

held would take place after issuance of the amendments. If the final determination is that the amendments request involve a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

Nontimely requests and/or petitions and contentions will not be entertained absent a determination by the Commission or the presiding officer of the Atomic Safety and Licensing Board that the petition, request and/or the contentions should be granted based on a balancing of the factors specified in 10 CFR 2.309(c)(1)(i)–(viii).

A request for a hearing or a petition for leave to intervene must be filed by: (1) First class mail addressed to the Office of the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, Attention: Rulemaking and Adjudications Staff; (2) courier, express mail, and expedited delivery services: Office of the Secretary, Sixteenth Floor, One White Flint North, 11555 Rockville Pike, Rockville, Maryland, 20852, Attention: Rulemaking and Adjudications Staff; (3) E-mail addressed to the Office of the Secretary, U.S. Nuclear Regulatory Commission, [HEARINGDOCKET@NRC.GOV](mailto:HEARINGDOCKET@NRC.GOV); or (4) facsimile transmission addressed to the Office of the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC, Attention: Rulemakings and Adjudications Staff at (301) 415–1101, verification number is (301) 415–1966. A copy of the request for hearing and petition for leave to intervene should also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, and it is requested that copies be transmitted either by means of facsimile transmission to 301–415–3725 or by e-mail to [OGCMailCenter@nrc.gov](mailto:OGCMailCenter@nrc.gov). A copy of the request for hearing and petition for leave to intervene should also be sent to the Ms. Lillian M. Cuoco, Esquire, Senior Counsel, Dominion Resources Services, Inc., Building 475, 5th Floor, Rope Ferry Road, Waterford, Connecticut 06385, attorney for the licensee.

For further details with respect to this action, see the application for amendment dated February 14, 2006, which is available for public inspection at the Commission's PDR, located at One White Flint North, Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible from the Agencywide Documents Access and Management System's (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html>.

[www.nrc.gov/reading-rm/adams.html](http://www.nrc.gov/reading-rm/adams.html). Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at 1–800–397–4209, 301–415–4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland, this 1st day of May, 2006.

For the Nuclear Regulatory Commission.

**Stephen R. Monarque,**

*Project Manager, Plant Licensing Branch II–1, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. E6–7497 Filed 5–15–06; 8:45 am]

**BILLING CODE 7590–01–P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 52–008]

### **Dominion Nuclear North Anna, LLC; Notice of Intent To Prepare a Supplement to the Draft Environmental Impact Statement for the North Anna ESP Application**

On September 25, 2003, the U.S. Nuclear Regulatory Commission (NRC, or the Commission) received an application pursuant to Title 10 of the Code of Federal Regulations, Part 52 (10 CFR part 52) from Dominion Nuclear North Anna, LLC (Dominion) for an early site permit (ESP) for the North Anna ESP site located in Louisa County, Virginia near the town of Mineral. On December 10, 2004, the NRC issued a **Federal Register** notice (69 FR 71854) announcing the availability of NUREG–1811, “Draft Environmental Impact Statement for an Early Site Permit (ESP) at the North Anna ESP Site” (DEIS) and sought comment on the DEIS. On April 13, 2006, Dominion submitted a revision to its application. The revision to the application described changes to the cooling water system for postulated Unit 3 at the North Anna ESP site and an increase in power level for both postulated Units 3 and 4.

The purpose of this notice is to inform the public that pursuant to 10 CFR 51.72, the NRC will be preparing a supplement to its DEIS in support of the review of the ESP application. A subsequent **Federal Register** notice will announce the availability of the supplement to the DEIS and will request public comments on the supplement.

An applicant may seek an early site permit in accordance with subpart A of 10 CFR part 52 separate from the filing of an application for a construction permit (CP) or combined license (COL) for a nuclear power facility. The ESP

process allows resolution of issues relating to siting. At any time during the term of an ESP (up to 20 years), the permit may be referenced in an application for a CP or COL. The staff evaluated possible alternatives to the proposed action (issuance of an ESP at the North Anna ESP site) including the no action alternative and alternative sites in its DEIS to determine if there was an obviously superior alternate site.

In the supplement to the DEIS the staff will evaluate only the impacts of the changes proposed for the cooling system for postulated Unit 3 and the power increase from 4300–4500 MWt for postulated Units 3 and 4. Scoping was previously conducted for the original DEIS and the changes described in the revision to the application do not appear to change the scope of the environmental evaluation required by 10 CFR 52.18. Therefore, pursuant to 10 CFR 51.72(c), additional scoping is unnecessary and will not be conducted. The Final Environmental Impact Statement will contain both the staff's evaluation of the changes proposed in the April 13, 2006, revision to the application and the staff's evaluation of those areas that were not affected by the revision.

A copy of the application, including the environmental report, is available for public inspection at the Commission's Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland 20852 and via the Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams.html>. The accession number for the revised application is ML061180180. Future publicly available documents related to the application will also be posted in ADAMS. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC Public Document Room staff by telephone at 1–800–397–4209 or 301–415–4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

The Louisa County Library, located at 881 Davis Highway, Mineral, Virginia has agreed to make the application available to local residents. The application is also available on the NRC Web page at <http://www.nrc.gov/reactors/new-licensing/esp/north-anna.html>. For further information regarding the proposed action, contact Mr. Nitin Patel, Project Manager at telephone number 301–415–3201 or by mail at U.S. Nuclear Regulatory Commission, ATTN: Nitin Patel, Mail Stop 0–4D9A, One White Flint North,

11555 Rockville Pike, Rockville, Maryland 20852-2738. For further information regarding the environmental impact statement, contact Mr. Jack Cushing, Senior Environmental Project Manager, at telephone number 301-415-1424, or by mail at U.S. Nuclear Regulatory Commission, ATTN: Jack Cushing, Mail Stop 0-11F1, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852-2738.

Dated at Rockville, Maryland, this 10th day of May 2006.

For the Nuclear Regulatory Commission.

**Jack Cushing,**

*Acting Chief, New Reactors Environmental Projects Branch, Division of New Reactor Licensing, Office of Nuclear Reactor Regulation.*

[FR Doc. E6-7426 Filed 5-15-06; 8:45 am]

BILLING CODE 7590-01-P

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Notice With Respect to List of Countries Denying Fair Market Opportunities for Government-Funded Airport Construction Projects

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

**ACTION:** Notice with respect to a list of countries denying fair market opportunities for products, suppliers or bidders of the United States in airport construction projects.

**EFFECTIVE DATE:** May 16, 2006.

**FOR FURTHER INFORMATION CONTACT:** Dawn Shackelford, Director for International Procurement, Office of the United States Trade Representative, (202) 395-9461, or Behnaz Kibria, Assistant General Counsel, Office of the United States Trade Representative, (202) 395-9589.

**SUMMARY:** Pursuant to section 533 of the Airport and Airway Improvement Act of 1982, as amended (49 U.S.C. 50104), the United States Trade Representative (USTR) has determined not to include any countries on the list of countries that deny fair market opportunities for U.S. products, suppliers, or bidders in foreign government-funded airport construction projects.

**SUPPLEMENTARY INFORMATION:** Section 533 of the Airport and Airway Improvement Act of 1982, as amended by section 115 of the Airport and Airway Safety and Capacity Expansion Act of 1987, Public Law 100-223 (codified at 49 U.S.C. 50104) ("the Act"), requires USTR to decide whether any foreign countries have denied fair

market opportunities to U.S. products, suppliers, or bidders in connection with airport construction projects of \$500,000 or more that are funded in whole or in part by the governments of such countries. The list of such countries must be published in the **Federal Register**. For the purposes of the Act, USTR has decided not to include any countries on the list of countries that deny fair market opportunities for U.S. products, suppliers, or bidders in foreign government-funded airport construction projects.

**Rob Portman,**

*United States Trade Representative.*

[FR Doc. E6-7437 Filed 5-15-06; 8:45 am]

BILLING CODE 3190-W6-P

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Determination Regarding Waiver of Discriminatory Purchasing Requirements With Respect to Goods and Services Covered by Chapter 9 of the Dominican Republic-Central America-United States Free Trade Agreement for Honduras and Nicaragua

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

**ACTION:** Determination under Trade Agreements Act of 1979.

**DATES:** *Effective Date:* May 16, 2006.

#### FOR FURTHER INFORMATION CONTACT:

Dawn Shackelford, Director for International Procurement, Office of the United States Trade Representative, (202) 395-9461, or Jason Kearns, Associate General Counsel, Office of the United States Trade Representative, (202) 395-9439.

On August 5, 2004, the United States, Honduras and Nicaragua entered into the Dominican Republic-Central America-United States Free Trade Agreement ("the CAFTA-DR"). Chapter 9 of the CAFTA-DR sets forth certain obligations with respect to government procurement of goods and services, as specified in Annex 9.1.2(b)(i) of the CAFTA-DR. On August 2, 2005, the President signed into law the Dominican Republic-Central America-United States Free Trade Agreement Implementation Act ("the CAFTA-DR Act") (Pub. L. 109-53, 119 Stat. 462) (19 U.S.C. 4001 note). In section 101(a) of the CAFTA-DR Act, the Congress approved the CAFTA-DR. The CAFTA-DR entered into force on April 1, 2006, for Honduras and Nicaragua.

Section 1-201 of Executive Order 12260 of December 31, 1980 (46 FR

1653) delegates the functions of the President under Sections 301 and 302 of the Trade Agreements Act of 1979 ("the Trade Agreements Act") (19 U.S.C. 2511, 2512) to the United States Trade Representative.

Now, therefore, I, Rob Portman, United States Trade Representative, in conformity with the provisions of Sections 301 and 302 of the Trade Agreements Act, and Executive Order 12260, and in order to carry out U.S. obligations under Chapter 9 of the CAFTA-DR, do hereby determine that:

1. Honduras and Nicaragua are countries, other than major industrialized countries, which, pursuant to the CAFTA-DR, will provide appropriate reciprocal competitive government procurement opportunities to United States products and suppliers of such products. In accordance with Section 301(b)(3) of the Trade Agreements Act, Honduras and Nicaragua are so designated for purposes of Section 301(a) of the Trade Agreements Act.

2. With respect to eligible products of Honduras and Nicaragua (*i.e.*, goods and services covered by the Schedules of the United States in Annex 9.1.2(b)(i) of the CAFTA-DR) and suppliers of such products, the application of any law, regulation, procedure, or practice regarding government procurement that would, if applied to such products and suppliers, result in treatment less favorable than accorded—

(A) To United States products and suppliers of such products; or

(B) To eligible products of another foreign country or instrumentality which is a party to the Agreement on Government Procurement referred to in section 101(d)(17) of the Uruguay Round Agreements Act (19 U.S.C. 3511(d)(17)) and suppliers of such products, shall be waived.

With respect to Honduras and Nicaragua, this waiver shall be applied by all entities listed in the Schedule of the United States to Section A of Annex 9.1.2(b)(i) and in List A of Section C of Annex 9.1.2(b)(i) of the CAFTA-DR.

3. The designation in paragraph 1 and the waiver in paragraph 2 are subject to modification or withdrawal by the United States Trade Representative.

Dated: May 8, 2006.

**Rob Portman,**

*United States Trade Representative.*

[FR Doc. E6-7442 Filed 5-15-06; 8:45 am]

BILLING CODE 3190-W6-P