Title: Designation of Fishery Management Council Members and Application for Reinstatement of State Authority.
OMB Control Number: 0648–0314.
Form Number(s): NA.
Type of Request: Regular submission (revision and extension of a currently required information collection).
Number of Request: 146.
Average Hours Per Response: Nominations of principal state officials and designees, 1 hour; nominations for Council members, 80 hours per package of 3 nominations, nominees’ background information, 16 hours.
Burden Hours: 4,607.
Needs and Uses: This request is for revision and extension of a currently approved information collection.
The Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act), as amended in 1996, provides for the nomination for members of Fishery Management Councils by state governors and Indian tribes, for the designation of a principal state fishery official who will perform duties under the Magnuson-Stevens Act, and for a request by a state for reinstatement of state authority over a managed fishery. Nominees for council membership must provide the governor or tribe with background documentation, which is then submitted to NOAA with the nomination. The information submitted with these actions will be used to ensure that the requirements of the Magnuson-Stevens Act are being met.
Change: Adobe fillable nomination kits are now available on the Council Nomination Web site.
Affected Public: State, local or tribal governments.
Frequency: Annually and on occasion.
Respondent’s Obligation: Mandatory.
OMB Desk Officer: OIbRA_Submission@omb.eop.gov.
Copies of the above information collection proposal can be obtained by calling or writing Jennifer Jessup, Departmental Paperwork Clearance Officer, (202) 482–0336, Department of Commerce, Room 6616, 14th and Constitution Avenue NW., Washington, DC 20230 (or via the Internet at f Jessup@doc.gov).
Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to OIbRA_Submission@omb.eop.gov.

DEPARTMENT OF COMMERCE
Foreign-Trade Zones Board
[B–84–2012]
Foreign-Trade Zone 7—Mayaguez, Puerto Rico: Notification of Proposed Production Activity; Pepsi Cola Puerto Rico Distributing, LLC, (Soft Drink and Fruit Drink Beverages), Toa Baja, Puerto Rico

The Puerto Rico Industrial Development Company, grantee of FTZ 7, submitted a notification of proposed production activity on behalf of Pepsi Cola Puerto Rico Distributing, LLC (PCPRD), located in Toa Baja, Puerto Rico. The notification conforming to the regulations of the Foreign-Trade Zones Board (15 CFR § 400.22) was received on November 5, 2012.

The PCPRD facility is located at Carretera 865, KM 0.4, in Toa Baja, Puerto Rico. A separate application for subzone status at the PCPRD facility was submitted and will be processed under Section 400.31 of the Board’s regulations. The facility is used for the production of bottled and canned soft drink and fruit drink beverages. Production under FTZ procedures could exempt PCPRD from customs duty payments on the foreign status components and materials used in export production. On its domestic sales, PCPRD would be able to choose the duty rate during customs entry procedures that applies to canned and bottled soft drink and fruit drink beverages (duty free) for the foreign status inputs noted below. Customs duties also could possibly be deferred or reduced on foreign status production equipment.

Components and materials sourced from abroad include: fruit nectars (excluding orange juice and grapefruit juice), labels, plastic bottles, and plastic caps for bottles (duty rates range from 3.0 to 5.8%; 2¢/liter). The request indicates that PCPRD will not use foreign-status sugar in the proposed FTZ production activity.

Public comment is invited from interested parties. Submissions shall be addressed to the Board’s Executive Secretary at the address below. The closing period for their receipt is January 7, 2013.

A copy of the notification will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 21013, U.S. Department of Commerce, 1401 Constitution Avenue NW., Washington, DC 20230–0002, and in the “Reading Room” section of the Board’s Web site, which is accessible via www.trade.gov/ftz.

For further information, contact Pierre Duy at Pierre.Duy@trade.gov, or (202) 482–1378.
Dated: November 11, 2012.
Andrew McGilvray, Executive Secretary.

DEPARTMENT OF COMMERCE
International Trade Administration
[A–570–863]
Administrative Review of Honey From the People’s Republic of China: Final Results of Antidumping Duty Administrative Review

AGENCY: Import Administration, International Trade Administration, Department of Commerce.
SUMMARY: On August 6, 2012, the Department of Commerce (“Department”) published in the Federal Register the preliminary results of the tenth administrative review, covering the period December 1, 2010, through November 30, 2011, of the antidumping duty order on honey from the People’s Republic of China (“PRC”).1 We gave interested parties an opportunity to comment on the Preliminary Results. After reviewing interested parties’ comments, we made no changes for the final results of review. The final antidumping duty margins for this review are listed in the “Final Results of Review” section below.
DATES: Effective Date: November 26, 2012.
FOR FURTHER INFORMATION CONTACT: Bob Palmer or Catherine Bertrand, AD/CVD Operations, Office 9, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, DC 20230; telephone: (202) 482–9068 or (202) 482–3207, respectively.
SUPPLEMENTARY INFORMATION:

Background

On April 16, 2012, Petitioners withdrew their request for an administrative review for all companies under review except Dongtai Peak Honey Industry Co., Ltd. (“Peak”). On May 1, 2012, the Department rescinded the review with respect to Anhui Honghui Foodstuff (Group) Co., Ltd., Shanghai Bloom International Trading Co., Ltd., Shanghai Taiside Trading Co., Ltd., Tianjin Eulia Honey Co., Ltd., and Wuhan Bee Healthy Co., Ltd., because the requests for review of these companies were withdrawn and they were not part of the PRC-wide entity. As noted above, on August 6, 2012, the Department published the Preliminary Results of this administrative review. In the Preliminary Results, we set the deadline for interested parties to submit case briefs and rebuttal briefs to September 5, 2012, and September 10, 2012, respectively. On September 5, 2012, Peak filed a case brief. On September 10, 2012, the Petitioners filed a rebuttal brief. The Department did not hold a public hearing pursuant to 19 CFR 351.310(d), as no interested parties requested one.

Analysis of Comments Received

All issues raised in the case and rebuttal briefs submitted by parties to this review are addressed in the “Administrative Review of Honey from the People’s Republic of China: Issue and Decision Memorandum for the Final Results” (“I&D Memo”), which is dated concurrently with this notice, and which is hereby adopted by this notice. A list of the issues which parties raised and to which we respond to in the I&D Memo is attached to this notice as an Appendix. The I&D Memo is a public document and is on file electronically via Import Administration’s Antidumping and Countervailing Duty Centralized Electronic Service System (“IA ACCESS”). IA ACCESS is available to registered users at http://iaaccess.trade.gov and in the Central Records Unit (“CRU”), room 7046 of the main Department of Commerce building. In addition, a complete version of the I&D Memo can be accessed directly on the Internet at http://www.trade.gov/ia. The signed I&D Memo and the electronic versions of the I&D Memo are identical in content.

Scope of the Order

The products covered by the order are natural honey, artificial honey containing more than 50 percent natural honey by weight, preparations of natural honey containing more than 50 percent natural honey by weight and flavored honey. The merchandise subject to the order is currently classifiable under subheadings 0409.00.00, 1702.90.90 and 2106.90.99 of the Harmonized Tariff Schedule of the United States (“HTSUS”). Although the HTSUS subheadings are provided for convenience and customs purposes, the Department’s written description of the merchandise under order is dispositive.

PRC-Wide Entity

In the Preliminary Results, the Department determined that those companies remaining under review as of April 1, 2012, which did not demonstrate eligibility for a separate rate effectively became part of the PRC-wide entity. Since the Preliminary Results, no interested parties have submitted comments regarding these findings. Therefore, we will continue to treat these companies as part of the PRC-wide entity.

Facts Available

As noted in the Preliminary Results, the Department issued the non-market economy (“NME”) antidumping duty questionnaire to Peak for individual examination in this review. However, because the record lacks a complete questionnaire response from Peak, the Department found that the information necessary to calculate an accurate margin is not available on the record of this review. Further, we found that because we issued questions regarding Peak’s separate rate status to which Peak did not timely respond, Peak did not establish its eligibility for a separate rate in this segment of the proceeding, and thus is considered part of the PRC-wide entity.

Because Peak, as part of the PRC-wide entity, failed to respond in a timely manner to the Department’s requests for information, the Department finds that the PRC-wide entity did not cooperate to the best of its ability, and its non-cooperativeness necessitates the use of facts available, pursuant to sections 776(a)(2)(A), (B) and (C) of the Tariff Act of 1930, as amended (“Act”). Because the PRC-wide entity, including Peak, withheld requested information, failed to provide information in a timely manner and in the form requested, and significantly impeded this proceeding, we continue to find that the PRC-wide entity, failed to cooperate to the best of its ability, and, accordingly, find it appropriate to apply to it a margin based on adverse facts available (“AFA”). The Department’s determination is in accordance with sections 76(a)(2)(A), (B), (C) and 776(b) of the Act. For a further discussion regarding Peak, see I&D Memo.

Final Results of Review

The weighted-average dumping margins for the POR are as follows:

<table>
<thead>
<tr>
<th>Manufacturer/exporter</th>
<th>Margin (per kilogram)</th>
</tr>
</thead>
<tbody>
<tr>
<td>PRC-Wide entity</td>
<td>$2.63</td>
</tr>
</tbody>
</table>

Assessment

Consistent with these final results, and pursuant to section 751(a)(2)(B) of the Act and 19 CFR 351.212(b), the Department will direct U.S. Customs and Border Protection (“CBP”) to assess antidumping duties on all appropriate entries. Consistent with ARS Final Results, we will direct CBP to assess importer-specific assessments rates based on the resulting per-unit (i.e., per kilogram) amount on each entry of the subject merchandise during the review period. The Department intends to issue assessment instructions to CBP 15 days after the publication date of the final results of this review.

The Department recently announced a refinement to its assessment practice in

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2Petitioners are the American Honey Producers Association and the Sioux Honey Association.
3See Letter from Petitioners to the Secretary of Commerce “Petitioners’ Partial Withdrawal of Request for Tenth Administrative Review” (April 16, 2012).
6See Preliminary Results, 77 FR at 46700.
7See Preliminary Results, 77 FR at 46699.
8See id. at 46702.
9See id.
assessment of duties.

**Administrative Protective Order**

This notice also serves as a reminder to parties subject to administrative protective order (‘‘APO’’) of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305, which continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a violation which is subject to sanction.

We are issuing and publishing this administrative review and notice in accordance with sections 751(a)(1) and 777(i) of the Act.

Dated: November 19, 2012.

Paul Piquado,
Assistant Secretary for Import Administration.

**Appendix—I&D Memo**

Comment 1: Whether the Department Properly Rejected Peak’s Extension Request
Comment 2: Whether the Department Properly Rejected Peak’s SAQR
Comment 3: Peak’s Separate Rate Status
Comment 4: Whether the Adverse Inference is Appropriate
Comment 5: Whether the AFA Rate is Appropriate

[FR Doc. 2012–28625 Filed 11–23–12; 8:45 a.m.]