

smooth-to-size board, and sanding, and (2) if the importer establishes to U.S. Customs and Border Protection's (CBP) satisfaction that the lumber is of U.S. origin.

• *Softwood lumber products contained in single family home packages or kits*,<sup>1</sup> regardless of tariff classification, are excluded from the scope of the orders if the following criteria are met:

1. The imported home package or kit constitutes a full package of the number of wooden pieces specified in the plan, design or blueprint necessary to produce a home of at least 700 square feet produced to a specified plan, design or blueprint;

2. The package or kit must contain all necessary internal and external doors and windows, nails, screws, glue, subfloor, sheathing, beams, posts, connectors and if included in purchase contract decking, trim, drywall and roof shingles specified in the plan, design or blueprint;

3. Prior to importation, the package or kit must be sold to a retailer of complete home packages or kits pursuant to a valid purchase contract referencing the particular home design plan or blueprint, and signed by a customer not affiliated with the importer;

4. The whole package must be imported under a single consolidated entry when permitted by CBP, whether or not on a single or multiple trucks, rail cars or other vehicles, which shall be on the same day except when the home is over 2,000 square feet;

5. The following documentation must be included with the entry documents:

- A copy of the appropriate home design, plan, or blueprint matching the entry;
- A purchase contract from a retailer of home kits or packages signed by a customer not affiliated with the importer;
- A listing of inventory of all parts of the package or kit being entered that conforms to the home design package being entered;
- In the case of multiple shipments on the same contract, all items listed immediately above which are included in the present shipment shall be identified as well.

We have determined that the excluded products listed above are outside the scope of this order provided the specified conditions are met. Lumber products that CBP may classify as

stringers, radius cut box-spring-frame components, and fence pickets, not conforming to the above requirements, as well as truss components, pallet components, and door and window frame parts, are covered under the scope of this order and may be classified under HTSUS subheadings 4418.90.40.90, 4421.90.70.40, and 4421.90.98.40. Due to changes in the 2002 HTSUS whereby subheading 4418.90.40.90 and 4421.90.98.40 were changed to 4418.90.45.90 and 4421.90.97.40, respectively, we are adding these subheadings as well.

In addition, this scope language has been further clarified to now specify that all softwood lumber products entered from Canada claiming non-subject status based on U.S. country of origin will be treated as non-subject U.S.-origin merchandise under the antidumping and countervailing duty orders, provided that these softwood lumber products meet the following condition: upon entry, the importer, exporter, Canadian processor and/or original U.S. producer establish to CBP's satisfaction that the softwood lumber entered and documented as U.S.-origin softwood lumber was first produced in the United States as a lumber product satisfying the physical parameters of the softwood lumber scope.<sup>2</sup> The presumption of non-subject status can, however, be rebutted by evidence demonstrating that the merchandise was substantially transformed in Canada.

#### Initiation of Changed Circumstances Review

Pursuant to section 751(b)(1) of the Tariff Act of 1930, as amended (the Act), the Department will conduct a changed circumstances review upon receipt of information concerning, or a request from an interested party of, an antidumping duty order which shows changed circumstances sufficient to warrant a review of the order. The Abitibi Group contends that PFS, because it is controlled by ACCC, which owns 50 percent or more of PFS' shares, and because it has production facilities similar or identical to other members of the Abitibi Group as well as intertwined sales processes, should be subject to the Abitibi Group cash deposit rate. Based on these circumstances and in accordance with 19 CFR 351.216(b), the Department finds good cause to initiate a changed circumstances review. *Therefore, we are initiating a changed circumstances administrative review*

pursuant to section 751(b)(1) of the Act and 19 CFR 351.216(b) to determine whether entries naming PFS as manufacturer and exporter should receive the Abitibi Group cash deposit rate of 12.44 percent.

*The Department will publish in the Federal Register a notice of preliminary results of changed circumstances antidumping duty administrative review in accordance with 19 CFR 351.221(b)(4) and 351.221(c)(3)(i), which will set forth the Department's preliminary factual and legal conclusions. The Department will issue its final results of review in accordance with the time limits set forth in 19 CFR 351.216(e).*

This notice is in accordance with section 751(b)(1) of the Act.

Dated: August 26, 2004.

**James J. Jochum,**

*Assistant Secretary for Import Administration.*

[FR Doc. E4-2042 Filed 9-1-04; 8:45 am]

BILLING CODE 3510-DS-P

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 082504B]

#### Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Draft Generic Amendment to Gulf of Mexico Fishery Management Plans for Offshore Aquaculture

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

**ACTION:** Notice of intent to prepare a draft supplemental environmental impact statement; request for comments.

**SUMMARY:** The Gulf of Mexico Fishery Management Council (Council) and NMFS intend to prepare a draft supplemental environmental impact statement (DSEIS) in support of a proposed Generic Amendment for Offshore Aquaculture. The DSEIS will evaluate alternatives for regulating aquaculture activities in the Gulf of Mexico. The purpose of this notice of intent is to solicit public comments on the range of alternatives and scope of issues to be addressed in the DSEIS.

**DATES:** Written comments on the scope of the DSEIS must be received by 5 p.m. October 4, 2004. See the **SUPPLEMENTARY INFORMATION** section for additional information regarding oral comments.

**ADDRESSES:** Comments on the scope of the DSEIS and requests for the scoping

<sup>1</sup> To ensure administrability, we clarified the language of this exclusion to require an importer certification and to permit single or multiple entries on multiple days as well as instructing importers to retain and make available for inspection specific documentation in support of each entry.

<sup>2</sup> See the scope clarification message (3034202), dated February 3, 2003, to CBP, regarding treatment of U.S.-origin lumber on file in the Central Records Unit, Room B-099 of the main Commerce Building.

document may be directed to the Gulf of Mexico Fishery Management Council, The Commons at Rivergate, 3018 U.S. Highway 301 North, Suite 1000, Tampa, FL 33619; telephone: 813-228-2815; fax: 813-225-7015. Comments also may be submitted via e-mail. The mailbox address for providing e-mail comments is [aquaculture.gulf@noaa.gov](mailto:aquaculture.gulf@noaa.gov). Include in the subject line of the e-mail comment the following document identifier: Generic Amendment for Offshore Aquaculture. Scoping documents are also available to download at <http://www.gulfcouncil.org>.

**FOR FURTHER INFORMATION CONTACT:**

Wayne Swingle (phone: 813-228-2815, fax: 813-225-7015, e-mail: [Wayne.Swingle@gulfcouncil.org](mailto:Wayne.Swingle@gulfcouncil.org)); Andy Strelcheck (phone: 727-570-5305, fax: 727-570-5583, e-mail: [Andy.Strelcheck@noaa.gov](mailto:Andy.Strelcheck@noaa.gov)); or visit the Council's web page at <http://www.gulfcouncil.org>.

**SUPPLEMENTARY INFORMATION:** The Council and NMFS intend to prepare a DSEIS in support of a proposed Generic Amendment for Offshore Aquaculture. The DSEIS will evaluate alternatives for regulating aquaculture activities in the Gulf of Mexico, including: (1) Whether to implement a generic amendment for offshore aquaculture, (2) the overall scope of the generic amendment, (3) permit and operational requirements for aquaculture facilities, (4) fishery management plans that would be affected by the amendment, and (5) stocks that would be affected by the amendment. The DSEIS will also evaluate: best management practices for cage and net-pen facilities, scientific information on the culture of marine fish, and the environmental effects of aquaculture. Alternatives currently under consideration are described in detail in "The Scoping Document for a Generic Amendment to Provide for Regulation of Offshore Marine Aquaculture for Selected Fish." The Council is soliciting public comment on the range of alternatives and scope of issues that should be considered in the DSEIS. Persons may request a copy of the scoping document from the Council (see **ADDRESSES** for contact information).

In accordance with NOAA Administrative Order (NAO) 216-6, Section 502(c)4, the Council previously held eight scoping hearings during February and March 2004 (69 FR 7185) to solicit input from interested parties on proposed actions and alternatives identified in the above-mentioned scoping document. The hearings were held in the following locations: Biloxi, MS; Corpus Christi, TX; Galveston, TX; Key West, FL; Larose, LA; Madeira

Beach, FL; Mobile, AL; and Panama City, FL.

Additionally, public comments may be accepted at the following Council meetings and during public hearings that will be announced in future

**Federal Register** notices:

1. September 13-17, 2004, Edgewater Beach Resort, 11212 Front Beach Road, Panama City, FL 32407.

2. November 7-10, 2004, Sheraton, 310 Padre Boulevard, South Padre Island, TX 78597.

3. January 10-13, 2005, Sheraton, 102 France Street, Baton Rouge, LA 70802.

4. March 7-10, 2005, Wynfrey, 100 Riverchase Galleria, Birmingham, AL 35244.

The meetings will be physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Wayne Swingle at the Council (see **ADDRESSES**).

The completed DSEIS associated with the draft Generic Amendment for Offshore Aquaculture will be filed with the Environmental Protection Agency (EPA), announced in the **Federal Register**, and open to public comment for a 45-day period. This procedure is pursuant to regulations issued by the Council on Environmental Quality (CEQ) for implementing the National Environmental Policy Act (NEPA) (and to NAO 216-6 on complying with NEPA and the CEQ regulations).

The Council will consider public comments received on the DSEIS in developing the final supplemental environmental impact statement (FSEIS), and will consider public comments before taking final action on the Generic Amendment for Offshore Aquaculture. The Council will submit both the final amendment and the supporting FSEIS to NMFS for Secretarial review, approval, and implementation under the requirements of the Magnuson-Stevens Fishery Conservation and Management Act.

NMFS will announce, through a notice published in the **Federal Register**, the availability of the final Generic Amendment for Offshore Aquaculture for public review during the Secretarial review period. During Secretarial review, NMFS will also file the FSEIS with the EPA for a final 30-day public comment period. This comment period will be concurrent with the Secretarial review period and will end prior to final agency action to approve, disapprove, or partially approve the final Generic Amendment for Offshore Aquaculture.

NMFS will announce, through a notice published in the **Federal Register**, all public comment periods on

the final Generic Amendment for Offshore Aquaculture, any proposed implementing regulations, and its associated FSEIS. NMFS will consider all public comments received during the Secretarial review period, whether they are on the final Amendment, any proposed regulations, or the FSEIS, prior to final agency action.

Dated: August 30, 2004.

**Alan D. Risenhoover,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. 04-20055 Filed 9-1-04; 8:45 am]

**BILLING CODE 3510-22-S**

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

[**D. 081804F**]

**New England Fishery Management Council; Public Meetings**

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

**ACTION:** Notice of public meeting.

**SUMMARY:** The New England Fishery Management Council (Council) is scheduling a joint public meeting of its Red Crab Oversight Committee and Advisory Panel in September, 2004. Recommendations from the committee will be brought to the full Council for formal consideration and action, if appropriate.

**DATES:** The meeting will be held in conjunction with the Council Meeting on the evening of Wednesday, September 15, 2004 at 6 p.m.

**ADDRESSES:** The meeting will be held at the Holiday Inn Express, 110 Middle Street, Fairhaven, MA 02719; telephone: (508) 997-1281.

*Council address:* New England Fishery Management Council, 50 Water Street, Newburyport, MA 01950.

**FOR FURTHER INFORMATION CONTACT:** Paul J. Howard, Executive Director, New England Fishery Management Council (978) 465-0492.

**SUPPLEMENTARY INFORMATION:** The committee and panel will review recommendations from the Red Crab Plan Development Team related to the specifications for the 2005 fishing year as well as Draft Framework 1 to the Red Crab Fishery Management Plan.

Although non-emergency issues not contained in this agenda may come before this group for discussion, those issues may not be the subject of formal action during this meeting. Action will