

shipment, entry shall not be permitted. If the quantity indicated on the visa is more than that of the shipment, entry shall be permitted and only the amount entered shall be charged to any applicable quota.

The complete name and address of the actual manufacturer of the textile product must be included on the visa document. If a textile product has been processed by more than one manufacturer, the complete name and address of the last firm to assemble the article must be listed on the visa document.

If the visa is not acceptable then a new visa must be obtained from the Government of the Republic of Honduras, or a visa waiver may be issued by the U.S. Department of Commerce at the request of the Embassy of Honduras in Washington, DC, and presented to the U.S. Customs Service before any portion of the shipment will be released. The waiver, if used, only waives the requirement to present a visa with the shipment. It does not waive the quota requirement.

If the visaed invoice is deficient, the U.S. Customs Service will not return the original document after entry, but will provide a certified copy of that visaed invoice.

If import quotas are in force, U.S. Customs Service shall charge only the actual quantity in the shipment to the correct category limit. If a shipment from Honduras subject to this arrangement has been allowed entry into the commerce of the United States with either an incorrect category classification or misstatement of the quantity, and redelivery is requested but cannot be made, U.S. Customs shall charge the shipment to the correct category limit whether or not a replacement visa or visa waiver is provided.

Each shipment of textile products which has been assembled in Honduras wholly from components cut in the United States from U.S. formed fabric which are subject to the Caribbean Basin Textile Special Access Program as set out in the Arrangement shall be so certified by the Government of the Republic of Honduras. This certification shall be presented to the U.S. Customs Service before entry, or withdrawal from warehouse for consumption, into the customs territory of the United States (the 50 states and Puerto Rico).

Each shipment shall be certified by the stamping of the original rectangular-shaped stamped marking in blue ink on the front of the original commercial invoice. The original copy of the invoice with the original certification will be required in order to enter the shipment into the United States. Duplicate copies of the invoice and/or certification may not be used.

Each certification shall include the following information:

1. The certification number. The certification number shall be nine digits and letters. It shall begin with one digit for the last digit of the year of export followed by the two character country code for Honduras, which is "HN." These first two codes shall be followed by the number "2" and a five-digit serial number identifying the shipment, e.g., 6HN212345.

2. The date of issuance. The date of issuance shall be the day, month and year in which the visa was issued.

3. The original signature of the issuing official of the Government of the Republic of Honduras.

4. The correct category(s), merged category(s), part category(s), quantity(s), and unit(s) of quantity in the shipment in the unit(s) of quantity provided for in the U.S. Department of Commerce Correlation and in the Harmonized Tariff Schedule of the United States Annotated (HTSUSA or successor documents) shall be reported in the spaces provided within the visa stamp (e.g., "Cat. 352-510 DZ").

Quantities must be stated in whole numbers. Decimals or fractions will not be accepted. Merged category quota merchandise may be accompanied by either the appropriate merged category visa or the correct category visa corresponding to the actual shipment (e.g., Categories 352/652 may be visaed as 352/652 or if the shipment consists solely of 352 merchandise, the shipment may be visaed as "Cat. 352," but not as "Cat. 652").

U.S. Customs shall not permit entry if the shipment does not have a certification number, date of issuance, signature, category, quantity or units of quantity are missing, incorrect or illegible, or have been crossed out or altered in any way. If the quantity indicated on the certification is less than that of the shipment, entry shall not be permitted. If the quantity indicated on the certification is more than that of the shipment, entry shall be permitted and only the amount entered shall be charged to any applicable quota.

Entry of textile products subject to the certification system outlined above into the customs territory of the United States will be permitted only for those shipments accompanied by:

1. A valid certification by the Government of the Republic of Honduras.

2. A completed CBI Export Declaration (U.S. Department of Commerce Form ITA09370P or successor document) with a proper declaration by the Honduras assembler that the articles were subject to assembly in Honduras from parts described on that CBI Export Declaration; and

3. A proper importer's declaration.

Any shipment which is not accompanied by a valid and correct certification in accordance with the foregoing provisions shall be denied entry by the Government of the United States. If U.S. Customs determines that the certification is invalid because of an error, and the remaining documentation fulfills requirements for entry under the Caribbean Basin Textile Special Access Program then a new certification from the Government of the Republic of Honduras must be obtained or a visa waiver issued by the U.S. Department of Commerce at the request of the Government of the Republic of Honduras must be obtained and presented to the U.S. Customs Service before any portion of the shipment will be released.

Any shipment found not to be in compliance with the provisions of the Caribbean Basin Textiles Special Access Program relating to trade in textile products wholly assembled of U.S. components cut from U.S. formed fabrics, may be permanently denied entry under this program.

Merchandise imported for the personal use of the importer and not for resale, regardless of value, and properly marked or mutilated commercial sample shipments valued at U.S.\$250 or less, do not require a visa or certification for entry and shall not be charged to existing quota levels.

Visaed merchandise and products eligible for the Caribbean Basin Special Access Textile Program may not appear on the same invoice.

The visa and certification stamps are enclosed.

The actions taken concerning the Government of the Republic of Honduras with respect to imports of textiles and textile products in the foregoing categories have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, these directions to the Commissioner of Customs, which are necessary for the implementation of such actions, fall within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553(a)(1). This letter will be published in the Federal Register.

Sincerely,

Troy H. Cribb,

*Chairman, Committee for the Implementation of Textile Agreements.*

## ANNEX A

### Part Categories

35209K Only HTS numbers 6107.11.0010, 6107.11.0020, 6108.19.9010, 6108.21.0010, 6108.21.0020, 6108.91.0005, 6108.91.0015, 6108.91.0025, 6109.10.0005, 6109.10.0007, 6109.10.0009, 6109.10.0037.

65209K Only HTS numbers 6107.12.0010, 6107.12.0020, 6108.11.0010, 6108.11.0020, 6108.22.9020, 6108.22.9030, 6108.92.0005, 6108.92.0015, 6108.92.0025, 6109.90.1047 and 6109.90.1075.

### Merged Categories

352/652

35209K/65209K

[FR Doc. 96-18668 Filed 7-22-96; 8:45 am]

BILLING CODE 3510-DR-F

## Establishment of Import Restraint Limits and Guaranteed Access Levels for Certain Cotton, Wool and Man-Made Fiber Textile Products Produced or Manufactured in Honduras

July 18, 1996.

**AGENCY:** Committee for the Implementation of Textile Agreements (CITA).

**ACTION:** Issuing a directive to the Commissioner of Customs establishing import limits and guaranteed access levels.

**EFFECTIVE DATE:** August 1, 1996.

**FOR FURTHER INFORMATION CONTACT:** Jennifer Aldrich, International Trade

Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 482094212. For information on the quota status of these limits, refer to the Quota Status Reports posted on the bulletin boards of each Customs port or call (202) 927095850. For information on embargoes and quota re-openings, call (202) 482093715.

#### SUPPLEMENTARY INFORMATION:

Authority: Executive Order 11651 of March 3, 1972, as amended; section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854); Uruguay Round Agreements Act.

A notice published in the Federal Register on September 20, 1995 (60 FR 48692) announces that the Governments of the United States and Honduras agreed, pursuant to the Uruguay Round Agreements Act and the Uruguay Round Agreement on Textiles and Clothing (ATC), to establish limits and Guaranteed Access Levels (GALs) for Categories 352/652 and 435 for the period January 1, 1996 through December 31, 1996.

In the letter published below, the Chairman of CITA directs the Commissioner of Customs to establish the 1996 limits. These limits are based on limits notified to the Textiles Monitoring Body pursuant to the Uruguay Round Agreements Act and the Uruguay Round Agreement on Textiles and Clothing (ATC). Also, guaranteed access levels are being established for Categories 352/652 and 435 for 1996.

A description of the textile and apparel categories in terms of HTS numbers is available in the CORRELATION: Textile and Apparel Categories with the Harmonized Tariff Schedule of the United States (see Federal Register notice 60 FR 65299, published on December 19, 1995). Also see 60 FR 67349, published on December 29, 1995.

The letter to the Commissioner of Customs and the actions taken pursuant to it are not designed to implement all of the provisions of the Uruguay Round Agreements Act and the Uruguay Round Agreement on Textiles and Clothing, but are designed to assist only in the implementation of certain of their provisions.

Troy H. Cribb,

*Chairman, Committee for the Implementation of Textile Agreements.*

Committee for the Implementation of Textile Agreements  
July 18, 1996.

Commissioner of Customs,  
*Department of the Treasury, Washington, DC 20229.*

Dear Commissioner: This directive cancels and supersedes the directive issued to you on

December 22, 1995, by the Chairman, Committee for the Implementation of Textile Agreements, which directs you to count imports for consumption of cotton, wool and man-made fiber textile products in Categories 352/652, 35209K/65209K and 435, produced or manufactured in Honduras and exported during the period January 1, 1996 through December 31, 1996.

Under the terms of section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854), the Uruguay Round Agreements Act and the Uruguay Round Agreement on Textiles and Clothing (ATC); and in accordance with the provisions of Executive Order 11651 of March 3, 1972, as amended, you are directed to prohibit, effective on August 1, 1996, entry into the United States for consumption and withdrawal from warehouse for consumption of cotton, wool and man-made fiber textile products in the following categories, produced or manufactured in Honduras and exported during the period beginning on January 1, 1996 and extending through December 31, 1996, in excess of the following restraint limits:

Category	Twelve-month limit <sup>1A1</sup>
352/652 .....	10,070,000 dozen of which not more than 7,420,000 dozen shall be in Categories 35209K/65209K <sup>1A2</sup> .
435 .....	14,688 dozen.

<sup>1A1</sup>The limits have not been adjusted to account for any imports exported after December 31, 1995.

<sup>2A1</sup>Category 35209K: only HTS numbers 6107.11.0010, 6107.11.0020, 6108.19.9010, 6108.21.0010, 6108.21.0020, 6108.91.0005, 6108.91.0015, 6108.91.0025, 6109.10.0005, 6109.10.0007, 6109.10.0009, 6109.10.0037, Category 65209K: 6107.12.0010, 6107.12.0020, 6108.11.0010, 6108.11.0020, 6108.22.9020, 6108.22.9030, 6108.92.0005, 6108.92.0015, 6108.92.0025, 6109.90.1047 and 6109.90.1075.

Imports charged to these category limits for the periods March 27, 1995 through December 31, 1995 (Categories 352/652 and 35209K/65209K) and April 24, 1995 through December 31, 1995 (Category 435) shall be charged against those levels of restraint to the extent of any unfilled balances. In the event the limits established for those periods have been exhausted by previous entries, such goods shall be subject to the levels set forth in this directive.

The limits set forth above are subject to adjustment in the future according to the provisions of the Uruguay Round Agreements Act, the ATC and any administrative arrangements notified to the Textiles Monitoring Body.

You are directed to charge the following amounts to the limit established in this directive for Categories 352/652 and 435 for 1996. These charges are for goods imported during the period January 1, 1996 through June 30, 1996 (Categories 352/652) and January 1, 1996 through April 30, 1996 (Category 435). Additional charges will be supplied at a later date.

Category	Amount to charge
352/652 .....	394,091 dozen.
35209K/65209K .....	2,233,183 dozen.

Additionally, pursuant to the Special Access Program, as set forth in 51 FR 21208 (June 11, 1986), 52 FR 26057 (July 10, 1987) and 54 FR 50425 (December 6, 1989), effective on August 1, 1996, guaranteed access levels are being established for properly certified textile products assembled in Honduras from fabric formed and cut in the United States in textile products in the following categories which are re-exported to the United States from Honduras during the period January 1, 1996 through December 31, 1996 in the following amounts:

Category	Guaranteed Access Level
352/652 .....	50,000,000 dozen.
435 .....	35,000 dozen.

You are directed to charge 7,881,821 dozen to the guaranteed access level established for Categories 352/652 and 2,970 dozen to the guaranteed access level established for Category 435 for the 1996 period. These charges are for the goods imported during the period January 1, 1996 through June 30, 1996 (Categories 352/652) and January 1, 1996 through April 30, 1996 (Category 435) subject to the Special Access Program.

Any shipment for entry under the Special Access Program which is not accompanied by a valid and correct certification and Export Declaration in accordance with the provisions of the certification requirements established in the directive of July 18, 1996 shall be denied entry unless the Government of the Republic of Honduras authorizes the entry and any charges to the appropriate specific limit. Any shipment which is declared for entry under the Special Access Program but found not to qualify shall be denied entry into the United States.

In carrying out the above directions, the Commissioner of Customs should construe entry into the United States for consumption to include entry for consumption into the Commonwealth of Puerto Rico.

The Committee for the Implementation of Textile Agreements has determined that these actions fall within the foreign affairs exception of the rulemaking provisions of 5 U.S.C. 553(a)(1).

Sincerely,

Troy H. Cribb,

*Chairman, Committee for the Implementation of Textile Agreements*

[FR Doc.96-18669 Filed 7-22-96; 8:45 am]

BILLING CODE 3510-DR-F

#### OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

#### WTO Dispute Settlement Proceeding Concerning Certain Canadian Measures Affecting Periodicals

AGENCY: Office of the United States Trade Representative.