

MESSAGE NO: 0318202 MESSAGE DATE: 11/13/2000
MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-122-815

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/1998 TO 12/31/1998

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQ. INSTRUCTIONS FOR PURE MAGNESIUM AND ALLOY MAGNESIUM FROM CANADA EXPORTED BY NORSK HYDRO CANADA, INC. (NHCI) (C-122-815-002)

MESSAGE NO: 0318202 DATE: 11 13 2000

CATEGORY: CVD TYPE: LIQ

REFERENCE: REFERENCE DATE:

CASES: C - 122 - 815 - -

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PERIOD COVERED: 01 01 1998 TO 12 31 1998

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: LIQ. INSTRUCTIONS FOR PURE MAGNESIUM AND ALLOY MAGNESIUM FROM CANADA EXPORTED BY NORSK HYDRO CANADA, INC. (NHCI) (C-122-815-002)

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER 09/08/2000, 65 FR 54498, THE FINAL RESULTS OF ITS ADMINISTRATIVE REVIEWS OF THE COUNTERVAILING DUTY ORDERS (C-122-815-002) ON PURE MAGNESIUM AND ALLOY MAGNESIUM FROM CANADA FOR THE PERIOD 01/01/1998 - 12/31/1998.

2. IMPORTS COVERED BY THE REVIEWS ARE SHIPMENTS OF PURE MAGNESIUM AND ALLOY MAGNESIUM FROM CANADA. PURE MAGNESIUM CONTAINS AT LEAST 99.8 PERCENT MAGNESIUM BY WEIGHT AND IS SOLD IN

VARIOUS SLAB AND INGOT FORMS AND SIZES. MAGNESIUM ALLOYS CONTAIN LESS THAN 99.8 PERCENT MAGNESIUM BY WEIGHT WITH MAGNESIUM BEING THE LARGEST METALLIC ELEMENT IN THE ALLOY BY WEIGHT, AND ARE SOLD IN VARIOUS INGOT AND BILLET FORMS AND SIZES. THE MERCHANDISE UNDER REVIEW IS CURRENTLY CLASSIFIABLE UNDER ITEMS 8104.11.0000 AND 8104.19.0000 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES. SECONDARY AND GRANULAR MAGNESIUM ARE NOT INCLUDED IN THE SCOPE OF THESE ORDERS.

3. THE NET SUBSIDY WAS FOUND TO BE 1.38 PERCENT AD VALOREM FOR THE PERIOD 01/01/1998 THROUGH 12/31/1998.

4. ACCORDINGLY, YOU ARE TO LIQUIDATE AT 1.38 PERCENT OF THE ENTERED VALUE ALL SHIPMENTS OF PURE MAGNESIUM AND ALLOY MAGNESIUM

FROM CANADA EXPORTED ON OR AFTER 01/01/1998 AND ON OR BEFORE 12/31/1998 BY THE SOLE REVIEWED COMPANY, NORSK HYDRO CANADA INC ("NHCI").

5. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS AND ASSESS

INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE 12/31/1998 IS LIFTED. SUSPENSION OF LIQUIDATION FOR ALL ENTRIES OF THIS MERCHANDISE EXPORTED AFTER 12/31/1998 WILL CONTINUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT ANNIKA O'HARA, AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, DEPARTMENT OF COMMERCE, AT (202) 482-3798.

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party