

Arthur; *Site 4*—Sun Marine Terminal-Nederland tank storage facility, leased storage (1,278,500 barrel capacity), along the Neches River in Nederland, Texas. Authority was granted for the manufacture of fuel products and certain petrochemical feedstocks and refinery by-products (Board Order 772, 60 FR 49564, 9/26/95).

The refinery (180,000 barrels per day; 450 employees) is used to produce fuels and petrochemical feedstocks. The expansion request involves a new petrochemical unit. Fina, in a limited partnership with BASF Corporation will construct a single-train naphtha cracker facility on 51 acres of Site 1. The new facilities (with 150 additional employees) will produce ethylene (1.9 billion lbs./year), propylene (1.2 billion lbs./year), as well as butadiene, styrene, benzene, toluene and xylene (HTS 2901, duty free). In addition, the expansion will increase storage capacity by 1.5 million barrels, and increase the overall crude and condensate capacity of the refinery to 240,000 BPD. New feedstocks for use in the expanded facilities will include natural gas condensate, and virgin gas oil (HTS 2710.00.45, 2710.00.05, and 2710.00.10, duty rate ranges from 5.25 cents/barrel to 10.5 cents/barrel). Approximately 75 percent of the crude oil and 85 percent of the condensates will be sourced from abroad.

Zone procedures would exempt the new refinery facility from Customs duty payments on the foreign products used in its exports. On domestic sales, the company would be able to choose the Customs duty rates for certain petrochemical feedstocks (duty-free) by admitting foreign crude oil and natural gas condensate in non-privileged foreign status. The application indicates that the additional savings from zone procedures would help improve the refinery's international competitiveness.

In accordance with the Board's regulations, a member of the FTZ staff has been appointed examiner to investigate the application and report to the Board.

Public comment on the application is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is January 21, 2000. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period February 7, 2000.

A copy of the application and the accompanying exhibits will be available for public inspection at each of the following locations:

U.S. Department of Commerce, Export Assistance Center, 500 Dallas, Suite 1160, Houston, TX 77002  
Office of the Executive Secretary,  
Foreign-Trade Zones Board, Room 4008, U.S. Department of Commerce,  
14th and Pennsylvania Avenue NW.,  
Washington, DC 20230

Dated: November 9, 1999.

**Dennis Puccinelli,**

*Acting Executive Secretary.*

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Order No. 1065]

#### **Grant of Authority for Subzone Status; Mercury Marine (Inc.) (Marine Propulsion Products), Fond Du Lac and Oshkosh, WI**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

Whereas, the Foreign-Trade Zones Act provides for "the establishment \* \* \* of \* \* \* foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes," and authorizes the Foreign-Trade Zones Board (the Board) to grant to qualified corporations the privilege of establishing foreign-trade zones in our adjacent to U.S. Customs ports of entry;

Whereas, the Board's regulations (15 CFR part 400) provide for the establishment of special-purpose subzones when existing zone facilities cannot serve the specific use involved, and when the activity results in a significant public benefit and is in the public interest;

Whereas, the Foreign Trade Zone of Wisconsin, Ltd., grantee of Foreign-Trade Zone 41, has made application for authority to establish special-purpose subzone status at the marine propulsion products manufacturing facilities of Mercury Marine (Inc.), located in Fond du Lac and Oshkosh, Wisconsin (FTZ Docket 47-98, filed 10-30-98);

Whereas, notice inviting public comment was given in the **Federal Register** (63 FR 60293, 11-9-98); and,

Whereas, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and Board's regulations are satisfied, and that approval of the application is in the public interest;

Now, therefore, the Board hereby grants authority for subzone status at the marine propulsion products manufacturing facilities of Mercury Marine (Inc.), located in Fond du Lac and Oshkosh, Wisconsin (Subzone 41H), at the locations described in the application, subject to the FTZ Act and the Board's regulations, including § 400.28.

Signed at Washington, DC, this 9th day of November, 1999.

**Robert S. LaRussa,**

*Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

Attest:

**Dennis Puccinelli,**

*Acting Executive Secretary.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### **Massachusetts Institute of Technology; Notice of Decision on Application for Duty-Free Entry of Scientific Instrument**

This decision is made pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1996 (Pub. L. 89-651, 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 A.M. and 5:00 P.M. in Room 4211, U.S. Department of Commerce, 14th and Constitution Avenue, NW, Washington, DC.

*Docket Number:* 99-022. *Applicant:* Massachusetts Institute of Technology, Cambridge, MA 02139. *Instrument:* Fish Tank System, replacement parts for existing tank system, and fish breeding accessories. *Manufacturer:* Klaus-Jurgen Schwartz, Germany. *Intended Use:* See notice at 64 FR 53999, October 5, 1999.

*Comments:* None received. *Decision:* Approved. No instrument of equivalent scientific value to the foreign instrument, for such purposes as it is intended to be used, is being manufactured in the United States. *Reason:* The foreign instrument provides: (1) An optimal design based on small tank size, simple operation and uniformity for genetic analysis of early development using large numbers of zebra fish and (2) compatibility with an existing tank system. These capabilities are pertinent to the applicant's intended purpose and we know of no other instrument or apparatus of equivalent scientific value to the foreign