

that the sales to the first unaffiliated customer would not provide appropriate matches to U.S. sales for reasons of differences in product characteristics, differences in level of trade, or other criteria relevant to our analysis. Therefore, for purposes of our final determination, we believe it is appropriate to require further reporting of the sales to the first unaffiliated customer unless RIH can provide additional reasoning to show that these sales are not appropriate to use in our analysis. Thus, we will send an additional questionnaire regarding these sales to RIH.

Accordingly, for purposes of the preliminary determination, we have included only those sales to affiliated parties that passed the arm's length test. See 19 CFR 353.45(a). To test whether these sales were made at arm's length, we compared the gross unit prices of sales to affiliated and unaffiliated customers net of all movement charges, direct and indirect selling expenses, and packing. See *Final Determination of Sales at Less Than Fair Value; Certain Cold-Rolled Carbon Steel Flat Products from Argentina* (58 FR 37062, 37077, July 9, 1993).

**Comparison Methodology**

In accordance with section 777A(d)(1)(A)(i), we calculated weighted-average EPs for comparisons to weighted average NVs. The weighted-averages were calculated and compared by product characteristics.

**Currency Conversion**

For the purpose of the preliminary determination, we made currency conversions based on the official exchange rates in effect on the dates of the U.S. sales as certified by the Federal Reserve Bank. We were unable to obtain the official daily exchange rates as certified by the Federal Reserve Bank of Chicago, according to section 773A(a) of the Act, in time to use for the preliminary determination. However, we are expecting to receive these rates in time to use for the final determination.

**Verification**

As provided in section 782(i) of the Act, we will verify all information used in making our final determination.

**Suspension of Liquidation**

In accordance with section 733(d) of the Act, we are directing the Customs Service to suspend liquidation of all entries of circular welded non-alloy steel pipe from South Africa, that are entered, or withdrawn from warehouse for consumption, on or after the date of

publication of this notice in the Federal Register. The Customs Service will require a cash deposit or posting of a bond equal to the estimated amount by which the normal value exceeds the export price as shown below. These suspension of liquidation instructions will remain in effect until further notice.

The weighted-average dumping margins are as follows:

Exporter/manufacturer	Weighted-average margin percentage
RIH Group, including Brollo Africa and Tosa .....	135.36
All Others .....	135.36

The all others rate applies to all entries of subject merchandise except for entries of merchandise produced by RIH Group and its divisions: Brollo Africa and Tosa.

**ITC Notification**

In accordance with section 733(f) of the Act, we have notified the ITC of our determination. If our final determination is affirmative, the ITC will determine before the later of 120 days after the date of this preliminary determination or 45 days after our final determination whether these imports are materially injuring, or threaten material injury to, the U.S. industry.

**Public Comment**

In accordance with 19 CFR 353.38, case briefs or other written comments in at least ten copies must be submitted to the Assistant Secretary for Import Administration no later than February 27, 1996, and rebuttal briefs, no later than March 5, 1996. A list of authorities used and an executive summary of issues should accompany any briefs submitted to the Department. Such summary should be limited to five pages total, including footnotes. In accordance with 19 CFR 353.38, we will hold a public hearing, if requested, to afford interested parties an opportunity to comment on arguments raised in case or rebuttal briefs. Tentatively, the hearing will be held on March 8, 1996, time and place to be determined, at the U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230. Parties should confirm by telephone the time, date, and place of the hearing 48 hours before the scheduled time.

Interested parties who wish to request a hearing, or to participate if one is requested, must submit a written request to the Assistant Secretary for Import Administration, U.S. Department

of Commerce, Room B-099, within ten days of the publication of this notice. Requests should contain: (1) the party's name, address, and telephone number; (2) the number of participants; and (3) a list of the issues to be discussed. In accordance with 19 CFR 353.38(b), oral presentations will be limited to issues raised in the briefs. If this investigation proceeds normally, we will make our final determination by 135 days after the publication of this notice in the Federal Register.

This determination is published pursuant to section 733(f) of the Act.

Dated: November 21, 1995.

Susan G. Esserman,  
Assistant Secretary for Import Administration.

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BILLING CODE 3510-DS-P

**[A-122-823]**

**Certain Cut-to-Length Carbon Steel Plate From Canada: Initiation and Preliminary Results of Changed Circumstances Antidumping Duty Administrative Review, and Intent To Revoke Order in Part**

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**ACTION:** Notice of initiation and preliminary results of changed circumstances antidumping duty administrative review, and intent to revoke order in part.

**SUMMARY:** In response to a request from Sidbec-Dosco Inc., (Sidbec-Dosco) and Canberra Industries, Inc., (Canberra), the Department of Commerce (the Department) is initiating a changed circumstances antidumping duty administrative review and issuing a preliminary intent to revoke in part the antidumping duty order on certain cut-to-length carbon steel plate from Canada, the scope of which currently includes Cobalt 60 free cut-to-length carbon steel plate. See *Antidumping Duty Orders: Certain Corrosion-Resistant Carbon Steel Flat Products and Certain Cut-to-Length Carbon Steel Plate from Canada*, 58 FR 44162 (August 19, 1993). Sidbec-Dosco and Canberra requested that the Department revoke the order in part as to imports of cut-to-length carbon steel plate free of Cobalt-60 and other radioactive nuclides (Cobalt-60 free carbon steel plate) from Canada. Based on the fact that Bethlehem Steel Corporation, Inland Steel Industries, Inc., and U.S. Steel Group, a unit of USX Corporation, (the petitioners) have expressed no interest

in the importation or sale of Cobalt-60 free cut-to-length carbon steel plate produced in Canada, we intend to partially revoke this order.

**EFFECTIVE DATE:** November 30, 1995.

**FOR FURTHER INFORMATION CONTACT:** Ron Trentham or Zev Primor, Office of Antidumping Compliance, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone (202) 482-5253.

**SUPPLEMENTARY INFORMATION:**

**Background**

On November 3, 1995, Sidbec-Dosco and Canberra requested that the Department conduct a changed circumstances administrative review to determine whether to partially revoke the order with regard to Cobalt 60 free cut-to-length carbon steel plate. The order with regard to imports of other cut-to-length carbon steel plate is not affected by this request. In addition, on November 13, 1995, the petitioners informed the Department in writing that they do not object to the changed circumstances review and have no interest in the importation or sale of Cobalt 60 free cut-to-length carbon steel plate produced in Canada.

**Scope of Review**

The antidumping duty order on certain cut-to-length carbon steel plate from Canada covers hot-rolled carbon steel universal mill plates (*i.e.*, flat-rolled products rolled on four faces or in a closed box pass, of a width exceeding 150 millimeters but not exceeding 1,250 millimeters and of a thickness of not less than 4 millimeters, not in coils and without patterns in relief), of rectangular shape, neither clad, plated nor coated with metal, whether or not painted, varnished, or coated with plastics or other nonmetallic substances; and certain hot-rolled carbon steel flat-rolled products in straight lengths, of rectangular shape, hot rolled, neither clad, plated, nor coated with metal, whether or not painted, varnished, or coated with plastics or other nonmetallic substances, 4.75 millimeters or more in thickness and of a width which exceeds 150 millimeters and measures at least twice the thickness, as currently classifiable in the HTS numbers 7208.31.0000, 7208.32.0000, 7208.33.1000, 7208.33.5000, 7208.41.0000, 7208.42.0000, 7208.43.0000, 7208.90.0000, 7210.70.3000, 7210.90.9000, 7211.11.0000, 7211.12.0000, 7211.21.0000, 7211.22.0045, 7211.90.0000,

7212.40.1000, 7212.40.5000, and 7212.50.0000. Included in these investigations are flat-rolled products of nonrectangular cross-section where such cross-section is achieved subsequent to the rolling process (*i.e.*, products which have been "worked after rolling")—for example, products which have been bevelled or rounded at the edges. Excluded from these investigations is grade X-70 plates. HTS item numbers are provided for convenience and for Customs purposes. The written description remains dispositive. The preceding description of the steel plate products covered by this order is included in *Appendix I to the Final Determination of Sales at Less Than Fair Value: Certain Cold-Rolled Carbon Steel Flat Products from Argentina*, 58 FR 37062 (July 9, 1993).

The merchandise covered by this changed circumstances review includes cut-to-length carbon steel plate meeting the following criteria: (1) 100% dry steel plates, virgin steel, no scrap content (free of Cobalt-60 and other radioactive nuclides); (2) .290 inches maximum thickness, plus 0.0, minus .030 inches; (3) 48.00 inch wide, plus .05, minus 0.0 inches; (4) 10 foot lengths, plus 0.5, minus 0.0 inches; (5) flatness, plus/minus 0.5 inch over 10 feet; (6) AISI 1006; (7) tension leveled; (8) pickled and oiled; and (9) carbon content, .03 to .08 (max).

This changed circumstance administrative review covers all manufacturers/exporters of Cobalt 60 free cut-to-length carbon steel plate from Canada.

**Initiation and Preliminary Results of Changed Circumstances Antidumping Duty Administrative Review, and Intent To Revoke Order in Part**

Pursuant to section 751(d) of the Tariff Act of 1930, as amended (the Act), the Department may partially revoke an antidumping duty order based on a review under section 751(b) of the Act (*i.e.*, a changed circumstances review). Section 751(b)(1) of the Act requires a changed circumstances administrative review to be conducted upon receipt of a request containing sufficient information concerning changed circumstances.

The Department's regulations at 19 CFR 353.25(d)(2) permit the Department to conduct a changed circumstances administrative review under section 353.22(f) based upon an affirmative statement of no interest from the petitioner in the proceeding. Section 782(h) of the Act and Section 353.25(d)(1)(i) of the Department's regulations further provide that the Department may revoke an order or

revoke an order in part if it determines that the order under review is no longer of interest to interested parties. In addition, in the event that the Department concludes that expedited action is warranted, section 353.22(f)(4) of the regulations permits the Department to combine the notices of initiation and preliminary results.

Therefore, in accordance with sections 751(d) and 782(h) of the Act and 19 CFR 353.25(d) and 353.22(f), based on an affirmative statement of no interest in the proceeding by petitioners, we are initiating this changed circumstances administrative review. Further, based on the representation made by the petitioners that other U.S. producers and potential producers of this merchandise have no interest in the order regarding Cobalt 60 free cut-to-length carbon steel plate from Canada, we have determined that expedited action is warranted, and we have preliminarily determined that there are changed circumstances sufficient to warrant revocation of the order regarding Cobalt 60 free cut-to-length carbon steel plate from Canada. Because we have concluded that expedited action is warranted, we are combining these notices of initiation and preliminary results. Therefore, we are hereby notifying the public of our intent to revoke in part the antidumping duty order as to imports of Cobalt 60 free cut-to-length carbon steel plate from Canada.

If final revocation in part occurs, we intend to instruct the U.S. Customs Service (Customs) to liquidate without regard to antidumping duties and to refund any estimated antidumping duties collected for all unliquidated entries of Cobalt-60 free cut-to-length carbon steel plate from Canada made on or after the effective date of partial revocation, in accordance with 19 CFR 353.25(d)(5). We will also instruct Customs to refund interest for entries made on or after August 1, 1995, in accordance with section 778 of the Act. The current requirement for a cash deposit of estimated antidumping duties will continue until publication of the final results of this changed circumstances review.

**Public Comment**

Parties to the proceeding may request disclosure within 5 days of the date of publication of this notice and any interested party may request a hearing within 10 days of publication. Any hearing, if requested, will be held no later than 28 days after the date of publication of this notice, or the first workday thereafter. Case briefs and/or written comments from interested

parties may be submitted not later than 14 days after the date of publication of this notice. Rebuttal briefs and rebuttals to written comments, limited to the issues raised in those comments, may be filed not later than 21 days after the date of publication of this notice. All written comments shall be submitted in accordance with 19 CFR 353.31(e) and shall be served on all interested parties on the Department's service list in accordance with 19 CFR 353.31(g). Persons interested in attending the hearing should contact the Department for the date and time of the hearing. The Department will publish the final results of this changed circumstances review, including the results of its analysis of issues raised in any written comments.

This notice is in accordance with sections 751 (b)(1) and (c) of the Act and section 353.22(a)(5), 353.22(f), and 353.25(d) of the Department's regulations.

Dated: November 20, 1995.

Susan G. Esserman,

*Assistant Secretary for Import Administration.*

[FR Doc. 95-29271 Filed 11-29-95; 8:45 am]

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[A-122-804; C-122-805]

**New Steel Rail, Except Light Rail, From Canada: Initiation and Preliminary Results of Changed Circumstances Antidumping Duty and Countervailing Duty Administrative Reviews, and Intent To Revoke Orders in Part**

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**ACTION:** Notice of initiation and preliminary results of changed circumstances antidumping duty and countervailing duty administrative reviews, and intent to revoke orders in part.

**SUMMARY:** In response to a request from Cleveland Track Materials, Inc., an interested party in these proceedings in accordance with §§ 353.2(k) and 355.2(i) of our regulations, and a railway trackwork fabricator which imports 100 ARA (Association of American Railroads)—A steel rail, the Department of Commerce (the Department) is initiating changed circumstances antidumping duty and countervailing duty administrative reviews and issuing an intent to revoke in part the antidumping duty and countervailing duty orders on new steel rail, except light rail, from Canada, the scope of which currently include new steel rail

at least 60 pounds per yard or heavier. Cleveland Track Material, Inc. requested that the Department revoke the orders in part as to imports of new steel rail of 100 pounds per yard (100ARA-A). Cleveland Track Material, Inc. also requested that this partial revocation of 100 ARA-A steel rail be retroactive to August 1, 1994. Bethlehem Steel Corp., petitioners in this case, have submitted a letter indicating they have no objection to the initiation of these changed circumstances reviews and no interest in maintaining the antidumping duty and countervailing duty orders on 100ARA-A steel rail from Canada. Based on the fact that this portion of these orders is no longer of interest to domestic parties, we intend to partially revoke these orders.

**EFFECTIVE DATE:** November 30, 1995.

**FOR FURTHER INFORMATION CONTACT:** Roy F. Unger, Jr., Office of Antidumping Compliance or Robert Copyak, Office of Countervailing Compliance, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone (202) 482-0651 and (202) 482-2209, respectively.

**SUPPLEMENTARY INFORMATION:**

**Background**

On August 3, 1989, the Department published the final determination in the less-than-fair-value (LTFV) investigation (54 FR 31984), which covered new steel rail 60 pounds per yard and heavier. The Department published an antidumping duty order on new steel rail, except light rail, on September 15, 1989 (54 FR 38263). The Department published a countervailing duty order on new steel rail, except light rail, on September 22, 1989 (54 FR 39032).

On October 20, 1995, Cleveland Track Material, Inc. requested that the Department conduct changed circumstances administrative reviews to determine whether to partially revoke the orders with regard to 100ARA-A new steel rail. The orders with regard to imports of new steel rail other than 100ARA-A are not affected by this request. In addition, the petitioners informed the Department that they have canvassed interested parties known to them to be actively involved in the production of 100ARA-A steel rail in the United States, and did not find any opposition to the revocation of the orders with regard to 100ARA-A steel rail. Furthermore, Cleveland Track Material, Inc. requested that the partial revocation on 100ARA-A steel rail be effective retroactive to August 1, 1994.

**Scope of Review**

The merchandise covered by these changed circumstances reviews are imports of 100ARA-A new steel rail, except light rail, whether of carbon, high carbon, alloy or other quality steel, and includes standard rails, all main line sections, heat-treated or head-hardened (premium) rails, transit rails, contact rail (or "third rail") and crane rails. This merchandise is currently classified under subheadings 7302.10.1020, 7302.10.1040, 7302.10.5000, and 8548.00.0000 of the Harmonized Tariff Schedule (HTS). The HTS numbers are provided for convenience and Customs purposes. The written description of the scope of these reviews remains dispositive.

These changed circumstances administrative reviews cover all manufacturers/exporters of 100 ARA-A steel rail, except light rail, from Canada.

**The Applicable Statute**

Unless otherwise indicated, all citations to the statute are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Tariff Act of 1930 (the Act) by the Uruguay Round Agreements Act.

**Initiation and Preliminary Results of Changed Circumstances Antidumping Duty and Countervailing Duty Administrative Reviews, and Intent to Revoke Orders in Part**

Pursuant to section 751(d)(1) and 782(h)(2) of the Act, the Department may partially revoke an antidumping or countervailing duty order based on a review under section 751(b) of the Act (i.e., a changed circumstances review). Section 751(b)(1) of the Act requires a changed circumstances administrative review to be conducted upon receipt of a request containing sufficient information concerning changed circumstances.

The Department's regulations at 19 CFR 353.25(d)(2) and 355.25(d)(2) permit the Department to conduct changed circumstances administrative reviews under section 353.22(f) and 355.22(h), respectively, based upon an affirmative statement of no interest from the petitioner in the proceeding. Sections 353.25(d)(1)(i) and 355.25(d)(1)(i) further provide that the Department may revoke an order or revoke an order in part if it determines that the order under review is no longer of interest to interested parties. In addition, in the event that the Department concludes that expedited action is warranted, sections 353.22(f)(4) and 355.22(h)(4) of the regulations permit the Department to combine the