

Pursuant to section 129(b)(2) of the Uruguay Round Agreements Act (URAA),<sup>1</sup> on November 9, 2004, the U.S. Trade Representative requested the Department to issue a revised determination not inconsistent with the findings of the Appellate Body. On November 19, 2004, the Department issued a draft Section 129 Determination and provided an opportunity for the parties to comment. On December 6, 2004, the Department issued its final Section 129 Determination. See "Issues and Decision Memorandum for the Section 129 Determination: Final Affirmative Countervailing Duty Determination, Certain Softwood Lumber from Canada" from Barbara E. Tillman, Acting Deputy Assistant Secretary, Import Administration, to James J. Jochum, Assistant Secretary for Import Administration, signed December 6, 2004 ("Issues and Decision Memorandum").

Pursuant to section 129(b)(4) of the URAA, following consultations with the Department and congressional committees concerning the revised determination, on December 10, 2004, the U.S. Trade Representative directed the Department to implement the Section 129 Determination.

#### Implementation

Accordingly, the Department is publishing this notice of its revised final affirmative countervailing duty determination with respect to Certain Softwood Lumber from Canada. Consistent with the recommendations and findings of the Appellate Body in Softwood Lumber, the revised final determination reflects the results of the Department's analysis of whether there were "arm's-length" transactions involving Crown timber in which some or all of the stumpage subsidy benefit did not "pass through" to the purchasing sawmills. Copies of the Issues and Decision Memorandum detailing our Section 129 determination are available online at <http://ia.ita.doc.gov/ia-highlights-and-news.html> as well as in the Central Records Unit in room B-099 of the main Department building.<sup>2</sup>

In accordance with section 129(c)(1)(B), we will instruct U.S. Customs and Border Protection to collect cash deposits of estimated countervailing duties of 18.62 percent

ad valorem on all shipments of the subject merchandise entered, or withdrawn from warehouse, for consumption on or after December 10, 2004, *i.e.*, the date on which the U.S. Trade Representative directed the Department to implement the Section 129 Determination. These instructions will remain in effect until further notice.

This notice of implementation is issued and published in accordance with section 129(c)(2)(A) of the URAA.

Dated: December 10, 2004.

**James J. Jochum,**

*Assistant Secretary for Import Administration.*

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#### DEPARTMENT OF COMMERCE

#### National Oceanic and Atmospheric Administration

[I.D. 121304A]

#### Proposed Information Collection; Comment Request; Southwest Region Vessel Identification Requirements

**AGENCY:** National Oceanic and Atmospheric Administration (NOAA), DOC.

**ACTION:** Notice.

**SUMMARY:** The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995.

**DATES:** Written comments must be submitted on or before February 14, 2005.

**ADDRESSES:** Direct all written comments to Diana Hynek, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW, Washington, DC 20230 (or via the Internet at [DHynek@doc.gov](mailto:DHynek@doc.gov)).

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the information collection instrument and instructions should be directed to Alvin Katekaru, PacificIslands Regional Office, NMFS, 1601 Kapiolani Blvd., Honolulu, HI 96814 (phone 808-973-2937).

#### SUPPLEMENTARY INFORMATION:

##### I. Abstract

Regulations at 50 CFR part 660.16 require that all vessels with Federal permits to fish in the Southwest display

the vessel's official number. Regulations at 50 CFR part 300.35 require that vessels in the South Pacific tuna purse seine fishery must display their international radio call sign on the hull, the deck, and on the sides of auxiliary equipment such as skiffs and helicopters. The numbers must be a specific size at specified locations. The display of the identifying number aids in fishery law enforcement.

##### II. Method of Collection

No information is collected.

##### III. Data

*OMB Number:* 0648-0361.

*Form Number:* None.

*Type of Review:* Regular submission.

*Affected Public:* Business or other for-profit organizations, and individuals or households.

*Estimated Number of Respondents:* 1,481.

*Estimated Time Per Response:* 45 minutes (15 minutes for each of three markings) for non-purse seine vessels; and 1 hour and 15 minutes for purse seine vessels.

*Estimated Total Annual Burden Hours:* 1,130.

*Estimated Total Annual Cost to Public:* 17,000.

##### IV. Request for Comments

Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: December 9, 2004.

**Gwellnar Banks,**

*Management Analyst, Office of the Chief Information Officer.*

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<sup>1</sup> Section 129 of the URAA is the provision governing administrative action following WTO panel and Appellate Body reports.

<sup>2</sup> All issues raised in the comments submitted by the parties concerning this Section 129 Determination are addressed in the Issues and Decision Memorandum.