

responsibility under 19 CFR 353.26 to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during the 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 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 Sec. 353.34(d). Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested.

Failure to comply with the regulations and terms of an APO is a violation which is subject to sanction.

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

Dated: July 10, 1997.

Robert S. LaRussa,

Acting Assistant Secretary for Import Administration.

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DEPARTMENT OF COMMERCE

International Trade Administration

[Docket No. 970424097-7169-02]

RIN 0625-ZA05

Market Development Cooperator Program (MDCP)

AGENCY: International Trade Administration (ITA), Commerce.

ACTION: Notice of clarification of award period.

SUMMARY: It has come to the attention of ITA that its existing limitation on the period over which MDCP funds can be expended may be in conflict with the standard provision contained in all Department of Commerce notices of funds availability concerning the extension of the period of performance under the award. The purpose of this notice is to clarify existing ITA discretion on the maximum award period and the time over which MDCP award funds may be expended.

All five MDCP notices requesting applications contained the following language:

Award Period: Funds may be expended over the period of time required to complete the scope of work, but not to exceed three (3) years from the date of the award.

This limitation was included in the following **Federal Register** notices: 58 FR 4153, January 13, 1993; 59 FR 21750, April 26, 1994; 60 FR 10353, February 24, 1997; 61 FR 30033, June 13, 1996; and 62 FR 29710, June 2, 1997.

The intent of the above-referenced language, viewed in the context of inviting MDCP applications, was to solicit initial applications with comparable award and budget periods for purposes of evaluation. The three year award period was not mandated by the MDCP authorizing legislation at 15 U.S.C. 4723. All applications complied with the funding limitation specified by ITA. This language, however, was not intended to prohibit the ITA and the Grants Officer from extending the end date of an MDCP award beyond three years for justified reasons. As specified in the following standard provision of the **Federal Register** notices:

Other Requirements

(4) No Obligation for Future Funding.—If an application is selected for funding, the Department of Commerce has no obligation to provide any additional further funding in connection with that award. Renewal of an award to increase funding or extend the period of performance is at the total discretion of the Department of Commerce.

Accordingly, it is consistent with the above-referenced **Federal Register** notices to allow for extensions of MDCP awards beyond three years if such extensions are in the best interest of ITA and the award recipient.

FOR FURTHER INFORMATION CONTACT:

Jerome S. Morse, Director Resource Management and Planning Staff, Trade Development, ITA, Room 3211, Washington, DC 20230, (202) 482-3197.

Dated: July 15, 1997.

Jerome S. Morse,

Director, Resource Management and Planning Staff Trade Development.

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DEPARTMENT OF COMMERCE

International Trade Administration

North American Free-Trade Agreement (NAFTA), Article 1904 Binational Panel Reviews: Notice of Termination of Panel Review

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

ACTION: Notice of Termination of Panel Review of the final antidumping duty determination made by the International Trade Administration in the eighth administrative review respecting Porcelain-on-Steel Cookware From Mexico. (Secretariat File No. USA-97-1904-05).

SUMMARY: Pursuant to the Notice of Motion to Terminate the Panel Review by the requestors, the panel review is terminated as of July 9, 1997. No Complaints were filed pursuant to Rule 39, no Notices of Appearance were filed pursuant to Rule 40 and no panel has been appointed. Thus there are no "participants" in this review as defined in Rule 3 of the *Rules of Procedure for Article 1904 Binational Panel Review*. Pursuant to Rule 71(2) of the *Rules of Procedure for Article 1904 Binational Panel Review*, this panel review is terminated.

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). The panel review in this matter was requested and terminated pursuant to these Rules.

Dated: July 14, 1997.

James R. Holbein,

U.S. Secretary, NAFTA Secretariat.

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