

The ITAC will meet as follows with an agenda for preparations for the ITU-T Study Group 2 meeting on January 14 and February 2, 2005 from 9:30–12 p.m.; these meetings will be held in the Washington, DC area. People desiring to attend may find the actual location and the call-in numbers for a teleconference bridge by e-mailing the secretariat at [minardje@state.gov](mailto:minardje@state.gov).

The ITAC will meet as follows with an agenda for preparations for the CITEI Permanent Consultative Committee II meeting in Guatemala. These meetings will be held from 10 a.m. to 12 p.m. on January 25, February 22, March 8, March 22 and April 5, 2005 at a location to be determined in the Washington, DC area. For information on the location of these meetings, please contact Cecily Holiday at [holidaycc@state.gov](mailto:holidaycc@state.gov) or Anne Jillson at [jillsonad@state.gov](mailto:jillsonad@state.gov).

Dated: December 22, 2004.

**Anne Jillson,**

*Foreign Affairs Officer, International Communications and Information Policy, Department of State.*

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## DEPARTMENT OF STATE

[Public Notice 4944]

### Notice of Receipt of Application for Presidential Permit To Expand the Mariposa Port of Entry at Nogales, Arizona

Notice is hereby given that the Department of State has received an application for a permit authorizing the construction, operation and maintenance of two additional commercial cargo lanes at the Mariposa Port of Entry at Nogales, Arizona. The application has been filed by the Border Trade Association Foundation of Phoenix, Arizona. The expansion project to be carried out in conjunction with the Department of Homeland Security and the Arizona Department of Transportation will enable reconfiguration of the Mariposa Port of Entry and the construction of two Free and Secure Trade (FAST) lanes. FAST lanes are dedicated commercial traffic lanes capable of rapidly screening and clearing trucks operated by certified low-risk shippers.

The Department's jurisdiction with respect to this application is based upon Executive Order 11423, dated August 16, 1968, as amended.

As required by E.O. 11423, the Department is circulating this application to concerned agencies for comment.

Interested persons may submit their views regarding this application in writing by January 30, 2005 to Mr. John A. Ritchie, Coordinator, U.S.-Mexico Border Affairs, Room 4258, Department of State, 2201 C St. NW., Washington, DC 20520.

The application and related documents made part of the record to be considered by the Department of State in connection with this application are available for review in the Office of Mexican Affairs during normal business hours throughout the comment period.

Any questions related to this notice may be addressed to Mr. Ritchie at the above address or by fax at (202) 647–5752.

Dated: July 15, 2003.

**John A. Ritchie,**

*Coordinator US-Mexico Border Affairs.*

**Roberta S. Jacobson,**

*Director, Office of Mexican Affairs, Department of State.*

**Editorial Note:** This document was received in the Office of the Federal Register on December 23, 2004.

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## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Petitions Under Section 302 on the Valuation of Chinese Currency; Decisions Not to Initiate Investigations

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Decisions not to initiate investigations.

**SUMMARY:** The United States Trade Representative (USTR) has determined not to initiate investigations under section 302 of the Trade Act of 1974 with respect to petitions addressed to the valuation of Chinese currency because initiation of investigations would not be effective in addressing the issues raised in the petitions.

**EFFECTIVE DATES:** With respect to the petition filed by the China Currency Coalition: September 9, 2004. With respect to the petition filed by the Congressional China Currency Action Coalition: November 12, 2004.

**FOR FURTHER INFORMATION CONTACT:** Terrence McCartin, Senior Director of Monitoring and Enforcement for China, (202) 395–3900; or William Busis, Associate General Counsel, (202) 395–3150.

**SUPPLEMENTARY INFORMATION:** On September 9, 2004, the China Currency Coalition filed a petition pursuant to

section 302(a)(1) of the Trade Act of 1974, as amended (the Trade Act), alleging that certain acts, policies and practices of the Government of China with respect to the valuation of Chinese currency deny and violate international legal rights of the United States, are unjustifiable, and burden or restrict U.S. commerce. In particular, the petition alleged that China's acts, policies and practices that maintain a fixed exchange rate vis a vis the U.S. dollar have resulted in a significant undervaluation of Chinese currency. The petition alleged that these acts, policies and practices: amount to a prohibited export subsidy under the Agreement on Subsidies and Countervailing Measures and articles VI and XVI of the General Agreement on Tariffs and Trade 1994 (GATT 1994); amount—under article XV of the GATT 1994—to exchange action that frustrates the intent of articles I, II, III, and XI of the GATT 1994; and amount to subsidies that are inconsistent with China's obligations under articles 3, 9, and 10 of the Agreement on Agriculture. The petition also alleged that these acts, policies and practices of China violate international legal rights of the United States under articles IV and VIII of the Articles of Agreement of the International Monetary Fund, and that they burden or restrict U.S. commerce by, among other things, suppressing U.S. manufacturing for domestic consumption and the growth in U.S. exports.

Upon receipt of the petition, the USTR determined not to initiate an investigation under section 302 of the Trade Act because an investigation would not be effective in addressing the acts, policies, and practices covered in the petition. The Administration is currently involved in efforts to address with the Government of China the currency valuation issues raised in the petition. The USTR believes that initiation of an investigation under section 302 would hamper, rather than advance, Administration efforts to address Chinese currency valuation policies.

Subsequent to the USTR's decision not to initiate an investigation in response to the petition filed by the China Currency Coalition, a different petitioner—the Congressional China Currency Action Coalition—filed a petition on September 30, 2004 with respect to Chinese currency valuation. As compared to the earlier petition, the second petition addressed the same acts, policies and practices of China, and contained substantially the same allegations that those acts, policies, and practices deny and violate international legal rights of the United States, are