

Sayı: 17812098-TİM.AKİB.GSK.SAN.2022/636-5757  
Konu: ABD / İnşaat Demiri Telafi Edici Vergi Hk.

Mersin, 5/12/2022

Sayın Üyemiz,

Ticaret Bakanlığı İthalat Genel Müdürlüğü'nden alınan bir yazıda, Amerika Birleşik Devletleri (ABD) tarafından, ülkemiz menşeli “**filmaşın**” ithalatına karşı 21 Mayıs 2018 tarihinden bu yana telafi edici vergi önlemi ve anti-damping önlemi uygulandığı hatırlatılmaktadır. Dünya Ticaret Örgütü (DTÖ) Sübvansiyonlar ve Telafi Edici Önlemler Anlaşması ile DTÖ Anti-Damping Anlaşması'nın ilgili hükümlerine göre ABD makamları tarafından önlemlerin devamının gerekliliğinin incelenmesi amacıyla 1 Aralık 2022 tarihinde bir nihai gözden geçirme soruşturması (sunset review) başlatıldığı ve mezkur soruşturma sonucunda bahse konu önlemlerin yürürlükten kalkması ihtimalinin bulunduğu bildirilmektedir.

Yazıda devamlı, ABD'nin ilgili mevzuatları uyarınca anti-damping ve telafi edici vergi soruşturmalarında dampingin/sübvansiyonun mevcudiyetinin ve zararın mevcudiyetinin iki ayrı kurum tarafından incelenmekte olduğu belirtilmektedir. ABD Ticaret Bakanlığı (DOC) Uluslararası Ticaret İdaresi (ITA) tarafından dampingin ve sübvansiyonun mevcudiyetine yönelik, Uluslararası Ticaret Komisyonu (ITC) tarafından ise mevcut damping ve sübvansiyon uygulamalarının ABD yerli üretimine zarar verip vermediğine yönelik ayrı soruşturmalar yürütüldüğü ifade edilmektedir.

Bu çerçevede, adı geçen ABD'li kurumlar tarafından 1 Aralık 2022 tarihli ABD Resmi Gazetesi'nde yayımlanan ve birer örneği ekte gönderilen bildirimlerle ülkemiz menşeli filmaşın ithalatına uygulanmakta olan anti-damping ve telafi edici vergi önlemlerine yönelik nihai gözden geçirme soruşturmasının (sunset review) başlatıldığı bildirilmektedir.

Bu süreçte ITA ve ITC tarafından ilgili taraflarca verilen cevapların “yeterli” olup olmadıklarının incelenmesini müteakip bir “tam gözden geçirme soruşturması” (full review) veya bir “hızlandırılmış gözden geçirme soruşturması” (expedited review) yürütülmesine karar verilebileceği belirtilmektedir. Bahse konu cevapların yeterli sayılabilmesi için normalde ülke hükümetinin yanı sıra, soruşturma konusu ürün ihracatçısı firmaların (soruşturma açılışından önceki son 5 sene içerisinde ABD'ye gerçekleştirilen soruşturma konusu ürün ihracatının en az %50'sini gerçekleştiren firmaların) da nihai gözden geçirme soruşturmasına taraf olmasının gerekliliği bildirilmektedir. İhracatçı ülke hükümeti ile firmaların soruşturmaya taraf olmaması ya da taraf olmalarına rağmen verdikleri cevapların “tam ve kapsamlı” (complete substantive responses) niteliği bulunmaması durumunda, ABD otoritelerince “tam gözden geçirme soruşturması” (full review) yerine “hızlandırılmış gözden geçirme soruşturması” (expedited review) yürütülmesine karar verilebileceği de ayrıca belirtilmektedir. Hızlandırılmış gözden geçirme soruşturmasının yürütülmesi durumunda ise mezkur otoritelerin soruşturmaya ilişkin kararlarını “mevcut en iyi bilgilere” (facts available) dayanarak aldıkları ifade edilmektedir. Bu çerçevede firmalarımızca, soruşturmaya taraf olunması ve cevaplandırılması gereken soruların yanıtlandırılması önem arz etmektedir.

Bu itibarla, dampingin/sübvansiyonun mevcudiyetini değerlendirecek olan ITA'nın yürüteceği soruşturmaya taraf olmak isteyenlerin, soruşturma açılış bildiriminin ABD Resmi Gazetesi'nde yayımlanmasından itibaren (1 Aralık 2022) **en geç 10 gün içerisinde** ITA ile temasa geçerek soruşturmaya taraf olma niyetlerini yazılı olarak sunmaları ve taraf olunmasını müteakip ilgili tarafların “tam ve kapsamlı” (complete substantive responses) yanıtlar sunabilmeleri için



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soruşturma açılış bildiriminin ABD Resmi Gazetesi'nde yayımlanmasından itibaren **30 gün içerisinde** ABD'nin 19 CFR 351.218 (d)(3) simgeli mevzuatında yer alan soruları yanıtlayarak ABD makamlarına sunmaları gerektiği belirtilmektedir. Adı geçen mevzuata <http://law.justia.com/cfr/title19/19-3.0.2.4.1.html#19:3.0.2.4.1.2.2.18> internet linkinden ulaşılması mümkündür.

Ayrıca, zararın mevcudiyetini değerlendirecek olan ITC'nin yürüteceği soruşturmaya taraf olmak isteyenlerin soruşturma açılış bildiriminin ABD Resmi Gazetesi'nde yayımlanmasından itibaren (1 Aralık 2022) **21 gün içerisinde** ITC ile temasa geçerek soruşturmaya taraf olma niyetlerini yazılı olarak sunmaları ve **30 gün içerisinde** ise ekte kayıtlı Resmi Gazete'de yayımlanan soruları cevaplayarak ITC'ye iletmeleri gerektiği ifade edilmektedir.

Ayrıca, nihai gözden geçirme soruşturması çerçevesinde ABD makamlarına sunulacak olan her tür dokümanın <http://law.justia.com/cfr/title19/19-3.0.2.4.1.html#19:3.0.2.4.1.3.2.3> adresinde yer alan yazı ve sunuş formatına uygun olması gerektiği belirtilmektedir.

Konuya ilişkin soruşturmaya taraf olmak isteyen üyelerimizin **07 Aralık 2022 Çarşamba günü mesai bitimine kadar** Bakanlığa iletmek üzere firma bilgilerini Genel Sekreterliğimiz [sanayi@akib.org](mailto:sanayi@akib.org) e-posta adresine göndermeleri beklenmektedir.

Bilgilerini rica ederim.

**Canan AKTAN SARI**  
**Genel Sekreter V.**

**Ekler:**

- 1- Açılış Bildirimi - Resmi Gazete – ITA (3 sayfa)
- 2- Açılış Bildirimi - Resmi Gazete – ITC (4 sayfa)



Act of 1930, as amended (the Act).<sup>2</sup> As a result of its review, Commerce determined that revocation of the *Orders* would likely lead to continuation or recurrence of dumping and countervailable subsidies and, therefore, notified the ITC of the magnitude of the margins and net countervailable subsidy rates likely to prevail should the *Orders* be revoked.<sup>3</sup>

On November 25, 2022, the ITC published its determination, pursuant to sections 751(c) and 752(a) of the Act, that revocation of the *Orders* would likely lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time.<sup>4</sup>

**Scope of the Orders**

The merchandise covered by the *Orders* includes all grades of aqueous acidic (non-neutralized) concentrations of HEDP, also referred to as hydroxyethylidenediphosphonic acid, hydroxyethanediphosphonic acid, acetodiphosphonic acid, and etidronic acid. The Chemical Abstract Service (CAS) registry number for HEDP is 2809-21-4.

The merchandise subject to the *Orders* is currently classified in the Harmonized Tariff Schedule of the United States (HTSUS) at subheading 2931.90.9043. It may also enter under HTSUS subheadings 2811.19.6090, 2931.90.9041, 2931.90.9051, 2811.19.6190, and 2931.39.0018.<sup>5</sup> While HTSUS subheadings and the CAS registry number are provided for convenience and customs purposes only, the written description of the scope of the *Orders* is dispositive.

**Continuation of the Orders**

As a result of the determinations by Commerce and the ITC that revocation of the *Orders* would likely lead to a continuation or a recurrence of dumping and countervailable subsidies, as well as material injury to an industry in the United States, pursuant to section 751(d)(2) of the Act, Commerce hereby orders the continuation of the *Orders*. CBP will continue to collect AD and

CVD cash deposits at the rates in effect at the time of entry for all imports of subject merchandise.

The effective date of the continuation of the *Orders* will be the date of publication in the **Federal Register** of this notice of continuation. Pursuant to section 751(c)(2) of the Act, Commerce intends to initiate the next five-year reviews of the *Orders* not later than 30 days prior to the fifth anniversary of the effective date of continuation.

**Administrative Protective Order**

This notice serves as the only reminder to parties subject to an administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3), which continues to govern business proprietary information in this segment of the proceeding. Timely notification of return/destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of the APO is a sanctionable violation.

**Notification to Interested Parties**

These five-year sunset reviews and this notice are in accordance with section 751(c) of the Act and published in accordance with section 777(i)(1) of the Act and 19 CFR 351.218(f)(4).

Dated: November 25, 2022.

**Abdelali Elouaradia,**

*Deputy Assistant Secretary for Enforcement and Compliance.*

[FR Doc. 2022-26160 Filed 11-30-22; 8:45 am]

**BILLING CODE 3510-DS-P**

**DEPARTMENT OF COMMERCE**

**International Trade Administration**

**Initiation of Five-Year (Sunset) Reviews**

**AGENCY:** Enforcement and Compliance, International Trade Administration, Department of Commerce.

**SUMMARY:** In accordance with the Tariff Act of 1930, as amended (the Act), the Department of Commerce (Commerce) is automatically initiating the five-year reviews (Sunset Reviews) of the antidumping and countervailing duty (AD/CVD) order(s) and suspended investigation(s) listed below. The International Trade Commission (the ITC) is publishing concurrently with this notice its notice of *Institution of Five-Year Reviews* which covers the same order(s) and suspended investigation(s).

**DATES:** Applicable December 1, 2022.

**FOR FURTHER INFORMATION CONTACT:** Commerce official identified in the *Initiation of Review* section below at AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230. For information from the ITC, contact Mary Messer, Office of Investigations, U.S. International Trade Commission at (202) 205-3193.

**SUPPLEMENTARY INFORMATION:**

**Background**

Commerce’s procedures for the conduct of Sunset Reviews are set forth in its *Procedures for Conducting Five-Year (Sunset) Reviews of Antidumping and Countervailing Duty Orders*, 63 FR 13516 (March 20, 1998) and 70 FR 62061 (October 28, 2005). Guidance on methodological or analytical issues relevant to Commerce’s conduct of Sunset Reviews is set forth in *Antidumping Proceedings: Calculation of the Weighted-Average Dumping Margin and Assessment Rate in Certain Antidumping Duty Proceedings; Final Modification*, 77 FR 8101 (February 14, 2012).

**Initiation of Review**

In accordance with section 751(c) of the Act and 19 CFR 351.218(c), we are initiating the Sunset Reviews of the following antidumping and countervailing duty order(s) and suspended investigation(s):

DOC case No.	ITC case No.	Country	Product	Commerce contact
A-357-820 ...	731-TA-1347	Argentina .....	Biodiesel (1st Review) .....	Jacky Arrowsmith (202) 482-5255.

<sup>2</sup> See *1-Hydroxyethylidene-1,1-Diphosphonic Acid (HEDP) from China; Institution of Five-Year Reviews*, 87 FR 19125 (April 1, 2022); and *Initiation of Five-Year (Sunset) Reviews*, 87 FR 19069 (April 1, 2022).

<sup>3</sup> See *1-Hydroxyethylidene-1,1-Diphosphonic Acid from the People’s Republic of China: Final Results of the Expedited First Sunset Review of the Antidumping Duty Order*, 87 FR 42705 (July 18, 2022) (*AD Sunset Final*); and *1-Hydroxyethylidene-*

*1,1-Diphosphonic Acid from the People’s Republic of China: Final Results of the Expedited First Sunset Review of the Countervailing Duty Order*, 87 FR 42707 (July 18, 2022) (*CVD Sunset Final*).

<sup>4</sup> See *1-Hydroxyethylidene-1,1-Diphosphonic Acid (HEDP) from China*, 87 FR 72510 (November 25, 2022); see also *1-Hydroxyethylidene-1,1-Diphosphonic Acid (HEDP) from China*, Inv. Nos. 701-TA-558 and 731-TA-1316 (Review), USITC Pub. 5386 (November 2022).

<sup>5</sup> On September 24, 2020, U.S. Customs and Border Protection (CBP) notified Commerce of additional HTSUS subheadings under which subject merchandise can be entered. Accordingly, the scope of the *Orders* now reflects those additional HTSUS subheadings. See *AD Sunset Final*, 87 FR at 42706; and *CVD Sunset Final*, 87 FR at 42707.

DOC case No.	ITC case No.	Country	Product	Commerce contact
A-560-830 ...	731-TA-1348	Indonesia .....	Biodiesel (1st Review) .....	Jacky Arrowsmith (202) 482-5255.
A-822-806 ...	731-TA-1349	Belarus .....	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Mary Kolberg (202) 482-1785.
A-475-836 ...	731-TA-1350	Italy .....	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Mary Kolberg (202) 482-1785.
A-580-891 ...	731-TA-1351	Korea .....	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Mary Kolberg (202) 482-1785.
A-821-824 ...	731-TA-1352	Russia .....	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Mary Kolberg (202) 482-1785.
A-791-823 ...	731-TA-1353	South Africa	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Mary Kolberg (202) 482-1785.
A-469-816 ...	731-TA-1354	Spain .....	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Mary Kolberg (202) 482-1785.
A-489-831 ...	731-TA-1355	Turkey .....	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Mary Kolberg (202) 482-1785.
A-823-816 ...	731-TA-1356	Ukraine .....	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Mary Kolberg (202) 482-1785.
A-520-808 ...	731-TA-1357	United Arab Emirates.	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Mary Kolberg (202) 482-1785.
A-412-826 ...	731-TA-1358	United Kingdom.	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Mary Kolberg (202) 482-1785.
A-122-857 ...	731-TA-1342	Canada .....	Certain Softwood Lumber (1st Review) .....	Thomas Martin (202) 482-3936.
A-570-051 ...	731-TA-1341	China .....	Hardwood Plywood (1st Review) .....	Thomas Martin (202) 482-3936.
A-560-970 ...	731-TA-1179	China .....	Multilayered Wood Flooring (2nd Review) .....	Mary Kolberg (202) 482-1785.
A-570-056 ...	731-TA-1360	China .....	Tool Chest and Cabinets (1st Review) .....	Mary Kolberg (202) 482-1785.
A-552-821 ...	731-TA-1361	Vietnam .....	Tool Chest and Cabinets (1st Review) .....	Mary Kolberg (202) 482-1785.
C-357-821 ...	701-TA-571	Argentina .....	Biodiesel (1st Review) .....	Jacky Arrowsmith (202) 482-5255.
C-560-831 ...	701-TA-572	Indonesia .....	Biodiesel (1st Review) .....	Jacky Arrowsmith (202) 482-5255.
C-475-837 ...	701-TA-573	Italy .....	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Jacky Arrowsmith (202) 482-5255.
C-489-832 ...	701-TA-574	Turkey .....	Carbon and Certain Alloy Steel Wire Rod (1st Review)	Thomas Martin (202) 482-3936.
C-122-858 ...	701-TA-566	Canada .....	Certain Softwood Lumber (1st Review) .....	Mary Kolberg (202) 482-1785.
C-570-052 ...	701-TA-565	China .....	Hardwood Plywood (1st Review) .....	Thomas Martin (202) 482-3936.
C-570-971 ...	701-TA-476	China .....	Multilayered Wood Flooring (2nd Review) .....	Mary Kolberg (202) 482-1785.
C-570-057 ...	701-TA-575	China .....	Tool Chest and Cabinets (1st Review) .....	Mary Kolberg (202) 482-1785.

### Filing Information

As a courtesy, we are making information related to sunset proceedings, including copies of the pertinent statute and Commerce's regulations, Commerce's schedule for Sunset Reviews, a listing of past revocations and continuations, and current service lists, available to the public on Commerce's website at the following address: <https://enforcement.trade.gov/sunset/>. All submissions in these Sunset Reviews must be filed in accordance with Commerce's regulations regarding format, translation, and service of documents. These rules, including electronic filing requirements via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS), can be found at 19 CFR 351.303.

In accordance with section 782(b) of the Act, any party submitting factual information in an AD/CVD proceeding must certify to the accuracy and completeness of that information. Parties must use the certification formats provided in 19 CFR 351.303(g). Commerce intends to reject factual submissions if the submitting party does not comply with applicable revised certification requirements.

### Letters of Appearance and Administrative Protective Orders

Pursuant to 19 CFR 351.103(d), Commerce will maintain and make

available a public service list for these proceedings. Parties wishing to participate in any of these five-year reviews must file letters of appearance as discussed at 19 CFR 351.103(d). To facilitate the timely preparation of the public service list, it is requested that those seeking recognition as interested parties to a proceeding submit an entry of appearance within 10 days of the publication of the Notice of Initiation. Because deadlines in Sunset Reviews can be very short, we urge interested parties who want access to proprietary information under administrative protective order (APO) to file an APO application immediately following publication in the **Federal Register** of this notice of initiation. Commerce's regulations on submission of proprietary information and eligibility to receive access to business proprietary information under APO can be found at 19 CFR 351.304-306. Note that Commerce has temporarily modified certain of its requirements for serving documents containing business proprietary information, until further notice.<sup>1</sup>

### Information Required From Interested Parties

Domestic interested parties, as defined in section 771(9)(C), (D), (E), (F), and (G) of the Act and 19 CFR 351.102(b), wishing to participate in a

Sunset Review must respond not later than 15 days after the date of publication in the **Federal Register** of this notice of initiation by filing a notice of intent to participate. The required contents of the notice of intent to participate are set forth at 19 CFR 351.218(d)(1)(ii). In accordance with Commerce's regulations, if we do not receive a notice of intent to participate from at least one domestic interested party by the 15-day deadline, Commerce will automatically revoke the order without further review.<sup>2</sup>

If we receive an order-specific notice of intent to participate from a domestic interested party, Commerce's regulations provide that *all parties* wishing to participate in a Sunset Review must file complete substantive responses not later than 30 days after the date of publication in the **Federal Register** of this notice of initiation. The required contents of a substantive response, on an order-specific basis, are set forth at 19 CFR 351.218(d)(3). Note that certain information requirements differ for respondent and domestic parties. Also, note that Commerce's information requirements are distinct from the ITC's information requirements. Consult Commerce's regulations for information regarding Commerce's conduct of Sunset Reviews. Consult Commerce's regulations at 19 CFR part 351 for definitions of terms and for other general information concerning antidumping and

<sup>1</sup> See *Temporary Rule Modifying AD/CVD Service Requirements Due to COVID-19; Extension of Effective Period*, 85 FR 41363 (July 10, 2020).

<sup>2</sup> See 19 CFR 351.218(d)(1)(iii).

countervailing duty proceedings at Commerce.

This notice of initiation is being published in accordance with section 751(c) of the Act and 19 CFR 351.218(c).

Dated: November 25, 2022.

**James Maeder,**

*Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.*

[FR Doc. 2022–26154 Filed 11–30–22; 8:45 am]

**BILLING CODE 3510–DS–P**

## DEPARTMENT OF COMMERCE

### National Institute of Standards and Technology

[Docket Number: 221004–0210]

#### Manufacturing USA Semiconductor Institutes; Extension of Comment Period

**AGENCY:** National Institute of Standards and Technology (NIST), Commerce.

**ACTION:** Notice; extension of comment period.

**SUMMARY:** The National Institute of Standards and Technology (NIST) is extending the period for submitting comments relating to potential Manufacturing USA semiconductor institutes until December 12, 2022. In a Request for Information (RFI) that published in the **Federal Register** on October 13, 2022, NIST requested information to inform the design of, and requirements for, potential Manufacturing USA institutes to strengthen the semiconductor and microelectronics innovation ecosystem, which could include design, fabrication, advanced test, assembly, and packaging capability. Responses to the RFI will inform NIST's development of funding opportunities for federal assistance to establish Manufacturing USA semiconductor institutes.

**DATES:** Comments must be received by 11:59 p.m. Eastern time on December 12, 2022. Comments received after November 28, 2022 and before publication of this notice are deemed to be timely. Submissions received after December 12, 2022 may not be considered. Those who have already submitted comments need not resubmit.

**ADDRESSES:** Comments may be submitted by either of the following methods:

- *Electronic submission:* Submit electronic public comments via the Federal eRulemaking Portal.
  1. Go to [www.regulations.gov](http://www.regulations.gov) and enter NIST–2022–0002 in the search field,
  2. Click the “Comment Now!” icon, complete the required fields, and

3. Enter or attach your comments.

• *Email:* Comments in electronic form may also be sent to [MfgRFI@nist.gov](mailto:MfgRFI@nist.gov) in any of the following formats: HTML; ASCII; Word; RTF; or PDF.

Please submit comments only and include your name, organization's name (if any), and cite “Manufacturing USA semiconductor institutes” in all correspondence. Comments containing references, studies, research, and other empirical data that are not widely published should include copies of the referenced materials.

All comments responding to this document will be a matter of public record. Relevant comments will generally be available on the Federal eRulemaking Portal at <http://www.Regulations.gov> and on NIST's website at <https://www.nist.gov/oam/manufacturing-usa-semiconductor-institute-request-information-rfi>. NIST will not accept comments accompanied by a request that part or all of the material be treated confidentially because of its business proprietary nature or for any other reason. Therefore, do not submit confidential business information or otherwise sensitive, protected, or personal information, such as account numbers, Social Security numbers, or names of other individuals.

**FOR FURTHER INFORMATION CONTACT:** For questions about this RFI contact: Kelley Rogers in the Office of Advanced Manufacturing, National Institute of Standards and Technology, telephone number 301–219–8543 or email [manufacturingusa@nist.gov](mailto:manufacturingusa@nist.gov). Please direct media inquiries to NIST's Office of Public Affairs at (301) 975–2762.

**SUPPLEMENTARY INFORMATION:** In an RFI that published in the **Federal Register** on October 13, 2022 (87 FR 62080), NIST requested information to inform the design of, and requirements for, potential Manufacturing USA institutes to strengthen the semiconductor and microelectronics innovation ecosystem, which could include design, fabrication, advanced test, assembly, and packaging capability. These Manufacturing USA institutes are envisioned in Title XCIX of the William M. (Mac) Thornberry National Defense Authorization Act for Fiscal Year 2021 (Creating Helpful Incentives to Produce Semiconductors (CHIPS) for America) to support efforts in research and development, and that Act also provides for complementary initiatives including the National Semiconductor Technology Center, the National Advanced Packaging Manufacturing Program, and the NIST laboratories program

supporting measurement science and standards. Responses to the RFI will inform NIST's development of funding opportunities for federal assistance to establish Manufacturing USA semiconductor institutes. NIST is extending the comment period announced in the October 13, 2022 RFI from November 28, 2022 to December 12, 2022 in response to stakeholder requests for more time to respond to this important issue. NIST held three informational webinars explaining how the public could submit comments to the RFI, on October 20, November 2 and November 16, 2022. A link to a recording of the October 20, 2022 webinar as well as answers to Frequently Asked Questions can be found at <https://www.nist.gov/oam/manufacturing-usa-semiconductor-institute-request-information-rfi>.

**Alicia Chambers,**

*NIST Executive Secretariat.*

[FR Doc. 2022–26147 Filed 11–30–22; 8:45 am]

**BILLING CODE 3510–13–P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[RTID 0648–XC584]

#### Schedules for Atlantic Shark Identification Workshops and Protected Species Safe Handling, Release, and Identification Workshops

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of public workshops.

**SUMMARY:** Free Atlantic Shark Identification Workshops and Safe Handling, Release, and Identification Workshops will be held in January, February, and March of 2023. Certain fishermen and shark dealers are required to attend a workshop to meet regulatory requirements and to maintain valid permits. Specifically, the Atlantic Shark Identification Workshop is mandatory for all Federally permitted Atlantic shark dealers. The Safe Handling, Release, and Identification Workshop is mandatory for vessel owners and operators who use bottom longline, pelagic longline, or gillnet gear, and who have also been issued shark or swordfish limited access permits. Additional free workshops will be conducted in 2023 and will be announced in a future notice. In addition, NMFS has implemented online recertification workshops for

(10) If you are a U.S. importer or a trade/business association of U.S. importers of the *Subject Merchandise* from any *Subject Country*, provide the following information on your firm's(s') operations on that product during calendar year 2021 (report quantity data in units and value data in U.S. dollars). If you are a trade/business association, provide the information, on an aggregate basis, for the firms which are members of your association.

(a) The quantity and value (landed, duty-paid but not including antidumping or countervailing duties) of U.S. imports and, if known, an estimate of the percentage of total U.S. imports of *Subject Merchandise* from each *Subject Country* accounted for by your firm's(s') imports;

(b) the quantity and value (f.o.b. U.S. port, including antidumping and/or countervailing duties) of U.S. commercial shipments of *Subject Merchandise* imported from each *Subject Country*; and

(c) the quantity and value (f.o.b. U.S. port, including antidumping and/or countervailing duties) of U.S. internal consumption/company transfers of *Subject Merchandise* imported from each *Subject Country*.

(11) If you are a producer, an exporter, or a trade/business association of producers or exporters of the *Subject Merchandise* in any *Subject Country*, provide the following information on your firm's(s') operations on that product during calendar year 2021 (report quantity data in units and value data in U.S. dollars, landed and duty-paid at the U.S. port but not including antidumping or countervailing duties). If you are a trade/business association, provide the information, on an aggregate basis, for the firms which are members of your association.

(a) Production (quantity) and, if known, an estimate of the percentage of total production of *Subject Merchandise* in each *Subject Country* accounted for by your firm's(s') production;

(b) Capacity (quantity) of your firm(s) to produce the *Subject Merchandise* in each *Subject Country* (that is, the level of production that your establishment(s) could reasonably have expected to attain during the year, assuming normal operating conditions (using equipment and machinery in place and ready to operate), normal operating levels (hours per week/weeks per year), time for downtime, maintenance, repair, and cleanup, and a typical or representative product mix); and

(c) the quantity and value of your firm's(s') exports to the United States of *Subject Merchandise* and, if known, an estimate of the percentage of total

exports to the United States of *Subject Merchandise* from each *Subject Country* accounted for by your firm's(s') exports.

(12) Identify significant changes, if any, in the supply and demand conditions or business cycle for the *Domestic Like Product* that have occurred in the United States or in the market for the *Subject Merchandise* in each *Subject Country* since the *Order Dates*, and significant changes, if any, that are likely to occur within a reasonably foreseeable time. Supply conditions to consider include technology; production methods; development efforts; ability to increase production (including the shift of production facilities used for other products and the use, cost, or availability of major inputs into production); and factors related to the ability to shift supply among different national markets (including barriers to importation in foreign markets or changes in market demand abroad). Demand conditions to consider include end uses and applications; the existence and availability of substitute products; and the level of competition among the *Domestic Like Product* produced in the United States, *Subject Merchandise* produced in each *Subject Country*, and such merchandise from other countries.

(13) (OPTIONAL) A statement of whether you agree with the above definitions of the *Domestic Like Product* and *Domestic Industry*; if you disagree with either or both of these definitions, please explain why and provide alternative definitions.

*Authority:* This proceeding is being conducted under authority of Title VII of the Tariff Act of 1930; this notice is published pursuant to § 207.61 of the Commission's rules.

By order of the Commission.

Issued: November 23, 2022.

**Jessica Mullan,**

*Acting Supervisory Attorney.*

[FR Doc. 2022-26050 Filed 11-30-22; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

[Investigation Nos. 701-TA-573-574 and 731-TA-1349-1358 (Review)]

### Carbon and Certain Alloy Steel Wire Rod From Belarus, Italy, Russia, South Africa, South Korea, Spain, Turkey, Ukraine, the United Arab Emirates, and the United Kingdom; Institution of Five-Year Reviews

**AGENCY:** United States International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** The Commission hereby gives notice that it has instituted reviews pursuant to the Tariff Act of 1930 ("the Act"), as amended, to determine whether revocation of the countervailing duty orders on carbon and certain alloy steel wire rod ("wire rod") from Italy and Turkey and the antidumping duty orders on wire rod from Belarus, Italy, Russia, South Africa, South Korea, Spain, Turkey, Ukraine, the United Arab Emirates, and the United Kingdom would be likely to lead to continuation or recurrence of material injury. Pursuant to the Act, interested parties are requested to respond to this notice by submitting the information specified below to the Commission.

**DATES:** Instituted December 1, 2022. To be assured of consideration, the deadline for responses is January 3, 2023. Comments on the adequacy of responses may be filed with the Commission by February 9, 2023.

**FOR FURTHER INFORMATION CONTACT:** Peter Stebbins (202-205-2039), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<https://www.usitc.gov>). The public record for this proceeding may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>.

**SUPPLEMENTARY INFORMATION:**

*Background.*—On January 24, 2018, the Department of Commerce ("Commerce") issued antidumping duty orders on imports of wire rod from Belarus, Russia, and the United Arab Emirates (83 FR 3297, corrected 83 FR 5402, February 7, 2018). On March 14, 2018, Commerce issued antidumping duty orders on imports of wire rod from South Africa and Ukraine (83 FR 11175). On May 21, 2018, Commerce issued countervailing duty orders on imports of wire rod from Italy and Turkey (83 FR 23420) and antidumping duty orders on imports of wire rod from Italy, South Korea, Spain, Turkey, and the United Kingdom (83 FR 23417). The Commission is conducting reviews pursuant to section 751(c) of the Act, as amended (19 U.S.C. 1675(c)), to determine whether revocation of the orders would be likely to lead to



continuation or recurrence of material injury to the domestic industry within a reasonably foreseeable time. Provisions concerning the conduct of this proceeding may be found in the Commission's Rules of Practice and Procedure at 19 CFR part 201, subparts A and B, and 19 CFR part 207, subparts A and F. The Commission will assess the adequacy of interested party responses to this notice of institution to determine whether to conduct full or expedited reviews. The Commission's determinations in any expedited reviews will be based on the facts available, which may include information provided in response to this notice.

**Definitions.**—The following definitions apply to these reviews:

(1) *Subject Merchandise* is the class or kind of merchandise that is within the scope of the five-year reviews, as defined by Commerce.

(2) The *Subject Countries* in these reviews are Belarus, Italy, Russia, South Africa, South Korea, Spain, Turkey, Ukraine, the United Arab Emirates, and the United Kingdom.

(3) The *Domestic Like Product* is the domestically produced product or products which are like, or in the absence of like, most similar in characteristics and uses with, the *Subject Merchandise*. In its original determinations, the Commission defined a single *Domestic Like Product* consisting of all wire rod, including grade 1080 tire cord and tire bead wire rod, corresponding to Commerce's scope.

(4) The *Domestic Industry* is the U.S. producers as a whole of the *Domestic Like Product*, or those producers whose collective output of the *Domestic Like Product* constitutes a major proportion of the total domestic production of the product. In its original determinations, the Commission defined the *Domestic Industry* as all U.S. producers of the *Domestic Like Product*.

(5) The *Order Dates* are the dates that the orders under review became effective. In these reviews, the *Order Dates* are January 24, 2018 (antidumping duty orders on Belarus, Russia, and the United Arab Emirates), March 14, 2018 (antidumping duty orders on South Africa and Ukraine), and May 21, 2018 (countervailing duty orders on Italy and Turkey and antidumping duty orders on Italy, South Korea, Spain, Turkey, and the United Kingdom).

(6) An *Importer* is any person or firm engaged, either directly or through a parent company or subsidiary, in importing the *Subject Merchandise* into the United States from a foreign

manufacturer or through its selling agent.

**Participation in the proceeding and public service list.**—Persons, including industrial users of the *Subject Merchandise* and, if the merchandise is sold at the retail level, representative consumer organizations, wishing to participate in the proceeding as parties must file an entry of appearance with the Secretary to the Commission, as provided in § 201.11(b)(4) of the Commission's rules, no later than 21 days after publication of this notice in the **Federal Register**. The Secretary will maintain a public service list containing the names and addresses of all persons, or their representatives, who are parties to the proceeding.

Former Commission employees who are seeking to appear in Commission five-year reviews are advised that they may appear in a review even if they participated personally and substantially in the corresponding underlying original investigation or an earlier review of the same underlying investigation. The Commission's designated agency ethics official has advised that a five-year review is not the same particular matter as the underlying original investigation, and a five-year review is not the same particular matter as an earlier review of the same underlying investigation for purposes of 18 U.S.C. 207, the post-employment statute for Federal employees, and Commission rule 201.15(b) (19 CFR 201.15(b)), 79 FR 3246 (Jan. 17, 2014), 73 FR 24609 (May 5, 2008). Consequently, former employees are not required to seek Commission approval to appear in a review under Commission rule 19 CFR 201.15, even if the corresponding underlying original investigation or an earlier review of the same underlying investigation was pending when they were Commission employees. For further ethics advice on this matter, contact Charles Smith, Office of the General Counsel, at 202–205–3408.

**Limited disclosure of business proprietary information (BPI) under an administrative protective order (APO) and APO service list.**—Pursuant to § 207.7(a) of the Commission's rules, the Secretary will make BPI submitted in this proceeding available to authorized applicants under the APO issued in the proceeding, provided that the application is made no later than 21 days after publication of this notice in the **Federal Register**. Authorized applicants must represent interested parties, as defined in 19 U.S.C. 1677(9), who are parties to the proceeding. A separate service list will be maintained by the Secretary for those parties

authorized to receive BPI under the APO.

**Certification.**—Pursuant to § 207.3 of the Commission's rules, any person submitting information to the Commission in connection with this proceeding must certify that the information is accurate and complete to the best of the submitter's knowledge. In making the certification, the submitter will acknowledge that information submitted in response to this request for information and throughout this proceeding or other proceeding may be disclosed to and used: (i) by the Commission, its employees and Offices, and contract personnel (a) for developing or maintaining the records of this or a related proceeding, or (b) in internal investigations, audits, reviews, and evaluations relating to the programs, personnel, and operations of the Commission including under 5 U.S.C. Appendix 3; or (ii) by U.S. government employees and contract personnel, solely for cybersecurity purposes. All contract personnel will sign appropriate nondisclosure agreements.

**Written submissions.**—Pursuant to § 207.61 of the Commission's rules, each interested party response to this notice must provide the information specified below. The deadline for filing such responses is January 3, 2023. Pursuant to § 207.62(b) of the Commission's rules, eligible parties (as specified in Commission rule 207.62(b)(1)) may also file comments concerning the adequacy of responses to the notice of institution and whether the Commission should conduct expedited or full reviews. The deadline for filing such comments is February 9, 2023. All written submissions must conform with the provisions of § 201.8 of the Commission's rules; any submissions that contain BPI must also conform with the requirements of §§ 201.6, 207.3, and 207.7 of the Commission's rules. The Commission's *Handbook on Filing Procedures*, available on the Commission's website at [https://www.usitc.gov/documents/handbook\\_on\\_filing\\_procedures.pdf](https://www.usitc.gov/documents/handbook_on_filing_procedures.pdf), elaborates upon the Commission's procedures with respect to filings. Also, in accordance with §§ 201.16(c) and 207.3 of the Commission's rules, each document filed by a party to the proceeding must be served on all other parties to the proceeding (as identified by either the public or APO service list as appropriate), and a certificate of service must accompany the document (if you are not a party to the proceeding you do not need to serve your response).

Please note the Secretary's Office will accept only electronic filings at this

time. Filings must be made through the Commission's Electronic Document Information System (EDIS, <https://edis.usitc.gov>). No in-person paper-based filings or paper copies of any electronic filings will be accepted until further notice.

No response to this request for information is required if a currently valid Office of Management and Budget ("OMB") number is not displayed; the OMB number is 3117 0016/USITC No. 22-5-551, expiration date June 30, 2023. Public reporting burden for the request is estimated to average 15 hours per response. Please send comments regarding the accuracy of this burden estimate to the Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436.

*Inability to provide requested information.*—Pursuant to § 207.61(c) of the Commission's rules, any interested party that cannot furnish the information requested by this notice in the requested form and manner shall notify the Commission at the earliest possible time, provide a full explanation of why it cannot provide the requested information, and indicate alternative forms in which it can provide equivalent information. If an interested party does not provide this notification (or the Commission finds the explanation provided in the notification inadequate) and fails to provide a complete response to this notice, the Commission may take an adverse inference against the party pursuant to § 776(b) of the Act (19 U.S.C. 1677e(b)) in making its determinations in the reviews.

*Information to be Provided in Response to This Notice of Institution:* If you are a domestic producer, union/worker group, or trade/business association; import/export *Subject Merchandise* from more than one *Subject Country*; or produce *Subject Merchandise* in more than one *Subject Country*, you may file a single response. If you do so, please ensure that your response to each question includes the information requested for each pertinent *Subject Country*. As used below, the term "firm" includes any related firms.

Those responding to this notice of institution are encouraged, but not required, to visit the USITC's website for this proceeding at [https://www.usitc.gov/investigations/701731/2022/carbon\\_and\\_certain\\_alloy\\_steel\\_wire\\_rod\\_belarus/adequacy.htm](https://www.usitc.gov/investigations/701731/2022/carbon_and_certain_alloy_steel_wire_rod_belarus/adequacy.htm) and download and complete the "NOI worksheet" Excel form, to be included as attachment/exhibit 1 of your overall response.

(1) The name and address of your firm or entity (including World Wide Web address) and name, telephone number, fax number, and Email address of the certifying official.

(2) A statement indicating whether your firm/entity is an interested party under 19 U.S.C. 1677(9) and if so, how, including whether your firm/entity is a U.S. producer of the *Domestic Like Product*, a U.S. union or worker group, a U.S. importer of the *Subject Merchandise*, a foreign producer or exporter of the *Subject Merchandise*, a U.S. or foreign trade or business association (a majority of whose members are interested parties under the statute), or another interested party (including an explanation). If you are a union/worker group or trade/business association, identify the firms in which your workers are employed or which are members of your association.

(3) A statement indicating whether your firm/entity is willing to participate in this proceeding by providing information requested by the Commission.

(4) A statement of the likely effects of the revocation of the orders on the *Domestic Industry* in general and/or your firm/entity specifically. In your response, please discuss the various factors specified in § 752(a) of the Act (19 U.S.C. 1675a(a)) including the likely volume of subject imports, likely price effects of subject imports, and likely impact of imports of *Subject Merchandise* on the *Domestic Industry*.

(5) A list of all known and currently operating U.S. producers of the *Domestic Like Product*. Identify any known related parties and the nature of the relationship as defined in § 771(4)(B) of the Act (19 U.S.C. 1677(4)(B)).

(6) A list of all known and currently operating U.S. importers of the *Subject Merchandise* and producers of the *Subject Merchandise* in each *Subject Country* that currently export or have exported *Subject Merchandise* to the United States or other countries since the *Order Dates*.

(7) A list of 3–5 leading purchasers in the U.S. market for the *Domestic Like Product* and the *Subject Merchandise* (including street address, World Wide Web address, and the name, telephone number, fax number, and Email address of a responsible official at each firm).

(8) A list of known sources of information on national or regional prices for the *Domestic Like Product* or the *Subject Merchandise* in the U.S. or other markets.

(9) If you are a U.S. producer of the *Domestic Like Product*, provide the following information on your firm's

operations on that product during calendar year 2021, except as noted (report quantity data in short tons and value data in U.S. dollars, f.o.b. plant). If you are a union/worker group or trade/business association, provide the information, on an aggregate basis, for the firms in which your workers are employed/which are members of your association.

(a) Production (quantity) and, if known, an estimate of the percentage of total U.S. production of the *Domestic Like Product* accounted for by your firm's(s') production;

(b) Capacity (quantity) of your firm to produce the *Domestic Like Product* (that is, the level of production that your establishment(s) could reasonably have expected to attain during the year, assuming normal operating conditions (using equipment and machinery in place and ready to operate), normal operating levels (hours per week/weeks per year), time for downtime, maintenance, repair, and cleanup, and a typical or representative product mix);

(c) the quantity and value of U.S. commercial shipments of the *Domestic Like Product* produced in your U.S. plant(s);

(d) the quantity and value of U.S. internal consumption/company transfers of the *Domestic Like Product* produced in your U.S. plant(s); and

(e) the value of (i) net sales, (ii) cost of goods sold (COGS), (iii) gross profit, (iv) selling, general and administrative (SG&A) expenses, and (v) operating income of the *Domestic Like Product* produced in your U.S. plant(s) (include both U.S. and export commercial sales, internal consumption, and company transfers) for your most recently completed fiscal year (identify the date on which your fiscal year ends).

(10) If you are a U.S. importer or a trade/business association of U.S. importers of the *Subject Merchandise* from any *Subject Country*, provide the following information on your firm's(s') operations on that product during calendar year 2021 (report quantity data in short tons and value data in U.S. dollars). If you are a trade/business association, provide the information, on an aggregate basis, for the firms which are members of your association.

(a) The quantity and value (landed, duty-paid but not including antidumping or countervailing duties) of U.S. imports and, if known, an estimate of the percentage of total U.S. imports of *Subject Merchandise* from each *Subject Country* accounted for by your firm's(s') imports;

(b) the quantity and value (f.o.b. U.S. port, including antidumping and/or countervailing duties) of U.S.



commercial shipments of *Subject Merchandise* imported from each *Subject Country*; and

(c) the quantity and value (f.o.b. U.S. port, including antidumping and/or countervailing duties) of U.S. internal consumption/company transfers of *Subject Merchandise* imported from each *Subject Country*.

(11) If you are a producer, an exporter, or a trade/business association of producers or exporters of the *Subject Merchandise* in any *Subject Country*, provide the following information on your firm's(s') operations on that product during calendar year 2021 (report quantity data in short tons and value data in U.S. dollars, landed and duty-paid at the U.S. port but not including antidumping or countervailing duties). If you are a trade/business association, provide the information, on an aggregate basis, for the firms which are members of your association.

(a) Production (quantity) and, if known, an estimate of the percentage of total production of *Subject Merchandise* in each *Subject Country* accounted for by your firm's(s') production;

(b) Capacity (quantity) of your firm(s) to produce the *Subject Merchandise* in each *Subject Country* (that is, the level of production that your establishment(s) could reasonably have expected to attain during the year, assuming normal operating conditions (using equipment and machinery in place and ready to operate), normal operating levels (hours per week/weeks per year), time for downtime, maintenance, repair, and cleanup, and a typical or representative product mix); and

(c) the quantity and value of your firm's(s') exports to the United States of *Subject Merchandise* and, if known, an estimate of the percentage of total exports to the United States of *Subject Merchandise* from each *Subject Country* accounted for by your firm's(s') exports.

(12) Identify significant changes, if any, in the supply and demand conditions or business cycle for the *Domestic Like Product* that have occurred in the United States or in the market for the *Subject Merchandise* in each *Subject Country* since the *Order Dates*, and significant changes, if any, that are likely to occur within a reasonably foreseeable time. Supply conditions to consider include technology; production methods; development efforts; ability to increase production (including the shift of production facilities used for other products and the use, cost, or availability of major inputs into production); and factors related to the ability to shift supply among different

national markets (including barriers to importation in foreign markets or changes in market demand abroad). Demand conditions to consider include end uses and applications; the existence and availability of substitute products; and the level of competition among the *Domestic Like Product* produced in the United States, *Subject Merchandise* produced in each *Subject Country*, and such merchandise from other countries.

(13) (OPTIONAL) A statement of whether you agree with the above definitions of the *Domestic Like Product* and *Domestic Industry*; if you disagree with either or both of these definitions, please explain why and provide alternative definitions.

**Authority:** This proceeding is being conducted under authority of Title VII of the Tariff Act of 1930; this notice is published pursuant to § 207.61 of the Commission's rules.

By order of the Commission.

Issued: November 23, 2022.

**Jessica Mullan,**

*Acting Supervisory Attorney.*

[FR Doc. 2022-26043 Filed 11-30-22; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

[Investigation Nos. 701-TA-565 and 731-TA-1341 (Review)]

### Hardwood Plywood From China; Institution of Five-Year Reviews

**AGENCY:** United States International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** The Commission hereby gives notice that it has instituted reviews pursuant to the Tariff Act of 1930 ("the Act"), as amended, to determine whether revocation of the antidumping and countervailing duty orders on hardwood plywood from China would be likely to lead to continuation or recurrence of material injury. Pursuant to the Act, interested parties are requested to respond to this notice by submitting the information specified below to the Commission.

**DATES:** Instituted December 1, 2022. To be assured of consideration, the deadline for responses is January 3, 2023. Comments on the adequacy of responses may be filed with the Commission by February 9, 2023.

**FOR FURTHER INFORMATION CONTACT:** Stamen Borisson (202-205-3125), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain

information on this matter by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<https://www.usitc.gov>). The public record for this proceeding may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>.

### SUPPLEMENTARY INFORMATION:

**Background.**—On January 4, 2018, the Department of Commerce ("Commerce") issued antidumping and countervailing duty orders on imports of certain hardwood plywood products from China (83 FR 504 and 513). The Commission is conducting reviews pursuant to section 751(c) of the Act, as amended (19 U.S.C. 1675(c)), to determine whether revocation of the orders would be likely to lead to continuation or recurrence of material injury to the domestic industry within a reasonably foreseeable time. Provisions concerning the conduct of this proceeding may be found in the Commission's Rules of Practice and Procedure at 19 CFR part 201, subparts A and B, and 19 CFR part 207, subparts A and F. The Commission will assess the adequacy of interested party responses to this notice of institution to determine whether to conduct full or expedited reviews. The Commission's determinations in any expedited reviews will be based on the facts available, which may include information provided in response to this notice.

**Definitions.**—The following definitions apply to these reviews:

(1) *Subject Merchandise* is the class or kind of merchandise that is within the scope of the five-year reviews, as defined by Commerce.

(2) The *Subject Country* in these reviews is China.

(3) The *Domestic Like Product* is the domestically produced product or products which are like, or in the absence of like, most similar in characteristics and uses with, the *Subject Merchandise*. In its original determinations, the Commission defined a single *Domestic Like Product* corresponding to Commerce's scope.

(4) The *Domestic Industry* is the U.S. producers as a whole of the *Domestic Like Product*, or those producers whose collective output of the *Domestic Like Product* constitutes a major proportion of the total domestic production of the product. In its original determinations,