

**DEPARTMENT OF COMMERCE****International Trade Administration**

[A-489-810]

**Notice of Postponement of Final Antidumping Duty Determination; Certain Cold-Rolled Carbon Steel Flat Products from Turkey**

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

**ACTION:** Notice of Postponement of Final Antidumping Duty Determination of Certain Cold-Rolled Carbon Steel Flat Products from Turkey.

**SUMMARY:** The Department of Commerce (the Department) is postponing the final determination in the antidumping duty investigation of certain cold-rolled carbon steel flat products from Turkey. Suspension of liquidation will be extended accordingly.

**EFFECTIVE DATE:** June 20, 2002.

**FOR FURTHER INFORMATION CONTACT:**

Melissa Blackledge or Robert James, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230, at 202-482-3518, or 202-482-0649, respectively.

**SUPPLEMENTARY INFORMATION:****Applicable Statute and Regulations**

Unless otherwise indicated, all citations to the Tariff Act of 1930, as amended (the Tariff Act), are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Tariff Act by the Uruguay Round Agreements Act (URAA). In addition, unless otherwise indicated, all citations to the Department's regulations are to the regulations codified at 19 CFR part 351 (April 2001).

**Postponement of Final Determinations and Extension of Provisional Measures**

On May 9, 2002, the Department published the affirmative preliminary determination for the investigation of certain cold-rolled carbon steel flat products (cold-rolled steel) from Turkey. See *Notice of Preliminary Determination of Sales at Less Than Fair Value: Certain Cold-Rolled Carbon Steel Flat Products from Turkey*, 67 FR 31264 (May 9, 2002).

Pursuant to section 735(a)(2) of the Tariff Act and section 351.210(b)(2)(ii) of the Department's regulations, on May 31, 2002, the respondent in the case, Borcelik Celik Sanayii ve Ticaret A.S. (Borcelik) requested the Department

postpone the final determination in accordance with section 735(a)(2)(A) of the Tariff Act. Borcelik also requested that the Department extend to six months any provisional measures imposed pursuant to section 733(d) of the Tariff Act.

Section 735(a)(2) of the Tariff Act provides that a final determination may be postponed until not later than 135 days after the date of the publication of the preliminary determination if, in the event of an affirmative determination, a request for a postponement is made by exporters who account for a significant proportion of exports of the subject merchandise, or in the event of a negative preliminary determination, a request for such postponement is made by petitioner. The Department's regulations, at 19 CFR 351.210(e)(2), require that requests by respondents for postponement of a final determination be accompanied by a request for extension of provisional measures from a four-month period to not more than six months.

In accordance with 19 CFR 351.210(b)(2)(ii), because (1) our preliminary determination was affirmative, (2) the respondent requesting a postponement accounts for a significant proportion of exports of the subject merchandise from Turkey, and (3) no compelling reasons for denial exist, we are granting Borcelik's request for the postponement of the final determination.

We are postponing the final determination in this case to no later than

September 23, 2002, which is 135 days after the publication of the preliminary determination in the **Federal Register**. Where applicable, suspension of liquidation will be extended accordingly.

This notice of postponement is published pursuant to 19 CFR 351.210(g).

Dated: June 14, 2002.

**Faryar Shirzad,**

*Assistant Secretary for Import Administration.*

[FR Doc. 02-15594 Filed 6-19-02; 8:45 am]

**BILLING CODE 3510-DS-S**

**DEPARTMENT OF COMMERCE****International Trade Administration****North American Free-Trade Agreement, Article 1904 NAFTA Panel Reviews; Request for Panel Review.**

**AGENCY:** NAFTA Secretariat, United States Section, International Trade

Administration, Department of Commerce.

**ACTION:** Notice of first request for panel review.

**SUMMARY:** On May 22, 2002, the Canadian Lumber Trader Alliance, the Ontario Forest Industries Association filed a First Request for Panel Review with the United States Section of the NAFTA Secretariat pursuant to Article 1904 of the North American Free Trade Agreement. A Second Request was received on behalf of Tembec, Inc. and the Ontario Lumber Manufacturers Association. Panel review was requested of the Final Affirmative Injury Determination made by the United States International Trade Commission, respecting Certain Softwood Lumber Products from Canada. This determination was published in the **Federal Register**, (67 FR 36022) on May 22, 2002. The NAFTA Secretariat has assigned Case Number USA-CDA-2002-1904-07 to this request.

**FOR FURTHER INFORMATION CONTACT:**

Caratina L. Alston, United States Secretary, NAFTA Secretariat, Suite 2061, 14th and Constitution Avenue, Washington, DC 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).

A first Request for Panel Review was filed with the United States Section of the NAFTA Secretariat, pursuant to Article 1904 of the Agreement, on May 22, 2002, requesting panel review of the final determination described above.

The Rules provide that:

(a) A Party or interested person may challenge the final determination in whole or in part by filing a Complaint in accordance with Rule 39 within 30