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# OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

Notice of Product Exclusion Extensions: China's Acts, Policies, and Practices Related to Technology Transfer, Intellectual Property, and Innovation

**AGENCY:** Office of the United States Trade Representative (USTR).

**ACTION:** Notice.

**SUMMARY:** In prior notices, the U.S. Trade Representative modified the action in the Section 301 investigation of China's acts, policies, and practices related to technology transfer, intellectual property, and innovation by excluding from additional duties certain medical-care products needed to address the COVID-19 pandemic. These exclusions are scheduled to expire on September 30, 2021. On August 27, 2021, USTR requested comments on whether to extend these exclusions for up to six months. This notice announces the U.S. Trade Representative's determination to adopt an interim extension of these exclusions for 45 days in order to provide time to review the public comments.

DATES: The extensions announced in this notice will extend the product exclusions through November 14, 2021. FOR FURTHER INFORMATION CONTACT: For general questions about this notice, contact Associate General Counsel Philip Butler or Assistant General Counsel David Salkeld at (202) 395—5725. For specific questions on customs classification or implementation of the product exclusions, contact traderemedy@cbp.dhs.gov.

## SUPPLEMENTARY INFORMATION:

## A. Background

On December 29, 2020, USTR announced the extension of 80 product exclusions on medical-care and/or COVID response products; further modifications in the form of 19 product exclusions, to remove Section 301 duties from additional medical-care and/or COVID response products; and that USTR might consider further extensions and/or modifications as appropriate. See 85 FR 85831 (the December 29 notice). On March 10, 2021, USTR announced the extension of these 99 exclusions until September 30, 2021, and that USTR might consider further extensions and/or modifications as appropriate. 86 FR 13785 (the March 10 notice).

On August 27, 2021, USTR published a **Federal Register** notice requesting public comments on whether any of these 99 exclusions should be further extended for up to six months. 86 FR 48280 (the August 27 notice). Pursuant to that notice, USTR will collect comments through its comment portal until September 27, 2021.

## B. Interim Extension of COVID Exclusions

To provide time for USTR to review the comments it receives in response to the August 27 notice, the U.S. Trade Representative has determined to adopt an interim extension of these exclusions for 45 days. Accordingly, pursuant to sections 301(b), 301(c), and 307(a) of the Trade Act of 1974, as amended, the U.S. Trade Representative has determined to extend the 99 product exclusions described in the December 29 and March 10 notices through November 14, 2021. This change is described in the Annex to this notice. The U.S. Trade Representative's decision to adopt an interim extension considers public comments previously provided, as well as advice of advisory committees and the interagency Section 301 Committee.

As provided in the December 29 and March 10 notices, the exclusions are available for any product that meets the description in the product exclusion. The U.S. Trade Representative may continue to consider further extensions and/or additional modifications as appropriate. U.S. Customs and Border Protection will issue instructions on entry guidance and implementation.

#### Annex

Effective with respect to goods entered for consumption, or withdrawn from warehouse for consumption, on or after 12:01 a.m. eastern daylight time on October 1, 2021, and before 11:59 p.m. eastern standard time on November 14, 2021, each of the article descriptions of headings 9903.88.62, 9903.88.63, 9903.88.64 and 9903.88.65 of the Harmonized Tariff Schedule of the United States are modified by deleting "September 30, 2021," and by inserting "November 14, 2021," in lieu thereof.

## Greta Peisch,

General Counsel, Office of the United States Trade Representative.

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#### **DEPARTMENT OF TRANSPORTATION**

#### **Federal Aviation Administration**

Notice of Intent of Waiver With Respect to Land; Brookings Regional Airport

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice.

**SUMMARY:** The FAA is considering a proposal to change 1.44 acres of airport land from aeronautical use to nonaeronautical use and to authorize the sale of airport property located at Brookings Regional Airport, Brookings, South Dakota. The aforementioned land is not needed for aeronautical use. The property is located approximately 6 miles south east of the airport, on the north side of 217th Street between 475th Ave. and 476th Ave., just east of the grove of trees. There was an FAA-owned outer marker located on the subject property, but the outer marker was abandoned when the runway it was serving was relocated and re-aligned. Currently the land is being used for agriculture and does not have an aeronautical use. The land will continue to be used for agriculture.

**DATES:** Comments must be received on or before October 29, 2021.

ADDRESSES: Documents are available for review by appointment at the FAA Dakota-Minnesota Airports District Office, Mr. Dave Anderson, Deputy Manager, 2301 University Drive, Building 23B, Bismarck, ND, 58504, Telephone: (701) 323–7380/Fax: (701) 323–7399 and Ms. Jackie Lanning, City Engineer, Brookings, SD, 520 3rd. Street, Suite 140, Brookings, SD 57006, (605) 692–6629.

Written comments on the Sponsor's request must be delivered or mailed to: Mr. Dave Anderson, Deputy Manager, Federal Aviation Administration, Dakota-Minnesota Airports District Office, 2301 University Drive, Bld. 23B, Bismarck, ND, Telephone Number: (701) 323–7380/FAX Number: (701) 323–7399.

FOR FURTHER INFORMATION CONTACT: Mr. Dave Anderson, Deputy Manager, Federal Aviation Administration, Dakota-Minnesota Airports District Office, 2301 University Drive, Bld. 23B, Bismarck, ND 58504. Telephone Number: (701) 323–7380/FAX Number: (701) 323–7399.

SUPPLEMENTARY INFORMATION: In accordance with section 47107(h) of Title 49, United States Code, this notice is required to be published in the Federal Register 30 days before modifying the land-use assurance that