

warrant a review. See 19 CFR 351.216(c) (2003).

In accordance with section 751(b) of the Tariff Act and 351.216 of the Department's regulations, the Department is initiating a changed circumstances review to determine whether Yamato Steel Co., Ltd. is the successor company to Yamato Kogyo Co., Ltd. In antidumping duty changed circumstances reviews involving a successor-in-interest determination, the Department typically examines several factors including, but not limited to, changes in: (1) management, (2) organizational structure, (3) ownership, (4) production facilities, (5) supplier relationships, and (6) customer base. See, e.g., *Stainless Steel Sheet and Strip in Coils From the Republic of Korea: Notice of Preliminary Results of Changed Circumstances Antidumping Duty Administrative Review*, 66 FR 67513, 67515 (December 31, 2001) and *Brass Sheet and Strip from Canada: Final Results of Changed Circumstances Review*, 57 FR 20460, 20461 (May 13, 1992). While no one or several of these factors will necessarily provide a dispositive indication, the Department will generally consider the new company to be the successor to the previous company if its resulting operation is similar to that of the predecessor. See *Industrial Phosphoric Acid from Israel: Final Results of Antidumping Duty Changed Circumstances Review*, 59 FR 6944, 6946 (February 14, 1994). Thus, if evidence demonstrates that, with respect to the production and sale of the subject merchandise, the new company operates as the same entity as the former company, the Department will treat the new company as the successor-in-interest to the predecessor. See *Fresh and Chilled Atlantic Salmon from Norway: Final Results of Changed Circumstances Antidumping Duty Administrative Review*, 64 FR 9979, 9980 (March 1, 1999).

The Department will publish in the **Federal Register** a notice of preliminary results of antidumping duty changed circumstances review, in accordance with section 351.216(c), and 351.221(b)(4) and 351.221(c)(3)(i) of the Department's regulations. This notice will set forth the factual and legal conclusions upon which our preliminary results are based and a description of any action proposed based on those results. Pursuant to 19 CFR 351.221(b)(4)(ii), interested parties will have an opportunity to comment on the preliminary results of review. In accordance with 19 CFR 351.216(e), the Department will issue the final results of its antidumping duty changed

circumstances review not later than 270 days after the date of publication of this notice.

During the course of this changed circumstances review, we will not change any cash deposit instructions on the merchandise subject to this review, unless a change is determined to be warranted pursuant to the final results of this review.

This notice of initiation is in accordance with sections 751(b)(1) of the Act and section 351.221(b)(1) of the Department's regulations.

Dated: December 19, 2003.

**James J. Jochum,**

*Assistant Secretary for Import Administration.*

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### San Diego State University; Notice of Decision on Application for Duty-Free Entry of Electron Microscope

This is a decision pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 a.m. and 5 p.m. in Suite 4100W, U.S. Department of Commerce, Franklin Court Building, 1099 14th Street, NW., Washington, DC.

Docket Number: 03-050. Applicant: San Diego State University, San Diego, CA 92182-4614. Instrument: Electron Microscope, Model Tecnai G<sup>2</sup> 12 TWIN. Manufacturer: FEI Company, the Netherlands. Intended Use: See notice at 68 FR 65879, November 24, 2003.

Comments: None received. Decision: Approved. No instrument of equivalent scientific value to the foreign instrument, for such purposes as the instrument is intended to be used, was being manufactured in the United States at the time the instrument was ordered. Reasons: The foreign instrument is a conventional transmission electron microscope (CTEM) and is intended for research or scientific educational uses requiring a CTEM. We know of no CTEM, or any other instrument suited to these purposes, which was being manufactured in the United States at the time of receipt of application by U.S. Customs and Border Protection.

**Gerald A. Zerdy,**

*Program Manager, Statutory Import Programs Staff.*

[FR Doc. 03-32069 Filed 12-29-03; 8:45 am]

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## DEPARTMENT OF COMMERCE

### International Trade Administration

#### Annual Listing of Foreign Government Subsidies on Articles of Cheese Subject to an In-Quota Rate of Duty

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

**ACTION:** Publication of Annual Listing of Foreign Government Subsidies on Articles of Cheese Subject to an In-Quota Rate of Duty

**SUMMARY:** The Department of Commerce ("the Department"), in consultation with the Secretary of Agriculture, has prepared its annual list of foreign government subsidies on articles of cheese subject to an in-quota rate of duty during the period October 1, 2002, through September 30, 2003. We are publishing the current listing of those subsidies that we have determined exist.

**EFFECTIVE DATE:** December 30, 2003.

#### FOR FURTHER INFORMATION CONTACT:

Alicia Kinsey, Office of AD/CVD Enforcement VI, Group II, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Ave., N.W., Washington, D.C. 20230, telephone: (202) 482-2786.

**SUPPLEMENTARY INFORMATION:** Section 702 of the Trade Agreements Act of 1979 (as amended) ("the Act") requires the Department to determine, in consultation with the Secretary of Agriculture, whether any foreign government is providing a subsidy with respect to any article of cheese subject to an in-quota rate of duty, as defined in section 702(h) of the Act, and to publish an annual list and quarterly updates of the type and amount of those subsidies. We hereby provide the Department's annual list of subsidies on articles of cheese that were imported during the period October 1, 2002, through September 30, 2003.

The Department has developed, in consultation with the Secretary of Agriculture, information on subsidies (as defined in section 702(h) of the Act) being provided either directly or indirectly by foreign governments on articles of cheese subject to an in-quota rate of duty. The appendix to this notice lists the country, the subsidy program or programs, and the gross and net amounts of each subsidy for which information is currently available.

The Department will incorporate additional programs which are found to constitute subsidies, and additional information on the subsidy programs listed, as the information is developed.

The Department encourages any person having information on foreign government subsidy programs which benefit articles of cheese subject to an in-quota rate of duty to submit such information in writing to the Assistant Secretary for Import Administration,

U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230.

This determination and notice are in accordance with section 702(a) of the Act.

Dated: December 19, 2003.

**James J. Jochum,**  
Assistant Secretary for Import Administration.

#### APPENDIX SUBSIDY PROGRAMS ON CHEESE SUBJECT TO AN IN-QUOTA RATE OF DUTY

Country	Program(s)	Gross <sup>1</sup> Subsidy (\$/lb)	Net <sup>2</sup> Subsidy (\$/lb)
Austria .....	European Union (EU) Restitution Payments	\$ 0.1	\$ 0.1
Belgium .....	EU Restitution Payments	\$ 0.05	\$ 0.05
Canada .....	Export Assistance on Certain Types of Cheese	\$ 0.25	\$ 0.25
Denmark .....	EU Restitution Payments	\$ 0.04	\$ 0.04
Finland .....	EU Restitution Payments	\$ 0.14	\$ 0.14
France .....	EU Restitution Payments	\$ 0.12	\$ 0.12
Germany .....	EU Restitution Payments	\$ 0.05	\$ 0.05
Greece .....	EU Restitution Payments	\$ 0.07	\$ 0.07
Ireland .....	EU Restitution Payments	\$ 0.08	\$ 0.08
Italy .....	EU Restitution Payments	\$ 0.07	\$ 0.07
Luxembourg .....	EU Restitution Payments	\$ 0.07	\$ 0.07
Netherlands .....	EU Restitution Payments	\$ 0.04	\$ 0.04
Norway .....	Indirect (Milk) Subsidy	\$ 0.34	\$ 0.34
.....	Consumer Subsidy	\$ 0.16	\$ 0.16
.....	.....	\$ 0.50	\$ 0.50
Portugal .....	EU Restitution Payments	\$ 0.05	\$ 0.05
Spain .....	EU Restitution Payments	\$ 0.06	\$ 0.06
Switzerland .....	Deficiency Payments	\$ 0.07	\$ 0.07
U.K. ....	EU Restitution Payments	\$ 0.01	\$ 0.01

<sup>1</sup>Defined in 19 U.S.C. 1677(5).

<sup>2</sup>Defined in 19 U.S.C. 1677(6).

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## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

[I.D. 122303A]

### New England Fishery Management Council; Public Meetings

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

**ACTION:** Notice of public meetings.

**SUMMARY:** The New England Fishery Management Council (Council) is scheduling public meetings of its Habitat, Groundfish and Scallop Oversight Committees and Scallop Advisory Panel in, January, 2004 to consider actions affecting New England fisheries in the exclusive economic zone (EEZ). Recommendations from these groups will be brought to the full Council for formal consideration and action, if appropriate.

**DATES:** The meetings will be held between January 13-16, 2004. See

**SUPPLEMENTARY INFORMATION** for specific dates and times.

**ADDRESSES:** The meetings will be held in Narragansett, RI and Mansfield, MA. See **SUPPLEMENTARY INFORMATION** for specific locations.

*Council address:* New England Fishery Management Council, 50 Water Street, Mill 2, Newburyport, MA 01950.

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

#### SUPPLEMENTARY INFORMATION:

#### Meeting Dates and Agendas

*Tuesday, January 13, 2004 at 9:30 a.m.*—Habitat/MPA Committee Meeting.  
Location: Holiday Inn, 31 Hampshire Street, Mansfield, MA; telephone: 508-339-2200.

The Committee will discuss upcoming Omnibus t2 Habitat Amendment including, but not limited to, the review of the Draft Timeline, Draft Notice of Intent, Draft Request for Proposals for Habitat Areas of Particular Concern and Dedicated Habitat Research Areas, and discussion of a draft Habitat Advisory Panel Process. The meeting will also include a recap of Council decisions in Amendment 10 to

the Atlantic Sea Scallop Fishery Management Plan (FMP) and Amendment 13 to the Multispecies FMP and a discussion of the upcoming Herring Amendment 1 and Monkfish Amendment 2 Draft Supplementary Environmental Impact Statement (DSEIS). In addition, the Committee will be updated on the status of the American Oceans Campaign V. Daley lawsuit settlement agreement requirements and any NMFS essential fish habitat (EFH) Consultations of particular interest to the Council. Lastly, the Committee will be updated on recent marine protected areas (MPA) work by the formerly separate MPA Committee. The timeline for development of a Council policy on MPAs will be developed. There will be a possible closed session for the discussion and selection of habitat advisory panel.

*Wednesday, January 14, 2004 at 9:30 a.m. and Thursday, January 15, 2004 at 8:30 a.m.*—Groundfish Oversight Meeting.

Location: Holiday Inn, 31 Hampshire Street, Mansfield, MA; telephone: 508-339-2200.

The Groundfish Oversight Committee will meet to discuss Framework Action 39 and Framework Action 40 to the