

GENERAL AGREEMENT ON

TARIFFS AND TRADE

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UNITED STATES INTERNATIONAL TRADE COMMISSION

Investigation No. TA-201-62

CERTAIN CAMERAS

The following communication, dated 26 April 1990, has been received from the United States Trade Representative.

Enclosed you will find a copy of the public notice issued by the United States International Trade Commission announcing the institution of an investigation under Section 202 of the Trade Act of 1974 and schedule of public hearings to be held in connection with that investigation. The notice was subsequently published in the Federal Register.

I would appreciate your circulating this announcement to contracting parties for their information.

AGENCY: United States International Trade Commission.

ACTION: Institution of an investigation under section 202 of the Trade Act of 1974 (19 U.S.C. § 2252) (the act) and scheduling of public hearings to be held in connection with the investigation.

SUMMARY: Following receipt of a petition filed on March 29, 1990, by the Keystone Camera Company, Clifton, NJ, the United States International Trade Commission instituted investigation No. TA-201-62 under section 202 of the Trade Act of 1974 to determine whether certain cameras,¹ provided for in subheadings 9006.52.10 and 9006.53.00 of the Harmonized Tariff Schedule of the United States (previously provided for under items 722.08, 722.11, and 722.16 of the Tariff Schedules of the United States), are being imported into the United States in such increased quantities as to be a substantial cause of serious injury, or the threat thereof, to the domestic industry producing an article like or directly competitive with the imported article. The petition alleges that critical circumstances exist within the meaning of section 203(b)(3)(B) and seeks provisional relief. The Commission will make its injury and critical circumstances determinations (assuming the latter is necessary) in this investigation by July 27, 1990 (see section 202(b)(2) of the act (19 U.S.C. § 2252(b)(2))).

For further information concerning the conduct of this investigation, hearing procedures, and rules of general application, consult the Commission's Rules of Practice and Procedure, part 206, subparts A and B (19 CFR part 206), and part 201, subparts A through E (19 CFR part 201).

EFFECTIVE DATE: March 29, 1990.

FOR FURTHER INFORMATION CONTACT: Diane J. Mazur (202-252-1184), Office of Investigations, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-252-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-252-1000.

¹The imported articles covered by this investigation include two categories of photographic (other than cinematographic) cameras for roll film: all fixed-focus, hand-held, 110 cameras (subheading 9006.52.10); and all hand-held, 35mm cameras other than single-lens-reflex ("SLR") cameras (subheading 9006.53.00).

SUPPLEMENTARY INFORMATION:

Participation in the investigation.--Persons wishing to participate in the investigation as parties must file an entry of appearance with the Secretary to the Commission, as provided in section 201.11 of the Commission's rules (19 CFR § 201.11), not later than twenty-one (21) days after publication of this notice in the Federal Register. Any entry of appearance filed after this date will be referred to the Chairman, who will determine whether to accept the late entry for good cause shown by the person desiring to file the entry.

Service list.--Pursuant to section 201.11(d) of the Commission's rules (19 CFR § 201.11(d)), the Secretary will prepare a service list containing the names and addresses of all persons, or their representatives, who are parties to this investigation upon the expiration of the period for filing entries of appearance. In accordance with section 201.16(c) of the rules (19 CFR § 201.16(c)), each document filed by a party to the investigation must be served on all other parties to the investigation (as identified by the service list), and a certificate of service must accompany the document. The Secretary will not accept a document for filing without a certificate of service.

Public hearings on injury and remedy.--The Commission has scheduled separate public hearings in connection with the injury and remedy phases of the investigation. The hearing on injury will be held beginning at 9.30 a.m. on June 20, 1990, at the U.S. International Trade Commission Building, 500 E Street SW., Washington, DC. Requests to appear at the hearing should be filed in writing with the Secretary to the Commission not later than the close of business (5.15 p.m.) on June 8, 1990. All persons desiring to appear at the hearing and make oral presentations, with the exception of public officials and persons not represented by counsel, should file prehearing briefs and attend a prehearing conference to be held at 9.30 a.m. on June 12, 1990, at the U.S. International Trade Commission Building. The deadline for filing prehearing briefs is June 13, 1990. Posthearing briefs must be submitted not later than the close of business on June 27, 1990. Confidential material should be filed in accordance with the procedures described below.

In the event that the Commission makes an affirmative injury determination or is equally divided on the question of injury in this investigation, a hearing on the question of remedy will be held on August 14, 1990. Prehearing remedy briefs will be due to the Secretary no later than the close of business on August 7, 1990, and posthearing remedy briefs will be due no later than the close of business on August 21, 1990; all briefs must conform with the requirements of section 201.6 of the Commission's rules.

Parties are encouraged to limit their testimony at the hearings to a nonbusiness confidential summary and analysis of material contained in

prehearing briefs and to information not available at the time the prehearing brief was submitted. Any written materials submitted at the hearings must be filed in accordance with the procedures described below and any confidential business information must be submitted at least three (3) working days prior to the hearings (see section 201.6(b)(2) of the Commission's rules (19 CFR § 201.6(b)(2))).

Written submissions.--As mentioned, parties to this investigation may file prehearing and posthearing briefs by the dates shown above. In addition, any person who has not entered an appearance as a party to the investigation may submit a written statement of information with respect to injury, critical circumstances, and provisional relief on or before June 27, 1990. If the Commission makes an affirmative injury determination or is equally divided on the question of injury, then any written submissions on remedy, including any commitments pursuant to 19 U.S.C. § 2252(a)(6)(B), must be filed on or before August 21, 1990. A signed original and fourteen (14) copies of each submission must be filed with the Secretary to the Commission in accordance with section 201.8 of the Commission's rules (19 CFR § 201.8). All written submissions except for confidential business information will be available for public inspection during regular business hours (8.45 a.m. to 5.15 p.m.) in the Office of the Secretary to the Commission.

Any information for which confidential treatment is desired shall be submitted separately. The envelope and all pages of such submissions must be clearly labeled "Confidential Business Information". Submissions containing confidential business information and requests for confidential treatment must conform with the requirements of section 201.6 of the Commission's rules (19 CFR § 201.6).

Critical circumstances.--Persons wishing to submit views on the issues of critical circumstances and provisional relief should submit them during the injury phase of the investigation and/or in conjunction with the Commission's public hearing on injury.

AUTHORITY: This investigation is being conducted under the authority of section 202 of the Trade Act of 1974. This notice is published pursuant to section 201.10 and 206.3 of the Commission's rules (19 CFR § 201.10, 206.3).

By order of the Commission.

Kenneth R. Mason
Secretary

Issued: April 10, 1990