

any foreign dutiable items are being imported for manufacturing in the subzone primarily because of subzone status and whether the Board should consider requiring customs duties to be paid on such items.

Signed at Washington, DC, this 7th day of March 2008.

**David M. Spooner**

*Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

Attest:

**Andrew McGilvray,**

*Executive Secretary.*

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

Order No. 1544

#### **Grant of Authority for Subzone Status, Lilly del Caribe, Inc. (Pharmaceutical Manufacturing), Carolina, Guayama and Mayaguëz, PR**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Foreign-Trade Zones Act provides for "...the establishment... of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes," and authorizes the Foreign-Trade Zones Board to grant qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs and Border Protection ports of entry;

*Whereas*, the Board's regulations (15 CFR Part 400) provide for the establishment of special-purpose subzones when existing zone facilities cannot serve the specific use involved, and when the activity results in significant public benefit and is in the public interest;

*Whereas*, the Puerto Rico Industrial Development Company, grantee of Foreign-Trade Zone 7, has made application to the Board for authority to establish a special-purpose subzone at the pharmaceutical manufacturing facilities of Lilly del Caribe, Inc., located in Carolina, Guyama and Mayaguëz, Puerto Rico (FTZ Docket 44-2007, filed 8/27/07);

*Whereas*, notice inviting public comment was given in the **Federal Register** (72 FR 51407, 9/7/07); and,

*Whereas*, the Board adopts the findings and recommendations of the

examiner's report, and finds the requirements of the FTZ Act and the Board's regulations are satisfied, and that approval of the application would be in the public interest;

*Now, therefore*, the Board hereby grants authority for subzone status for activity related to pharmaceutical manufacturing at the facilities of Lilly del Caribe, Inc., located in Carolina, Guayama and Mayaguëz, Puerto Rico (Subzone 7K), as described in the application and **Federal Register** notice, and subject to the FTZ Act and the Board's regulations, including Section 400.28.

Signed at Washington, DC, this 7th day of March 2008.

**David M. Spooner,**

*Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

Attest:

**Andrew McGilvray,**

*Executive Secretary.*

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## DEPARTMENT OF COMMERCE

### Foreign-Trade Zones Board

[Order No. 1552]

#### **Grant of Authority for Subzone Status; Eastern Shipbuilding Group; (Shipbuilding); Panama City and Allanton, FL**

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

*Whereas*, the Foreign-Trade Zones Act provides for "...the establishment \* \* \* of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other purposes," and authorizes the Board to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs and Border Protection ports of entry;

*Whereas*, the Board's regulations (15 CFR part 400) provide for the establishment of special-purpose subzones when existing zone facilities cannot serve the specific use involved, and when the activity results in a significant public benefit and is in the public interest;

*Whereas*, the Port of Panama City, Florida, grantee of FTZ 65, has made application for authority to establish special-purpose subzone status at the shipbuilding facilities of Eastern

Shipbuilding Group, located in Panama City and Allanton, Florida (FTZ Docket 21-2007, filed 6-5-2007);

*Whereas*, notice inviting public comment was given in the **Federal Register** (72 FR 32278, 6-12-2007); and,

*Whereas*, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and Board's regulations would be satisfied, and that approval of the application would be in the public interest if approval were given subject to the standard shipyard restriction on foreign steel mill products;

*Now, therefore*, the Board hereby grants authority for subzone status for activity related to shipbuilding and repair at the shipyards of Eastern Shipbuilding Group, in Panama City and Allanton, Florida (Subzone 65A), at the locations described in the application, subject to the FTZ Act and the Board's regulations, including Section 400.28, and subject to the following special conditions: (1) Any foreign steel mill product admitted to the subzone, including plate, angles, shapes, channels, rolled steel stock, bars, pipes and tubes, not incorporated into merchandise otherwise classified, and which is used in manufacturing, shall be subject to customs duties in accordance with applicable law, unless the Executive Secretary determines that the same item is not then being produced by a domestic steel mill; (2) Eastern Shipbuilding Group shall annually advise the Board's Executive Secretary (§ 400.28(a)(3)) as to significant new contracts with appropriate information concerning foreign purchases otherwise dutiable, so that the Board may consider whether any foreign dutiable items are being imported for manufacturing in the subzone primarily because of subzone status and whether the Board should consider requiring customs duties to be paid on such items; and, (3) all foreign-origin textile floor coverings and carpet products (classified under HTSUS 5702.50) must be admitted to the subzone in privileged foreign status (19 CFR 146.41) or domestic status (19 CFR 146.43).

Signed at Washington, DC, this 7th day of March 2008.

**David M. Spooner,**

*Assistant Secretary of Commerce for Import Administration, Alternate Chairman, Foreign-Trade Zones Board.*

**Andrew McGilvray,**

*Executive Secretary.*

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