

hold its meetings in Geneva, Switzerland, would be expected to issue a report detailing its findings and recommendations within six to nine months after it is established.

### **Major Issues Raised and Legal Basis of the Complaint**

The United States claims that Public Notice 60; the Foreign Trade (Development and Regulation) Act 1992; the Export and Import Policy, 1997–2002; memoranda of understanding signed by the Government of India with manufacturing firms in the motor vehicle sector pursuant to Public Notice No. 60; and certain related Indian legislative and administrative measures are inconsistent with India's obligations under the WTO Agreement. The foregoing measures require manufacturing firms in the motor vehicle sector to achieve specified levels of purchase or use of domestic content; to achieve a neutralization of foreign exchange and to balance the value of certain imports with the value of exports of cars and components over a stated period; and to limit imports to a value based on previous exports. These requirements are enforceable under Indian law and rulings, and manufacturing firms in the motor vehicle sector must comply with these requirements in order to obtain certain Indian import licenses. The United States claims that the Indian measures in question are therefore inconsistent with India's obligations under Article III:4 and XI:1 of the GATT 1994 and Articles 2.1 and 2.2 of the Agreement on Trade-Related Investment Measures.

### **Public Comment: Requirements for Submissions**

Interested persons are invited to submit written comments concerning the issues raised in this dispute. Comments must be in English and provided in fifteen copies to Sandy McKinzy at the address provided above. A person requesting that information contained in a comment submitted by that person be treated as confidential business information must certify that such information is business confidential and would not customarily be released to the public by the submitting person. Confidential business information must be clearly marked "BUSINESS CONFIDENTIAL" in a contrasting color ink at the top of each page of each copy.

Information or advice contained in a comment submitted, other than business confidential information, may be determined by the USTR to be confidential in accordance with section 135(g)(2) of the Trade Act of 1974 (19

U.S.C. 2155(g)(2)). If the submitting person believes that information or advice may qualify as such, the submitting person—

(1) Must so designate the information or advice;

(2) Must clearly mark the material as "SUBMITTED IN CONFIDENCE" in a contrasting color ink at the top of each page of each copy; and

(3) Is encouraged to provide a non-confidential summary of the information or advice.

Pursuant to section 127(e) of the URAA (19 U.S.C. 3537(e)), the USTR will maintain a file on this dispute settlement proceeding, accessible to the public, in the USTR Reading Room: Room 101, Office of the United States Trade Representative, 600 17th Street, NW, Washington, DC 20508. The public file will include a listing of any comments received by the USTR from the public with respect to the proceeding; the U.S. submissions to the panel in the proceeding, the submissions, or non-confidential summaries of submissions, to the panel received from other parties in the dispute, as well as the report of the dispute settlement panel, and, if applicable, the report of the Appellate Body. An appointment to review the public file (Docket WTO/D-175, India Motor Vehicle Dispute) may be made by calling Brenda Webb, (202) 395–6186. The USTR Reading Room is open to the public from 9:30 a.m. to 12 noon and 1 p.m. to 4 p.m., Monday through Friday.

#### **A. Jane Bradley,**

*Assistant United States Trade Representative  
[FR Doc. 00-15138 Filed 6-14-00; 8:45 am]*

**BILLING CODE 3190-01-M**

### **OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE**

**[Docket No. WTO/D-195]**

### **WTP Consultations Regarding Certain Measures in the Philippines' Motor Vehicle Development Program**

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice; request for comments.

**SUMMARY:** The Office of the United States Trade Representative (USTR) is providing notice that on May 23, 2000, the United States requested consultations with the Government of the Philippines under the Marrakesh Agreement Establishing the World Trade Organization (WTO), regarding tariff advantages to motor vehicle manufacturers located in the Philippines who meet certain

requirements, including a requirement to use parts and components produced in the Philippines and a requirement to earn a percentage of the foreign exchange needed to import those parts and components by exporting finished vehicles. The US alleges that these measures are inconsistent with Articles III:4, III:5 and XI:1 of the General Agreement on Tariffs and Trade 1994 ("GATT 1994"), Articles 2.1 and 2.2 of the Agreement on Trade-Related Investment Measures, and Article 3.1(b) of the Agreement on Subsidies and Countervailing Measures. Pursuant to Article 4.3 of the WTO Dispute Settlement Understanding ("DSU"), such consultations are to take place within a period of 30 days from the date of the request, or within a period otherwise mutually agreed between the United States and the Philippines. USTR invites written comments from the public concerning the issues raised in the dispute.

**DATES:** Although USTR will accept any comments received during the course of the dispute settlement proceedings, comments should be submitted on or before July 28, 2000, to be assured of timely consideration by USTR.

**ADDRESSES:** Submit comments to Sandy McKinzy, Monitoring and Enforcement Unit, Office of the General Counsel, 122, Office of the United States Trade Representative, 600 17th Street, NW, Washington, DC, 20508, Attn: Philippines Motor Vehicle Dispute. Telephone: (202) 395–3582.

### **FOR FURTHER INFORMATION CONTACT:**

Steven F. Fabry, Associate General Counsel, telephone: (202) 395–7271; or Sean Murphy, Director for ASEAN Affairs, telephone: (202) 395–6813.

**SUPPLEMENTARY INFORMATION:** Section 127(b) of the Uruguay Round Agreements Act (URAA) (19 U.S.C. 3537(b)(1)) requires that notice and opportunity for comment be provided after the United States submits or receives a request for the establishment of a WTO dispute settlement panel. Consistent with this obligation, but in an effort to provide additional opportunity for comment, USTR is providing notice that consultations have been requested pursuant to the WTO Dispute Settlement Understanding. If such consultations should fail to resolve the matter and a dispute settlement panel is established pursuant to the DSU, such panel, which would hold its meetings in Geneva, Switzerland, would be expected to issue a report on its findings and recommendations within six to nine months after it is established.

## Major Issues Raised by the United States

The Philippines' Motor Vehicle Development Program (the "MVDP") provides tariff advantages to motor vehicle manufacturers located in the Philippines who meet certain requirements, including at least the following. First, manufacturers are required to use parts and components produced in the Philippines; the amount required varies by type and size of vehicle. Second, manufacturers are required to earn a percentage of the foreign exchange needed to import those parts and components by exporting finished vehicles; again, the percentage varies by type and size of vehicle. Compliance with these requirements entitles manufacturers to import parts, components and finished vehicles at a preferential rate. The United States also understands that foreign manufacturers' import licenses for parts, components and finished vehicles are conditioned on compliance with these requirements.

The MVDP appears to require outright that manufacturing firms in the motor vehicle sector must achieve specified levels of purchase or use of domestic content, and that they must achieve a neutralization of foreign exchange and balance the value of certain imports with the value of exports of motor vehicles and components. Moreover, it appears that manufacturing firms in the motor vehicle sector must comply with these requirements in order to obtain import licenses for certain motor vehicle parts and components; to obtain foreign exchange for those imports; and to obtain the right to import at preferential rates. Finally, it appears that the Philippines is providing a subsidy that is contingent upon the use of domestic over imported goods.

The Philippines notified the WTO in 1995 that it was applying these measures. The Philippines made that notification pursuant to Article 5.1 of the Agreement on Trade-Related Investment Measures, which allowed WTO Members to notify measures that were not in conformity with the provisions of that Agreement and thereby obtain an additional five years (until January 1, 2000) to bring such measures into conformity with that Agreement.

On May 23, 2000, the United States requested consultations with the Philippines under certain WTO agreements regarding those provisions of the MDVP. The U.S. consultation request alleged that these MVDP provisions are inconsistent with the Philippines' obligations under Articles III:4, III:5 and XI:1 of the GATT 1994,

Articles 2.1 and 2.2 of the Agreement on Trade-Related Investment Measures, and Article 3.1(b) of the Agreement on Subsidies and Countervailing Measures.

## Public Comment: Requirements for Submissions

Interested persons are invited to submit written comments concerning the issues raised in the dispute. Comments must be English and provided in fifteen copies. A person requesting that information contained in a comment submitted by that person be treated as confidential business information must certify that such information is business confidential and would not customarily be released to the public by the commenter. Confidential business information must be clearly marked "BUSINESS CONFIDENTIAL" in a contrasting color ink at the top of each page of each copy.

Information or advice contained in a comment submitted, other than business confidential information, may be determined by USTR to be confidential in accordance with section 135(g)(2) of the Trade Act of 1974 (19 U.S.C. 2155(g)(2)). If the submitter believes that information or advice may qualify as such, the submitter—

- (1) Must so designate the information or advice;
- (2) Must clearly mark the material as "SUBMITTED IN CONFIDENCE" in a contrasting color ink at the top of each page of each copy; and
- (3) Is encouraged to provide a non-confidential summary of the information or advice.

Pursuant to section 127(e) of the URAA (19 U.S.C. 3537(e)), USTR will maintain a file on this dispute settlement proceeding, accessible to the public, in the USTR Reading Room: Room 101, Office of the United States Trade Representative, 600 17th Street, NW, Washington, DC 20508. The public file will include a listing of any comments received by USTR from the public with respect to the dispute; if a dispute settlement panel is convened, the U.S. submissions to that panel, the submissions, or non-confidential summaries of submission, to the panel received from other participants in the dispute, as well as the report of the panel; and, if applicable, the report of the Appellate body. An appointment to review the public file (Docket WTO/D-195, Philippines Motor Vehicle Dispute) may be made by calling Brenda Webb, (202) 395-6186. The USTR Reading Room is open to the public from 9:30

a.m. to 12 noon and 1 p.m. to 4 p.m., Monday through Friday.

**A. Jane Bradley,**

*Assistant United States Trade Representative for Monitoring and Enforcement.*

[FR Doc. 00-15137 Filed 6-14-00; 8:45 am]

BILLING CODE 3190-01-M

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### Aviation Proceedings, Agreements Filed During the Week Ending June 2, 2000

The following Agreements were filed with the Department of Transportation under the provisions of 49 U.S.C. 412 and 414. Answers may be filed within 21 days after the filing of the application.

*Docket Number: OST-2000-7434.*

*Date Filed: May 30, 2000.*

*Parties: Members of the International Air Transport Association.*

*Subject: CTC COMP 0284 dated 26 May 2000, Expedited Resolution 002kk, Special Amending Resolution (Except USA/US Territories), Intended effective date: 1 August 2000.*

*Docket Number: OST-2000-7435.*

*Date Filed: May 30, 2000.*

*Parties: Members of the International Air Transport Association.*

*Subject: PTC31 SOUTH 0084 dated 26 May 2000, Expedited TC31 South Pacific Resolutions r1-r7, Intended effective date: 1 July 2000.*

**Dorothy Y. Beard,**

*Federal Register Liaison.*

[FR Doc. 00-15085 Filed 6-14-00; 8:45 am]

BILLING CODE 4910-62-P

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### Notice of Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart Q During the Week Ending June 2, 2000

The following applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits were filed under Subpart Q of the Department of Transportation's Procedural Regulations (See 14 CFR 302.1701 et seq.). The due date for Answers, Conforming Applications, or Motions to Modify Scope are set forth below for each application. Following the Answer period DOT may process the application by expedited procedures.