

EXECUTIVE OFFICE OF THE PRESIDENT
THE UNITED STATES TRADE REPRESENTATIVE
WASHINGTON, D.C. 20508

OCT 16 2009

The Honorable Shara Aranoff
Chairman
United States International Trade
Commission
500 E Street, S.W.
Washington, D.C. 20436

Dear Chairman Aranoff:

The Trade Policy Staff Committee (TPSC) has announced in the *Federal Register* its decision to accept certain product petitions for the 2009 Annual Review for modification of the Generalized System of Preferences (GSP). Assuming that Congress extends the GSP program, modifications to the GSP program that may result from this review are expected to be announced on or before June 30, 2010, and become effective as of the date of announcement. In this connection, I am making the request set out below.

In accordance with sections 503(a)(1)(A), 503(e) and 131(a) of the Trade Act of 1974, as amended ("the 1974 Act"), and pursuant to the authority of the President delegated to the United States Trade Representative by sections 4(c) and 8(c) and (d) of Executive Order 11846 of March 31, 1975, as amended, I hereby notify the Commission that the articles identified in Part A of the enclosed annex are being considered for eligibility when imported from all GSP beneficiaries as set forth in section 503(a)(1)(A) of the 1974 Act. I further notify the Commission that the articles listed in Part B of the enclosed annex are being considered for removal from eligibility for duty-free treatment under the GSP program from the specified country.*

In accordance with sections 503(a)(1)(A), 503(e) and 131(a) of the 1974 Act, and under authority delegated by the President, pursuant to section 332(g) of the Tariff Act of 1930, I request that the Commission provide its advice, with respect to the articles identified in Part A of the enclosed annex, as to the probable economic effect of the elimination of U.S. duties when imported from all beneficiary developing countries under the GSP program on U.S. industries producing like or directly competitive articles, on U.S. imports, and on U.S. consumers.

Under authority delegated by the President, pursuant to section 332(g) of the Tariff Act of 1930, I further request, with respect to articles listed in Part B of the enclosed annex, that the Commission provide its advice as to the probable economic effect of the removal from eligibility for duty-free treatment under the GSP program for such articles from the specified countries on U.S. industries producing like or directly competitive articles, on U.S. imports, and on U.S. consumers.

I also request, pursuant to section 332(g) of the Tariff Act of 1930, that the Commission provide advice with respect to whether like or directly competitive products were being produced in the United States on January 1, 1995, with respect to the articles identified in Parts A and B.

* Consideration of petitions for competitive need limit waivers may be addressed at a later date with a separate request letter.

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In accordance with sections 503(a)(1)(A), 503(e) and 131(a) of the Trade Act of 1974, as amended ("the 1974 Act"), and pursuant to the authority of the President delegated to the United States Trade Representative by sections 4(c) and 8(c) and (d) of Executive Order 11846 of March 31, 1975, as amended, I hereby notify the Commission that the articles identified in Part A of the enclosed annex are being considered for eligibility when imported from all GSP beneficiaries as set forth in section 503(a)(1)(A) of the 1974 Act. I further notify the Commission that the articles listed in Part B of the enclosed annex are being considered for removal from eligibility for duty-free treatment under the GSP program from the specified country.*

In accordance with sections 503(a)(1)(A), 503(e) and 131(a) of the 1974 Act, and under authority delegated by the President, pursuant to section 332(g) of the Tariff Act of 1930, I request that the Commission provide its advice, with respect to the articles identified in Part A of the enclosed annex, as to the probable economic effect of the elimination of U.S. duties when imported from all beneficiary developing countries under the GSP program on U.S. industries producing like or directly competitive articles, on U.S. imports, and on U.S. consumers.

Under authority delegated by the President, pursuant to section 332(g) of the Tariff Act of 1930, I further request, with respect to articles listed in Part B of the enclosed annex, that the Commission provide its advice as to the probable economic effect of the removal from eligibility for duty-free treatment under the GSP program for such articles from the specified countries on U.S. industries producing like or directly competitive articles, on U.S. imports, and on U.S. consumers.

I also request, pursuant to section 332(g) of the Tariff Act of 1930, that the Commission provide advice with respect to whether like or directly competitive products were being produced in the United States on January 1, 1995, with respect to the articles identified in Parts A and B.

* Consideration of petitions for competitive need limit waivers may be addressed at a later date with a separate request letter.

Chairman Aranoff
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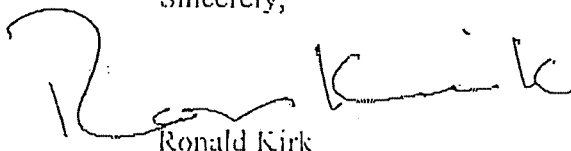
To the extent possible, I would appreciate it if the probable economic effect advice and statistics (profile of the U.S. industry and market and U.S. import and export data) and any other relevant information or advice were provided separately and individually for each U.S. Harmonized Tariff Schedule subheading for all the cases in these requests.

I direct you to mark as "Confidential" those portions of the Commission's report and related working papers that contain the Commission's advice on the probable economic effect on the States industries producing like or directly competitive articles, on U.S. imports, and on U.S. consumers. All other parts of the report are unclassified, but the overall classification marked on the front and back covers of the report should be "Confidential" to conform to the confidential sections contained therein. All confidential business information contained in the report should be clearly identified.

I would greatly appreciate it if the Commission could provide the requested advice, including those portions indicated as "Confidential" to my Office by no later than January 21, 2010, assuming that Congress extends the GSP program. Once the Commission's confidential report is provided to my Office, and we review and approve the classification marking, the Commission should issue, as soon as possible thereafter, a public version of the report containing only the unclassified information, with any confidential business information deleted.

The Commission's assistance in this matter is greatly appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "Ronald Kirk". The signature is fluid and cursive, with a large initial "R" and "K".

Ronald Kirk

Annex

The Harmonized Tariff Schedule of the United States (HTS) subheadings listed below have been accepted as product petitions for the 2009 Generalized System of Preferences (GSP) Annual Review for modification of the GSP. The tariff nomenclature in the HTS for the subheadings listed below are definitive; the product descriptions in this list are *for informational purposes only* (except in those cases where only part of a subheading is the subject of a petition). The descriptions below are not intended to delimit in any way the scope of the subheading. The HTS may be viewed on <http://www.usita.gov/tafa/index.htm>.

A. Petitions for addition of a product to the list of eligible products for the Generalized System of Preferences

<u>Accepted Case</u>	<u>HTS Subheading</u>	<u>Brief Description</u>	<u>Petitioner</u>
2009-01	0710.22.40	Beans nesi, uncooked or cooked by steaming or boiling in water, frozen, reduced in size (green beans, lima beans, misc.)	Gov. of Arab Republic of Egypt
2009-02	0710.90.91	Mixtures of vegetables nesi, uncooked or cooked by steaming or boiling in water, frozen	Gov. of Arab Republic of Egypt
2009-03	2905.17.00	Dodecan-1-ol (Lauryl alcohol); hexadecan-1-ol (Cetyl alcohol); octadecan-1-ol (Stearyl alcohol)	Oleoquímica Indústria e Comércio de Produtos Químicos Ltda., Brazil
2009-04	3823.70.40	Industrial fatty alcohols, other than oleyl, derived from fatty substances of animal or vegetable origin	Oleoquímica Indústria e Comércio de Produtos Químicos Ltda., Brazil
2009-05	7614.10.10	Aluminium stranded wire, cables & the like w/steel core, not electrically insulated, not fitted with fittings & not made up into articles	Apar Industries, Ltd., India

B. Petitions to remove duty-free status from a beneficiary developing country for a product on the list of eligible articles for the Generalized System of Preferences

<u>Accepted Case No.</u>	<u>HTS Subheading</u>	<u>Brief Description</u>	<u>Petitioner</u>
2009-06	7113.19.21 (from India)	Gold rope necklaces and neck chains	U.S. Manufacturing Jewelers & Suppliers of America, Inc.
2008-07	7113.19.25 (from India)	Gold mixed link necklaces and neck chains (remove Competitive Need Limitation Waiver, thus removing from duty-free status)	U.S. Manufacturing Jewelers & Suppliers of America, Inc.