

man-made fiber, silk blend and other vegetable fiber textiles and textile products, produced or manufactured in Thailand and exported during the twelve-month period which began on January 1, 2004 and extends through December 31, 2004.

Effective on August 16, 2004, you are directed to adjust the limits for the following categories, as provided for under the Uruguay Round Agreement on Textiles and Clothing:

Category	Adjusted twelve-month limit <sup>1</sup>
<b>Levels in Group I</b>	
200 .....	2,319,678 kilograms.
218 .....	33,979,568 square meters.
219 .....	11,925,806 square meters.
300 .....	8,242,180 kilograms.
301-O <sup>2</sup> .....	1,714,639 kilograms.
314-O <sup>3</sup> .....	86,629,266 square meters.
315-O <sup>4</sup> .....	61,858,143 square meters.
317-O/326-O <sup>5</sup> .....	25,968,648 square meters.
363 .....	38,769,496 numbers.
369-S <sup>6</sup> .....	618,582 kilograms.
604 .....	1,447,270 kilograms of which not more than 927,871 kilograms shall be in Category 604-A <sup>7</sup> .
613/614/615 .....	93,487,125 square meters of which not more than 54,435,168 square meters shall be in Categories 613/615 and not more than 54,435,168 square meters shall be in Category 614.
619 .....	13,542,664 square meters.
620 .....	13,416,528 square meters.
625/626/627/628/629	27,267,077 square meters of which not more than 21,650,350 square meters shall be in Category 625.
<b>Group II</b>	
237, 331pt. <sup>8</sup> , 332-348, 351, 352, 359pt. <sup>9</sup> , 433-438, 440, 442-448, 459pt. <sup>10</sup> , 631pt. <sup>11</sup> , 633-648, 651, 652, 659-H <sup>12</sup> , 659pt. <sup>13</sup> , 845, 846 and 852, as a group	520,025,310 square meters equivalent.
<b>Sublevels in Group II</b>	
334/634 .....	1,206,235 dozen.
335/635 .....	968,663 dozen.
336/636 .....	629,967 dozen.
338/339 .....	2,969,811 dozen.
340 .....	540,379 dozen.
341/641 .....	1,328,541 dozen.
342/642 .....	1,204,439 dozen.
345 .....	566,476 dozen.
347/348 .....	1,487,030 dozen.

Category	Adjusted twelve-month limit <sup>1</sup>
351/651 .....	447,217 dozen.
433 .....	11,804 dozen.
434 .....	15,227 dozen.
435 .....	69,195 dozen.
438 .....	22,841 dozen.
442 .....	26,523 dozen.
638/639 .....	3,453,040 dozen.
640 .....	1,020,656 dozen.
645/646 .....	618,582 dozen.
647/648 .....	2,122,792 dozen.

<sup>1</sup>The limits have not been adjusted to account for any imports exported after December 31, 2003.

<sup>2</sup>Category 301-O: only HTS numbers 5205.21.0020, 5205.21.0090, 5205.22.0020, 5205.22.0090, 5205.23.0020, 5205.23.0090, 5205.24.0020, 5205.24.0090, 5205.26.0020, 5205.26.0090, 5205.27.0020, 5205.27.0090, 5205.28.0020, 5205.28.0090, 5205.41.0020, 5205.41.0090, 5205.42.0020, 5205.42.0090, 5205.43.0020, 5205.43.0090, 5205.44.0020, 5205.44.0090, 5205.46.0020, 5205.46.0090, 5205.47.0020, 5205.47.0090, 5205.48.0020 and 5205.48.0090.

<sup>3</sup>Category 314-O: all HTS numbers except 5209.51.6015.

<sup>4</sup>Category 315-O: all HTS numbers except 5208.52.4055.

<sup>5</sup>Category 317-O: all HTS numbers except 5208.59.2085; Category 326-O: all HTS numbers except 5208.59.2015, 5209.59.0015 and 5211.59.0015.

<sup>6</sup>Category 369-S: only HTS number 6307.10.2005.

<sup>7</sup>Category 604-A: only HTS number 5509.32.0000.

<sup>8</sup>Categories 331pt.: all HTS numbers except 6116.10.1720, 6116.10.4810, 6116.10.5510, 6116.10.7510, 6116.92.6410, 6116.92.6420, 6116.92.6430, 6116.92.6440, 6116.92.7450, 6116.92.7460, 6116.92.7470, 6116.92.8800, 6116.92.9400 and 6116.99.9510.

<sup>9</sup>Category 359pt.: all HTS numbers except 6115.19.8010, 6117.10.6010, 6117.20.9010, 6203.22.1000, 6204.22.1000, 6212.90.0010, 6214.90.0010, 6406.99.1550, 6505.90.1525, 6505.90.1540, 6505.90.2060 and 6505.90.2545.

<sup>10</sup>Category 459pt.: all HTS numbers except 6115.19.8020, 6117.10.1000, 6117.10.2010, 6117.20.9020, 6212.90.0020, 6214.20.0000, 6405.20.6030, 6405.20.6060, 6405.20.6090, 6406.99.1505 and 6406.99.1560.

<sup>11</sup>Category 631pt.: all HTS numbers except 6116.10.1730, 6116.10.4820, 6116.10.5520, 6116.10.7520, 6116.93.8800, 6116.93.9400, 6116.99.4800, 6116.99.5400 and 6116.99.9530.

<sup>12</sup>Category 659-H: only HTS numbers 6502.00.9030, 6504.00.9015, 6504.00.9060, 6505.90.5090, 6505.90.6090, 6505.90.7090 and 6505.90.8090.

<sup>13</sup>Category 659pt.: all HTS numbers except 6502.00.9030, 6504.00.9015, 6504.00.9060, 6505.90.5090, 6505.90.6090, 6505.90.7090, 6505.90.8090 (Category 659-H); 6115.11.0010, 6115.12.2000, 6117.10.2030, 6117.20.9030, 6212.90.0030, 6214.30.0000, 6214.40.0000, 6406.99.1510 and 6406.99.1540.

The Committee for the Implementation of Textile Agreements has determined that these actions fall within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553(a)(1).

Sincerely,  
James C. Leonard III,

Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 04-18527 Filed 8-12-04; 8:45 am]

BILLING CODE 3510-DR-S

**COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS**

**Designations under the Textile and Apparel Commercial Availability Provisions of the United States-Caribbean Basin Trade Partnership Act (CBTPA)**

August 9, 2004.

**AGENCY:** The Committee for the Implementation of Textile Agreements (The Committee).

**ACTION:** Designation.

**SUMMARY:** The Committee for the Implementation of Textile Agreements (Committee) has determined that 100 percent cotton yarn-dyed woven flannel fabrics, made from 14 through 41 NM single ring-spun yarns, classified in 5208.43.00 of the Harmonized Tariff Schedule of the United States (HTSUS), of construction 2 X 1 twill weave, weighing 200 grams per square meter or less, for use in apparel articles excluding gloves, cannot be supplied by the domestic industry in commercial quantities in a timely manner. The Committee hereby designates apparel articles, excluding gloves, that are both cut and sewn or otherwise assembled in an eligible CBTPA beneficiary country, from these fabrics as eligible for quota-free and duty-free treatment under the textile and apparel commercial availability provisions of the CBTPA and eligible under HTSUS subheadings 9820.11.27, to enter free of quota and duties, provided that all other fabrics are wholly formed in the United States from yarns wholly formed in the United States.

**EFFECTIVE DATE:** August 13, 2004.

**FOR FURTHER INFORMATION CONTACT:** Janet Heinzen, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 482-3400.

**SUPPLEMENTARY INFORMATION:**

**Authority:** Section 213(b)(2)(A)(v)(II) of the Caribbean Basin Economic Recovery Act (CBERA) as added by Section 211(d) of the CBTPA; Presidential Proclamation 7351 of October 2, 2000; Executive Order No. 13191 of January 17, 2001.

**Background**

The commercial availability provision of the CBTPA provides for duty-free and quota-free treatment for apparel articles that are both cut (or knit-to-shape) and sewn or otherwise assembled in one or

more beneficiary CBTPA country from fabric or yarn that is not formed in the United States if it has been determined that such yarns or fabrics cannot be supplied by the domestic industry in commercial quantities in a timely manner and certain procedural requirements have been met. In Presidential Proclamation 7351, the President proclaimed that this treatment would apply to apparel articles from fabrics or yarn designated by the appropriate U.S. government authority in the **Federal Register**. In Executive Order 13191, the President authorized the Committee to determine whether yarns or fabrics cannot be supplied by the domestic industry in commercial quantities in a timely manner.

On May 12, 2004 the Chairman of the Committee received a petition from Sandler, Travis, and Rosenberg, P.A., on behalf of Dillard's, Inc. of Little Rock, Arkansas and BWA, Inc. of New York, New York, that 100 percent cotton yarn-dyed woven flannel fabrics, made from 14 through 41 NM single ring-spun yarns, classified in 5208.43.00 of the HTSUS, of construction 2 X 1 twill weave, weighing 200 grams per square meter or less, for use in apparel articles excluding gloves, cannot be supplied by the domestic industry in commercial quantities in a timely manner and requesting quota- and duty-free treatment under the CBTPA for apparel articles that are both cut and sewn in one or more CBTPA beneficiary countries from such fabrics.

In response to a previous commercial availability request by the same petitioners on the subject fabrics, the Committee requested public comments on March 11, 2004 (69 FR 11596). Also in response to the previous petition, the Committee and the U.S. Trade Representative (USTR) sought the advice of the Industry Trade Advisory Committee for Textiles and Clothing and the Industry Trade Advisory Committee for Distribution Services regarding the proposed action on March 30, 2004. On March 29, 2004, the Committee and USTR offered to hold consultations with the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate (Congressional Committees) regarding the proposed action. On April 15, 2004, the U.S. International Trade Commission provided advice regarding the proposed action. On May 6, 2004, the Committee denied the previous petition on the subject fabrics. However, new information was subsequently obtained supporting the petitioners' claim that such fabrics cannot be supplied by the domestic industry in commercial

quantities in a timely manner. Based on the information and advice received and its understanding of the industry, the Committee determined that the fabric set forth in the instant petition cannot be supplied by the domestic industry in commercial quantities in a timely manner. On June 2, 2004, the Committee and USTR submitted a report to the Congressional Committees that set forth the action proposed, the reasons for such action, and advice obtained. A period of 60 calendar days since this report was submitted has expired.

The Committee hereby designates as eligible for preferential treatment under HTSUS subheading 9820.11.27, apparel articles, excluding gloves, that are both cut and sewn or otherwise assembled in one or more eligible CBTPA beneficiary countries, from 100 percent cotton yarn-dyed woven flannel fabrics, made from 14 through 41 NM single ring-spun yarns, classified in 5208.43.00 of the HTSUS, of construction 2 X 1 twill weave, weighing 200 grams per square meter or less, not formed in the United States, provided that all other fabrics are wholly formed in the United States from yarns wholly formed in the United States, subject to the special rules for findings and trimmings, certain interlinings and de minimis fibers and yarns under section 112 (d) of the CBTPA, and that such articles are imported directly into the customs territory of the United States from an eligible CBTPA beneficiary country.

An "eligible CBTPA beneficiary country" means a country which the President has designated as a CBTPA beneficiary country under section 213(b)(5)(B) of the CBERA (19 U.S.C. 2703(b)(5)(B)) and which has been the subject of a finding, published in the **Federal Register**, that the country has satisfied the requirements of section 213(b)(4)(A)(ii) of the CBERA (19 U.S.C. 2703(b)(4)(A)(ii)) and resulting in the enumeration of such country in U.S. note 1 to subchapter XX of Chapter 98 of the HTSUS.

**D. Michael Hutchinson,**

*Acting Chairman, Committee for the Implementation of Textile Agreements.*

[FR Doc.04-18526 Filed 8-12-04; 8:45 am]

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

**Establishment of Missile Defense Advisory Committee**

**AGENCY:** Department of Defense.

**ACTION:** Notice of establishment.

**SUMMARY:** The Missile Defense Advisory Committee (MDAC) is being established in consonance with the public interest, and in accordance with the provisions of Pub. L. 92-463, the "Federal Advisory Committee Act."

The MDAC shall provide the Department of Defense advice on all matters relating to missile defense, including system development, technology, program maturity and readiness of configurations of the ballistic Missile Defense System (BMDS) to enter the acquisition process.

The Committee shall be composed of 5-10 selected leaders from government and the private sector who are recognized authorities in defense policy, acquisition, strategy implications, capability-based requirements process, and other technical areas relating to the missile defense program. The committee will be balanced in terms of the functions to be performed, points of view to be considered and will include subject matter experts knowledgeable of BMDS programs. In addition, the committee may consult with experts in academia and industry.

**FOR FURTHER INFORMATION CONTACT:** Mrs. Phyllis Goldsmith, DoD Committee Management Officer, 703-588-8153.

Dated: August 9, 2004.

**L.M. Bynum,**

*Alternate, OSD Federal Register, Liaison Officer, Department of Defense.*

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**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

**Privacy Act of 1974; System of Records**

**AGENCY:** Office of the Secretary, DoD.

**ACTION:** Notice to alter a system of records.

**SUMMARY:** The Office of the Secretary is proposing to alter a system of records notice in its inventory of records systems subject to the Privacy Act of 1974, as amended (5 U.S.C. 552a).

The Office of the Secretary is proposing to alter the existing system of records to expand the categories of records being maintained.

**DATES:** The changes will be effective on September 13, 2004, unless comments are received that would result in a contrary determination.

**ADDRESSES:** Send comments to OSD Privacy Act Coordinator, Directives and Records Division, Washington Headquarters Services, 1155 Defense Pentagon, Washington, DC 20301-1155.