

Furthermore, the following deposit requirements will be effective upon publication of this notice of final results of review for all shipments of titanium sponge from Russia entered, or withdrawn from warehouse, for consumption on or after the publication date, as provided by section 751(a)(1) of the Act: (1) The cash deposit rates for subject merchandise manufactured and exported directly to the United States by AVISMA will be 0.00 percent; (2) the cash deposit rates for merchandise exported to the United States by Interlink Metals & Chemicals, S.A. and TMC Trading International, Ltd. will be 0.00 percent; (3) merchandise exported by manufacturers or exporters not covered in this review but covered in the original LTFV investigation or a previous administrative review and which have a separate rate, the cash deposit rate will continue to be the most recent rate published in the final determination or final results for which the manufacturer or exporter received a company-specific rate; (4) for Russian manufacturers or exporters not covered in the LTFV investigation or in this or prior administrative reviews, the cash deposit rate will continue to be the Russia-wide rate; and (5) the cash deposit rate for non-Russian exporters of subject merchandise from Russia that were not covered in the LTFV investigation or in this or prior administrative reviews will be the rate applicable to the Russian supplier of that exporter. These deposit rates, when imposed, shall remain in effect until publication of the final results of the next administrative review.

Notification to Interested Parties

This notice also serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f) of the Department's regulations 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 notice also serves as the only reminder to parties subject to administrative protective order ("APO") in this review of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.306. See 63 FR 24391, 24403 (May 4, 1998). 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 the terms of an APO is a sanctionable violation.

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

Dated: January 5, 1999.

Robert S. LaRussa,

Assistant Secretary for Import Administration.

[FR Doc. 99-552 Filed 1-8-99; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 122498A]

Taking and Importing of Marine Mammals; Yellowfin Tuna Imports

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

ACTION: Notification of affirmative finding.

SUMMARY: NMFS announces that the Government of Spain has submitted documentation establishing that it continues to be in compliance with the requirements of the yellowfin tuna importation regulations for nations that have acted to ban purse seine sets on marine mammals in the eastern tropical Pacific Ocean (ETP). The Assistant Administrator for Fisheries (Assistant Administrator) has made an affirmative finding that will allow yellowfin tuna and tuna products harvested by vessels of Spain to be imported into the United States through December 31, 1999.

DATES: The affirmative finding for Spain is effective January 1, 1999, and remains in effect through December 31, 1999, unless revoked.

FOR FURTHER INFORMATION CONTACT: Cathy Eisele (phone 301-713-2322; fax 301-713-4060); or Allison Routt (phone 562-980-4019; fax 562-980-4027).

SUPPLEMENTARY INFORMATION: NMFS regulations provide for the Assistant Administrator to make an affirmative finding for any nation that prohibits its vessels from intentionally setting purse seine nets on marine mammals (50 CFR 216.24(e)(5)). With an affirmative finding, yellowfin tuna and products derived from yellowfin tuna harvested in the ETP by that nation's purse seine vessels may be imported into the United States. The Assistant Administrator made such a finding at the end of 1997 for Spain.

On October 23 and December 3, 1998, the Government of Spain submitted reports on the activities of its purse seine vessels in the ETP during 1998. The reports indicate that one vessel intentionally set on marine mammals during the course of fishing for yellowfin tuna. As a result, Spain automatically entered into a 180-day probationary status, beginning on June 7, 1998, as required under 50 CFR 216.24(e)(5)(xi). No additional marine mammal sets were made during the 180-day probationary period, which ended on December 3, 1998. This information has been verified by observer reports from the Inter-American Tropical Tuna Commission. On December 24, 1998, after consultation with the Department of State, the Assistant Administrator determined that the Republic of Spain had submitted acceptable documentary evidence that its regulatory program continues to comply with the yellowfin tuna import regulations. As a result of this affirmative finding, yellowfin tuna and products derived from yellowfin tuna harvested in the ETP by Spanish-flag purse seine vessels may be imported into the United States through December 31, 1999.

Dated: January 5, 1999.

Hilda Diaz-Soltero,

Director, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. 99-530 Filed 1-8-99; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 123098C]

Marine Mammals; Permit No. 855 (File No. P342C)

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

ACTION: Issuance of permit amendment.

SUMMARY: Notice is hereby given that Permit No. 855, issued to Mr. John Calambokidis, Cascadia Research Collective, Waterstreet Building, Suite 201, 218 1/2 West Fourth Avenue, Olympia, WA, 98501, was amended.

ADDRESSES: The amendment and related documents are available for review upon written request or by appointment in the following offices:

Permits and Documentation Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13130

Silver Spring, MD 20910 (301/713-2289);

Regional Administrator, Northwest Region, National Marine Fisheries Service, NOAA, 7600 Sand Point Way, NE, Seattle, WA 981150070 (206/526-6426); and

Regional Administrator, Southwest Region, National Marine Fisheries Service, 501 West Ocean Boulevard, suite 4200, Long Beach, CA 90802-4213 (562/980-4213).

FOR FURTHER INFORMATION CONTACT: Jeannie Drevenak or Trevor Spradlin, 301/713-2289.

SUPPLEMENTARY INFORMATION: The subject amendment has been issued under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the provisions of § 216.39 of the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), and the provisions of § 222.25 of the regulations governing the taking, importing, and exporting of endangered fish and wildlife (50 CFR part 222).

The Holder is authorized to collect marine mammal tissue samples from Alaska Native subsistence hunts. This amendment authorizes the extension of the expiration date through December 31, 1999.

Issuance of this permit, as required by the ESA, was based on a finding that such permit (1) was applied for in good faith, (2) will not operate to the disadvantage of the endangered species which is the subject of this permit, and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: December 30, 1998.

Ann Terbush,

Chief, Permits and Documentation Division, National Marine Fisheries Service.

[FR Doc. 99-531 Filed 1-8-99; 8:45 am]

BILLING CODE 3510-22-F

COMMODITY FUTURES TRADING COMMISSION

Proposed Amendments to Chicago Board of Trade Soybean Oil Futures Contract Regarding Locational Price Differentials, Maximum Limit on the Delivery Capacity That May Be Registered, and Allocation of Responsibility for Payment of Switching and/or Freight Costs

AGENCY: Commodity Futures Trading Commission.

ACTION: Notice of availability of proposed amendments.

SUMMARY: The Chicago Board of Trade (CBT or Exchange) has proposed amendments to its soybean oil futures contract. The proposed amendments were submitted under the Commission's 45-day Fast Track procedures which provide that, absent any contrary action by the Commission, the proposed amendments may be deemed approved 45 days after the Commission's receipt of the proposals. The Acting Director of the Division of Economic Analysis (Division) of the Commission, acting pursuant to the authority delegated by Commission Regulation 140.96, has determined that publication of the proposals for comment is in the public interest, will assist the Commission in considering the views of interested persons, and is consistent with the purpose of the Commodity Exchange Act.

DATES: Comments must be received on or before February 10, 1999.

ADDRESSES: Interested persons should submit their views and comments to Jean A. Webb, Secretary, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street, NW, Washington, DC 20581. In addition, comments may be sent by facsimile transmission to facsimile number (202) 418-5521, or by electronic mail to secretary@cftc.gov. Reference should be made to the proposed amendments to the CBT soybean oil futures contract.

FOR FURTHER INFORMATION CONTACT: Please contact John Bird of the Division of Economic Analysis, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street NW, Washington, DC 20581, telephone (202) 418-5274. Facsimile number: (202) 418-5527. Electronic mail: jbird@cftc.gov.

SUPPLEMENTARY INFORMATION: The existing terms of the soybean oil futures contract provide for the delivery of warehouse receipts representing 60,000 pounds of crude soybean oil in store at CBT-approved (regular) delivery facilities. Regular delivery facilities must be located within a prescribed area consisting of all, or portions of, nine mid-western states of the U.S. The futures contract currently provides for delivery at par at regular delivery facilities located within the Illinois Territory (which consists of that portion of the state of Illinois located north of latitude 38°00'N.) and at specified locational price differentials at regular delivery facilities located within four other specified delivery territories within the contract's delivery area. The contract's current terms also provide for the adjustment of the locational price differentials annually for each of the four-non par territories. The annual

adjustments are based on the ratio of the average number of outstanding registered warehouse receipts to the soybean crushing capacity for all facilities in the particular territory relative to the ratio of the number of outstanding registered warehouse receipts to soybean crushing capacity for all facilities in the other four delivery territories combined. The contract currently provides that the locational price differential for a given territory may be adjusted by a maximum of 10 cents per hundredweight per year.

The futures contract's existing terms require that the CBT approve the storage capacity eligible for delivery at each individual regular delivery facility. Currently, regular delivery facility operators may deliver soybean oil warehouse receipts equivalent to the maximum CBT-approved storage capacity for each of their individual warehouses. Upon surrender of a warehouse receipt, the delivery receiver may direct that the delivery soybean oil be loaded into railcars or trucks. The receiver is obligated to arrange for, and to pay all costs of, transportation of soybean oil from the delivery facility.

The primary proposed amendments will make the following changes: (1) The maximum yearly adjustment to the price differential applicable to delivery territories (other than the Illinois par territory) will be increased to 20 cents per hundredweight; (2) the futures delivery capacity (the maximum number of warehouse receipts that any delivery facility may have outstanding at any time) of each regular delivery facility will be limited to 30 times the facility's registered daily load-out rate and (3) operators of regular delivery facilities not located on Class I railroads will be required to pay switching and/or freight costs to the nearest Class I railroad interchange point, if requested in writing by the taker of delivery.

The CBT intends to implement the proposed amendments to newly listed contract months, commencing with the January 2000 contract month. The Exchange has listed for trading the January, July, October and December 2000 contract months with asterisks indicating that proposed amendments will be applied to these contract months, pending approval by the Commission.

In support of the proposed amendments, the CBT stated that:

The purpose of the proposed amendments is to improve the pricing accuracy and hedging effectiveness of the soybean oil futures contract. This will be achieved by increasing the amount by which territorial delivery differentials can change each year, improving access to delivery stocks for takers