

services; (g) rule of law issues (e.g., transparency, judicial review, uniform administration of laws and regulations) and status of legal reform; and (h) other WTO commitments. Persons submitting written comments should list one or more of these categories on the first page of the comments, in order to identify the commitments discussed therein.

Written comments must be received no later than noon, Tuesday, September 10, 2002. Comments may be submitted by mail, express delivery service, or e-mail (to [FR0020@ustr.gov](mailto:FR0020@ustr.gov)). It is strongly recommended that comments submitted by mail or express delivery service also be sent by e-mail.

A hearing will be held on Wednesday, September 18, 2002, in Room 1, 1724 F Street, NW., Washington, DC 20508. If necessary, the hearing will continue on the next day.

Persons wishing to testify orally at the hearing must provide written notification of their intention by noon, Thursday, September 5, 2002. Requests should be made by e-mail (to [FR0021@ustr.gov](mailto:FR0021@ustr.gov)). The notification should include: (1) The name, address, and telephone number of the person presenting the testimony; and (2) a short (one or two paragraph) summary of the presentation, including the commitments at issue and, as applicable, the product(s) (with HTSUS numbers), service sector(s), or other subjects to be discussed. Notifications must be accompanied by a copy of the testimony. Remarks at the hearing should be limited to no more than five minutes to allow for possible questions from the Chairman and the interagency panel.

All documents should be submitted in accordance with the instructions in section 3 below.

### 3. Requirements for Submissions

Persons making submissions by e-mail should use the following subject line: "China WTO" followed by (as appropriate) "Written Comments", "Notice of Testimony", or "Testimony". Documents should be submitted as either WordPerfect, MSWord, or text (.TXT) files. Supporting documentation submitted as spreadsheets are acceptable as Quattro Pro or Excel. For any document containing business confidential information submitted electronically, the file name of the business confidential version should begin with the characters "BC-", and the file name of the public version should begin with the characters "P-". The "P-" or "BC-" should be followed by the name of the submitter. Persons who make submissions by e-mail should not provide separate cover letters;

information that might appear in a cover letter should be included in the submission itself. Similarly, to the extent possible, any attachments to the submission should be included in the same file as the submission itself, and not as separate files.

Persons submitting written comments by mail or express delivery service should provide 20 copies.

Written comments, notices of testimony, and testimony will be placed in a file open to public inspection pursuant to 15 CFR 2003.5, except confidential business information exempt from public inspection in accordance with 15 CFR 2003.6. Confidential business information submitted in accordance with 15 CFR 2003.6 must be clearly marked "BUSINESS CONFIDENTIAL" at the top of each page, including any cover letter or cover page, and must be accompanied by a nonconfidential summary of the confidential information. All public documents and nonconfidential summaries shall be available for public inspection in the USTR Reading Room. The USTR Reading Room is open to the public, by appointment only, from 10 a.m. to 12 noon and 1 p.m. to 4 p.m., Monday through Friday. An appointment to review the file may be made by calling (202) 395-6186. Appointments must be scheduled at least 48 hours in advance.

**Carmen Suro-Bredie,**  
Chairman, Trade Policy Staff Committee.  
[FR Doc. 02-17186 Filed 7-8-02; 8:45 am]  
BILLING CODE 3190-01-P

## DEPARTMENT OF TRANSPORTATION

### Maritime Administration

[Docket Number: MARAD-2002-12692]

#### Requested Administrative Waiver of the Coastwise Trade Laws

**AGENCY:** Maritime Administration, Department of Transportation.

**ACTION:** Invitation for public comments on a requested administrative waiver of the Coastwise Trade Laws for the vessel ALEMAR.

**SUMMARY:** As authorized by Public Law 105-383, the Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-Build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a description of the proposed service, is listed below. Interested parties may comment on the

effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines that in accordance with Pub. L. 105-383 and MARAD's regulations at 46 CFR Part 388 (65 FR 6905; February 11, 2000) that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels, a waiver will not be granted.

**DATES:** Submit comments on or before August 8, 2002.

**ADDRESSES:** Comments should refer to docket number MARAD-2002-12692. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. DOT Dockets, Room PL-401, Department of Transportation, 400 7th St., SW., Washington, DC 20590-0001. You may also send comments electronically via the Internet at <http://dmses.dot.gov/submit/>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 a.m. and 5 p.m., e.t., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Dunn, U.S. Department of Transportation, Maritime Administration, MAR-832 Room 7201, 400 Seventh Street, SW., Washington, DC 20590. Telephone 202-366-2307.

**SUPPLEMENTARY INFORMATION:** Title V of Public Law 105-383 provides authority to the Secretary of Transportation to administratively waive the U.S.-build requirements of the Jones Act, and other statutes, for small commercial passenger vessels (no more than 12 passengers). This authority has been delegated to the Maritime Administration per 49 CFR § 1.66, Delegations to the Maritime Administrator, as amended. By this notice, MARAD is publishing information on a vessel for which a request for a U.S.-build waiver has been received, and for which MARAD requests comments from interested parties. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD's regulations at 46 CFR Part 388.

### Vessel Proposed for Waiver of the U.S.-build Requirement

(1) Name of vessel and owner for which waiver is requested. *Name of vessel:* ALEMAR. *Owner:* Alemar, LLC.

(2) Size, capacity and tonnage of vessel. According to the applicant: "Tonnage: 41 Tons Gross, 37 Tons Net; Length: 53.5 feet."

(3) Intended use for vessel, including geographic region of intended operation and trade. According to the applicant: "Coastwise yacht charters from New York City to Cutler, Maine for up to four (4) people per charter."

(4) Date and Place of construction and (if applicable) rebuilding. *Date of construction:* 1990. *Place of construction:* Tan Shui, Taipei, Republic of China.

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators. According to the applicant: "There should be little or no effect on other vessel operators. Most Commercial operators of similar sized vessels in New England offer daily "head boat" charters. Alemar is available only for fully crewed and provisioned charters for a minimum of seven days."

(6) A statement on the impact this waiver will have on U.S. shipyards. According to the applicant: "This vessel has been maintained exclusively by U.S. shipyards. In the fall of 2001 a major refit took place at the Hinckley Company, Southwest Harbor, Maine at a cost of \$135,000. Previous works was performed at Little Harbor Yachts, Portsmouth, Rhode Island and Osprey Marine, Maryland. New sails were built at North Sails, Portsmouth, Rhode Island. Further, to my knowledge, no U.S. shipyards is building similar sailing vessels that Alemar would compete with for business."

Dated: July 2, 2002.

By Order of the Maritime Administrator.

Joel C. Richard,

Secretary, Maritime Administration.

[FR Doc. 02-17177 Filed 7-8-02; 8:45 am]

BILLING CODE 4910-81-P

### DEPARTMENT OF TRANSPORTATION

#### Maritime Administration

[Docket Number: MARAD-2002-12693]

#### Requested Administrative Waiver of the Coastwise Trade Laws

**AGENCY:** Maritime Administration, Department of Transportation.

**ACTION:** Invitation for public comments on a requested administrative waiver of

the Coastwise Trade Laws for the vessel TAKE FIVE.

**SUMMARY:** As authorized by Public Law 105-383, the Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-Build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a description of the proposed service, is listed below. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines that in accordance with Public Law 105-383 and MARAD's regulations at 46 CFR Part 388 (65 FR 6905; February 11, 2000) that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels, a waiver will not be granted.

**DATES:** Submit comments on or before August 8, 2002.

**ADDRESSES:** Comments should refer to docket number MARAD-2002-12693. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. DOT Dockets, Room PL-401, Department of Transportation, 400 7th St., SW., Washington, DC 20590-0001. You may also send comments electronically via the Internet at <http://dmses.dot.gov/submit/>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 a.m. and 5 p.m., e.t., Monday through Friday, except federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://dms.dot.gov>.

#### FOR FURTHER INFORMATION CONTACT:

Kathleen Dunn, U.S. Department of Transportation, Maritime Administration, MAR-832 Room 7201, 400 Seventh Street, SW., Washington, DC 20590. Telephone 202-366-2307.

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parties. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD'S regulations at 46 CFR Part 388.

### Vessel Proposed for Waiver of the U.S.-build Requirement

(1) Name of vessel and owner for which waiver is requested. *Name of vessel:* TAKE FIVE. *Owner:* John R. Miller Enterprises, LLC.

(2) Size, capacity and tonnage of vessel. According to the applicant: "55'1", Gross Tons 40, Capacity 8".

(3) Intended use for vessel, including geographic region of intended operation and trade. According to the applicant: "Recreational Charter use in Southern Florida."

(4) Date and Place of construction and (if applicable) rebuilding. *Date of construction:* 1998. *Place of construction:* Italy.

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators. According to the applicant: "This waiver should not have any impact on \* \* \* other commercial passenger operators. We are only using this vessel for private, recreational charters and personal use."

(6) A statement on the impact this waiver will have on U.S. shipyards. According to the applicant: "This waiver should not have any impact on \* \* \* US Shipyards \* \* \*"

Dated: July 2, 2002.

By Order of the Maritime Administrator.

Joel C. Richard,

Secretary, Maritime Administration.

[FR Doc. 02-17178 Filed 7-8-02; 8:45 am]

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### DEPARTMENT OF TRANSPORTATION

#### Research and Special Programs Administration

[Docket No. RSPA-2002-11270, Notice No. 02-07]

#### Safety Advisory: Retesting of Cylinders Without Calibration of Test Equipment

**AGENCY:** Research and Special Programs Administration (RSPA), DOT.

**ACTION:** Safety advisory notice.

**SUMMARY:** This is to notify the public that RSPA is investigating BKC Industries, Inc., 2117 Will Suitt Road, Creedmoor, NC 27522 for the marking of DOT cylinders and/or tube trailers