

cessation of imports. As noted above, imports of the subject merchandise enter the United States under an HTS basket category (*i.e.*, entries of non-subject merchandise are also reported under the same item number). After examining the Department's import trade statistics, we find that imports declined significantly after the issuance of the order. We are unable to determine from the statistics however whether the negligible imports under the HTS item number are of subject or non-subject merchandise.

As noted in the SAA, declining import volumes, accompanied by the continued existence of dumping margins after the issuance of the order may provide a strong indication that, absent an order, dumping would be likely to continue, because the evidence would indicate that the exporter needs to dump to sell at pre-order volumes. Therefore it is reasonable to conclude that Japanese producers and exporters of the subject merchandise cannot sell in the United States without dumping. Given that dumping above *de minimis* continued over the life of the order, imports decreased significantly after the issuance of the order, respondent interested parties waived their right to participate in the instant review, and absent argument and evidence to the contrary, the Department determines that dumping would likely continue or recur if the order on drafting machines from Japan were revoked.

#### Magnitude of the Margin

In the *Sunset Policy Bulletin*, the Department stated that, consistent with the SAA and House Report, the Department will provide to the Commission the company-specific margin from the investigation because that is the only calculated rate that reflects the behavior of exporters without the discipline of an order. Further, for companies not specifically investigated, or for companies that did not begin shipping until after the order was issued, the Department normally will provide a margin based on the "all others" rate from the investigation. (See section II.B.1 of the *Sunset Policy Bulletin*.) Exceptions to this policy include the use of a more recently calculated margin, where appropriate, and consideration of duty absorption determinations. (See sections II.B.2 and 3 of the *Sunset Policy Bulletin*.)

The Department, in its final affirmative determination of sales at less than fair value, published a weighted-average dumping margin of 90.87 percent for one Japanese producer/exporter of the subject merchandise, and an "all others" rate of 90.87 percent.

With respect to the magnitude of the margin likely to prevail if the order were revoked, in its substantive response, Vemco urged the Department to follow the guidance of the SAA and its stated policy and provide to the Commission the margins from the original investigation.

We agree with Vemco's assertion that we should report to the Commission the rate from the original investigation. Consistent with the *Sunset Policy Bulletin*, the Department, in this case, finds that the rates from the original investigation are the most probative of the behavior of Japanese producers and exporters of drafting machines if the order were to be revoked. Therefore, absent information and argument to the contrary, we see no reason to deviate from our stated policy, and we will report to the Commission the margins contained in the Final Results of Review of this notice.

#### Final Results of Review

As a result of this review, the Department finds that revocation of the antidumping order would be likely to lead to continuation or recurrence of dumping at the levels indicated below.

Manufacturer/exporter	Margin (percent)
Mutoh Industries, Ltd. (Mutoh)	90.87
All Others .....	90.87

This notice serves as the only 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 351.305 of the Department's regulations. Timely notification of 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 five-year ("sunset") review and notice are in accordance with sections 751(c), 752, and 777(i)(1) of the Act.

Dated: September 29, 1999.

**Robert S. LaRussa,**

*Assistant Secretary for Import Administration.*

[FR Doc. 99-25874 Filed 10-4-99; 8:45 am]

BILLING CODE 3510-DS-P

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-533-809]

#### Certain Forged Stainless Steel Flanges From India; Rescission of Antidumping Duty Administrative Review

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

**ACTION:** Notice of rescission of antidumping duty administrative review.

**SUMMARY:** The Department of Commerce is rescinding the February 1, 1998 through January 31, 1999 antidumping duty administrative review of certain stainless steel flanges from India manufactured by Echjay Forgings Ltd.

**EFFECTIVE DATE:** October 5, 1999.

**FOR FURTHER INFORMATION CONTACT:** Tom Killiam or Mike Heaney, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington DC 20230; telephone (202) 482-3019 and 482-4475, respectively.

#### The Applicable Statute and Regulations

Unless otherwise indicated, all citations to the Tariff Act of 1930, as amended ("the Act"), are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Act by the Uruguay Round Agreements Act. In addition, all references to the Department of Commerce's ("the Department's") regulations are to 19 CFR part 351 (April 1998).

#### Scope of Review

The merchandise subject to this review is certain forged stainless steel flanges, both finished and not finished, generally manufactured to specification ASTM A-182, and made in alloys such as 304, 304L, 316, and 316L. The scope includes five general types of flanges. They are weld neck, used for butt-weld line connection; threaded, used for threaded line connections; slip-on and lap joint, used with stub-ends/butt-weld line connections; socket weld, used to fit pipe into a machined recession; and blind, used to seal off a line. The sizes of the flanges within the scope range generally from one to six inches; however, all sizes of the above-described merchandise are included in the scope. Specifically excluded from the scope of this order are cast stainless steel flanges. Cast stainless steel flanges generally are manufactured to specification ASTM A-351. The flanges

subject to this order are currently classifiable under subheadings 7307.21.1000 and 7307.21.5000 of the HTSUS.

### Rescission of 1997/98 Antidumping Duty Administrative Review

On March 29, 1999, in response to a request from Echjay Forgings, Ltd. (Echjay), the Department published a Notice of Initiation of Antidumping and Countervailing Administrative Reviews (64 FR 14860). Echjay was the only party who requested a review. Subsequently, we received information from respondent Echjay which indicated that the company made no sales or consumption entries of subject merchandise in the United States during the period of review. On May 25, 1999, the Department forwarded a no-shipment inquiry to the U.S. Customs Service (Customs) for circulation to all Customs ports. Customs did not indicate to the Department that there was any record of consumption entries of subject merchandise by Echjay during the POR. We are therefore rescinding this review in its entirety in accordance with section(a)(1) of the Tariff Act (19 U.S.C. 1675(a)(1)) and section 351.213(d)(3) of our regulations.

This notice is published in accordance with section 777(i)(1) of the Act.

Dated: September 27, 1999.

**Edward Yang,**

*Acting Deputy Assistant Secretary for Import Administration.*

[FR Doc. 99-25752 Filed 10-4-99; 8:45 am]

BILLING CODE 3510-DS-P

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-588-706]

### Revocation of Antidumping Duty Order: Nitrile Rubber From Japan

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

**ACTION:** Notice of revocation of antidumping duty order: nitrile rubber from Japan.

**SUMMARY:** Pursuant to section 751(c) of the Tariff Act of 1930, as amended ("the Act"), the United States International Trade Commission ("the Commission") determined that revocation of the antidumping duty order on nitrile rubber from Japan is not likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time (64 FR 51557 (September 23,

1999)). Therefore, pursuant to section 751(d)(2) of the Act and 19 CFR 351.222(i)(1), the Department of Commerce ("the Department") is revoking the antidumping duty order on nitrile rubber from Japan. Pursuant to section 751(c)(6)(A)(iv) of the Act and 19 CFR 351.222(i)(2) the effective date of revocation is January 1, 2000.

**FOR FURTHER INFORMATION CONTACT:** Eun W. Cho or Melissa G. Skinner, Office of Policy for Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Ave., NW, Washington, DC 20230; telephone: (202) 482-1698 or (202) 482-1560, respectively.

**EFFECTIVE DATE:** January 1, 2000.

### Background

On April 1, 1999, the Department initiated, and the Commission instituted, a sunset review (63 FR 15727 and 64 FR 15788, respectively) of the antidumping duty order on nitrile rubber from Japan pursuant to section 751(c) of the Act. As a result of the review, the Department found that revocation of the antidumping duty order would likely lead to continuation or recurrence of dumping and notified the Commission of the magnitude of the margin likely to prevail were the order to be revoked (*see Final Results of Expedited Sunset Review: Nitrile Rubber From Japan*, 64 FR 42668 (August 5, 1999)).

On September 23, 1999, the Commission determined, pursuant to section 751(c) of the Act, that revocation of the antidumping duty order on nitrile rubber from Japan would not likely lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time (*see Nitrile Rubber From Japan*, 64 FR 51557 (September 23, 1999)), and USITC Pub. 3233, Inv. No. 731-TA-384 (Review) (September 1999)).

### Scope

The merchandise covered by this order is nitrile rubber from Japan. Nitrile rubber from Japan is currently classifiable under item number 4002.59.0000 of the Harmonized Tariff Schedule ("HTS"). The HTS item number is provided for convenience and customs purposes. The written description remains dispositive.

### Determination

As a result of the determination by the Commission that revocation of this antidumping duty order is not likely to lead to continuation or recurrence of material injury to an industry in the United States, the Department, pursuant

to section 751(d)(2) of the Act and 19 CFR 351.222(i)(1) is revoking the antidumping duty order on nitrile rubber from Japan. Pursuant to section 751(c)(6)(A)(iv) of the Act and 19 CFR 351.222(i)(2), this revocation is effective January 1, 2000. The Department will instruct the U.S. Customs Service to discontinue suspension of liquidation and collection of cash deposit rates on entries of the subject merchandise entered or withdrawn from warehouse on or after January 1, 2000 (the effective date). The Department will complete any pending administrative reviews of this order and will conduct administrative reviews of subject merchandise entered prior to the effective date of revocation in response to appropriately filed requests for review.

Dated: September 29, 1999.

**Robert S. LaRussa,**

*Assistant Secretary for Import Administration.*

[FR Doc. 99-25875 Filed 10-4-99; 8:45 am]

BILLING CODE 3510-DS-P

## DEPARTMENT OF COMMERCE

### International Trade Administration

### Application for Duty-Free Entry of Scientific Instrument

Pursuant to Section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Pub. L. 89-651; 80 Stat. 897; 15 CFR part 301), we invite comments on the question of an instrument of equivalent scientific value, for the purposes for which the instrument shown below is intended to be used, is being manufactured in the United States.

Comments must comply with 15 CFR 301.5(a)(3) and (4) of the regulations and be filed within 20 days with the Statutory Import Programs Staff, U.S. Department of Commerce, Washington, D.C. 20230. Application may be examined between 8:30 a.m. and 5:00 p.m. in Room 4211, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C.

Docket Number: 99-022. Applicant: Massachusetts Institute of Technology, Center for Cancer Research, 77 Massachusetts Avenue, Cambridge, MA 02139. Instrument: Fish Tank System, replacement parts for existing tank system, and fish breeding accessories. Manufacturer: Klaus-Jurgen Schwarz, Germany. Intended Use: The instrument will be used to house a large number of genetically different strains of fish for research to identify and clone the genes that are required to make a normal