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

Now Therefore, the Board hereby approves the request, subject to the FTZ Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC this 17th day of 2003.

James J. Jochum,

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

[FR Doc. 03–25161 Filed 10–2–03; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 1301]

Grant of Authority for Subzone Status; Lion Oil Company (Oil Refinery Complex), El Dorado, AR

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 to grant to qualified corporations the privilege of establishing foreign-trade zones in or 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 Arkansas Department of Economic Development, grantee of Foreign-Trade Zone 14, has made application to the Board for authority to establish special-purpose subzone status at the oil refinery complex of Lion Oil Company, located in El Dorado, Arkansas (FTZ Docket 2–2003, filed 1/15/03);

Whereas, notice inviting public comment was given in the **Federal Register** (68 FR 4167, 1/28/03); 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 would be satisfied, and that approval of the application would be in the public interest if approval is subject to the conditions listed below;

Now, therefore, the Board hereby grants authority for subzone status at the oil refinery complex of Lion Oil Company, located in El Dorado, Arkansas (Subzone 14D), at the locations described in the application, subject to the FTZ Act and the Board's regulations, including § 400.28, and subject to the following conditions:

1. Foreign status (19 CFR 146.41, 146.42) products consumed as fuel for the petrochemical complex shall be subject to the applicable duty rate.

2. Privileged foreign status (19 CFR 146.41) shall be elected on all foreign merchandise admitted to the subzone, except that non-privileged foreign (NPF) status (19 CFR 146.42) may be elected on refinery inputs covered under HTSUS Subheadings #2709.00.10, #2709.00.20, #2710.11.25, #2710.11.45, #2710.19.05, #2710.19.10, #2710.19.45, #2710.91.00, #2710.99.05, #2710.99.10, #2710.99.16, #2710.99.21 and #2710.99.45 which are used in the production of:

—Petrochemical feedstocks (examiners report, Appendix ''C'');
—products for export;
—and, products eligible for entry under HTSUS # 9808.00.30 and # 9808.00.40 (U.S. Government purchases).

Signed at Washington, DC this 17th day of September 2003.

James J. Jochum,

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

Attest:

Dennis Puccinelli,

Executive Secretary.

[FR Doc. 03–25162 Filed 10–2–03; 8:45 am]

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket 47–2003]

Foreign-Trade Zone 37—Orange County, New York; Request for Manufacturing Authority, Minolta Advance Technology, Inc. (Toner Products)

An application has been submitted to the Foreign-Trade Zones Board (the Board) by Orange County, New York, grantee of FTZ 37, on behalf of Minolta Advance Technology, Inc. (Minolta), requesting authority to manufacture bulk toner and toner cartridges under FTZ procedures within FTZ 37—Site 7. The application was formally filed on September 23, 2003.

The Minolta facility is located at (1 bldg., 88,039 sq. ft. (with a possible 125,000 sq. ft. to be added in the future) on 19.2 acres). The plant (40 employees) produces bulk toner (HTSUS 3707, 6.5%), toner cartridges for computer printers (HTSUS 8473, duty-free) and photocopiers (HTSUS 9009, duty-free to 3.7%), and remanufactures toner cartridges (HTSUS 8473 and HTSUS 9009, duty-free to 3.7%).

Foreign-sourced materials will account for some 40–80 percent of finished product value, and may include items from the following general categories: inorganic acids; artificial corundum; aluminum oxide; iron oxides; silicates; organo-sulfur compounds; heterocyclic compounds; other organic compounds; artificial and prepared waxes; chemical preparations for photographic uses, propylene/styrene/acrylic polymers; polyacetals; self-adhesive sheets/plates of plastics; other sheets/plates of plastics; plastic lids/stoppers; articles of vulcanized rubber, belts; paper and paperboard; cartons; paper; printed booklets and leaflets; seals and tapes for cartridges; aluminum foils; records, tapes and other recorded media; parts and accessories (other than carrying cases) for use with machines under HTSUS 8469 to 8472; parts sutiable for use with apparatus of HTSUS 8525 or 8528; electrical apparatus for switching or protecting electrical circuits.

Zone procedures would exempt Minolta from Customs duty payments on foreign materials used in production for export. Some 12 percent of the plant's shipments are currently exported and are projected to increase to some 30 percent in the future. On domestic sales, the company would be able to choose the duty rates that apply to the finished products (primarily duty-free, and some up to 6.5%), rather than the duty rates that would otherwise apply to the foreign-sourced materials noted above (duty-free to 8 percent, weighted average 6.5%). At the outset, the company is requesting to manufacture toner cartridges for multi-function printers (HTSUS 8473.40.8000, duty-free) from bulk toner (HTSUS 3707.90.3290, 6.5%) sourced abroad. The application indicates that the savings from zone procedures will help improve the plant's international competitiveness.

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

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the