1995 (60 FR 25130).

SUPPLEMENTARY INFORMATION:

Background

On April 5, 1996, the Department published the preliminary results of our administrative review of HFHTs from the PRC (61 FR 15218) for the period February 1, 1994 through January 31, 1995. We published the final results of review on October 1, 1996 (61 FR 51269). On October 7, 1996, we received a timely allegation from respondents Fujian Machinery & Equipment Import & Export Corporation (FMEC) and Shandong Machinery Import & Export Corporation (SMC) that the Department made ministerial errors in the final results. These errors were not corrected by the Department prior to the time the parties filed suit with the Court of International Trade (CIT). Therefore, leave was requested to correct the clerical errors in this case. On March 6, 1997, the CIT issued an order granting leave to the Department to correct ministerial errors in these final results.

Scope of Review

Imports covered by these reviews are shipments of HFHTs from the PRC comprising the following classes or kinds of merchandise: (1) Hammers and sledges with heads over 1.5 kg (3.33 pounds) (hammers/sledges); (2) bars over 18 inches in length, track tools and wedges (bars and wedges); (3) picks/mattocks; and (4) axes/adzes.

HFHTs include heads for drilling, hammers, sledges, axes, mauls, picks, and mattocks, which may or may not be painted, which may or may not be finished, or which may or may not be imported with handles; assorted bar products and track tools including wrecking bars, digging bars and tampers; and steel woodsplitting wedges. HFHTs are manufactured through a hot forge operation in which steel is sheared to required length, heated to forging temperature, and formed to final shape on forging equipment using dies specific to the desired product shape and size. Depending on the product, finishing operations may include shot-blasting, grinding, polishing and painting, and the insertion of handles for handled products. HFHTs are currently provided for under the following Harmonized Tariff System (HTS) subheadings: 8205.20.60, 8205.59.30, 8201.30.00, and 8201.40.60. Specifically excluded are hammers and sledges with heads 1.5 kg (3.33 pounds) in weight and under, hoes and rakes, and bars 18 inches in length and under.

Amended Final Results

On October 7, 1996, FMEC and SMC alleged that the Department committed ministerial errors in calculating the final antidumping duty margin. Respondents alleged that, in the calculation sheet for bars exported by SMC, the Department included one observation twice, which led to the misalignment of the column for per unit foreign inland freight.

Second, the respondents alleged that the Department made errors in calculating the factor values for anti-damp paper, the iron knot/iron button, and resin glue. Specifically, respondents claim that the Department made clerical errors in determining which import values were too small to be included in the overall weighted averages the Department calculated for these factor values.

We have reviewed these allegations, and agree with respondents in part. We agree that we included one observation twice in the calculation sheet for bars exported by SMC, which resulted in a misalignment of the inland freight column in the calculation sheet. We have amended the final results by deleting the duplicate observation. We also agree with respondents that we incorrectly calculated the factor value for resin glue. We have recalculated this factor value by adding imports from Denmark to, and subtracting imports from the United Arab Emirates from, the weighted average calculation. As a result of these corrections, the margin for bars exported from SMC has changed from 42.97 percent to 42.11 percent. No other margins were affected.

We disagree with respondents that we incorrectly calculated factor values for anti-damp paper and the iron knot/iron button. With respect to anti-damp paper, we note that our final factor value memorandum inaccurately stated that we did not include Swedish imports in our weighted-average factor value calculation. However, it is clear from the factor value calculation sheet attached to our analysis memorandum that we did include Swedish data in the weighted-average factor value for anti-damp paper. The analysis memorandum should state that we did not include imports from the United Kingdom and Switzerland. See Final Analysis Memorandum dated September 23, 1996, and Final Factor Value Memorandum dated September 23, 1996, on file in room B-099 of the Commerce Department.

With respect to the iron knot/iron button, respondents are incorrect in stating that the import data show that the quantity imported from the Netherlands was 130 kgs., and that, if

we excluded that quantity, we should have also excluded imports from Switzerland of 123 kgs. in our factor value calculation. The import data show that the quantity imported from the Netherlands was 60 kgs., rather than 130 kgs., as respondents state. Data for imports from Switzerland (113 kgs.), which we did include in the weighted-average factor value for the iron knot/iron button, were significantly greater. Therefore, we properly included imports from Switzerland in the weighted average factor value calculation.

Amended Final Results of Review

Upon review of the submitted allegation, the Department has determined that the following margins exist for the period February 1, 1994 through January 1, 1995:

Manufacturer/exporter	Margin (percent)
Fujian Machinery & Equipment Import & Export Corp.:	
Axes/Adzes	8.74
Bars/Wedges	13.20
Hammers/Sledges	7.44
Picks/Mattocks	83.47
Shandong Machinery Import & Export Corp.:	
Bars/Wedges	42.11
Hammers/Sledges	14.70
Picks/Mattocks	70.31
PRC-Wide Rates:	
Axes/Adzes	21.92
Bars/Wedges	66.32
Hammers/Sledges	44.41
Picks/Mattocks	108.20

The Department shall determine, and the Customs Service shall assess, antidumping duties on all appropriate entries. Individual differences between United States price and normal value may vary from the percentages stated above. The Department will issue appraisal instructions directly to the Customs Service.

There is no change to the current cash deposit requirement for shipments of HFHTs from the PRC. The current cash deposit rates were established in the final results of administrative review of these orders for the February 1, 1995 through January 31, 1996 period, 62 FR 11813, March 13, 1997.

This notice serves as a final reminder to importers of their responsibility under section 353.26 of the Department's regulations to file a certificate regarding 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 amendment of final results of review and notice are in accordance with section 751(h) of the Act (19 U.S.C. 1675(h)) and 19 CFR 353.28(c).

Dated: April 29, 1997.

Robert S. LaRussa,

Acting Assistant Secretary for Import Administration.

[FR Doc. 97-11653 Filed 5-2-97; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-122-814]

Pure Magnesium from Canada; Preliminary Results of Antidumping Duty Administrative Review

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

ACTION: Notice of preliminary results of antidumping duty administrative review.

SUMMARY: In response to a request from one respondent, the Department of Commerce (the Department) is conducting an administrative review of the antidumping duty order on pure magnesium from Canada. The review covers one manufacturer/exporter of the subject merchandise to the United States for the period August 1, 1995 through July 31, 1996.

We have preliminarily determined that U.S. sales have not been made below the normal value (NV). We invite interested parties to comment on these preliminary results. Parties who submit comments in this proceeding are requested to submit with each argument (1) A statement of the issue, and (2) a brief summary of the argument.

EFFECTIVE DATE: May 5, 1997.

FOR FURTHER INFORMATION CONTACT: Mark Ross or Richard Rimlinger, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230, telephone: (202) 482-4733.

SUPPLEMENTARY INFORMATION:

The Applicable Statute

Unless otherwise indicated, all citations to the Tariff Act of 1930, as amended (the Tariff Act), are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Tariff Act by the Uruguay Round Agreements Act. In

addition, unless otherwise indicated, all citations to the Department's regulations are to the current regulations as amended by the interim regulations published in the **Federal Register** on May 11, 1995 (60 FR 25130).

Background

On August 31, 1992, the Department published in the **Federal Register** (57 FR 39399) the antidumping duty order on pure magnesium from Canada. On August 12, 1996, the Department published a notice of "Opportunity to Request Administrative Review" of this antidumping duty order for the period of August 1, 1995 through July 31, 1996 (61 FR 41768). We received a timely request for review from the respondent, Norsk Hydro Canada Inc. (NHCI). On September 17, 1996, the Department initiated a review of NHCI (61 FR 48883).

Scope of the Review

The product covered by this review is pure magnesium. Pure unwrought magnesium contains at least 99.8 percent magnesium by weight and is sold in various slab and ingot forms and sizes. Granular and secondary magnesium are excluded from the scope currently classified under subheading 8104.11.0000 of the Harmonized Tariff Schedule (HTS). The HTS item number is provided for convenience and for Customs purposes. The written description remains dispositive.

The review covers one Canadian manufacturer/exporter, NHCI, and the period August 1, 1995 through July 31, 1996.

Export Price (EP)

We calculated an EP for NHCI's U.S. transaction in accordance with section 772(a) of the Tariff Act because the subject merchandise was sold to an unaffiliated U.S. purchaser prior to the date of importation.

We calculated EP based on the packed and delivered price to the unaffiliated customer in the United States. We made deductions from the gross unit price for freight in accordance with section 772(c)(2)(A) of the Tariff Act.

No other adjustment to EP was claimed or allowed.

Normal Value (NV)

We compared the aggregate quantity of home market and U.S. sales and found the quantity of foreign like product the respondent sold in the exporting country was sufficient to permit a proper comparison with the sale of the subject merchandise to the United States pursuant to section 773(a) of the Tariff Act. Specifically, we found