

National Association of Foreign-Trade Zones
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May 19, 2011

Mr. Andrew McGilvray
Foreign-Trade Zones Board
1401 Constitution Avenue, NW
Room 2111
Washington, D.C. 20230

Re: Foreign-Trade Board Proposed Rule
75 Federal Register 82340-82362, December 30, 2010
Docket # ITA-2010-0012, RIN 0625-AA81
Amendment to Comments Submitted May 4, 2011
Technical Corrections

Dear Mr. McGilvray:

The National Association of Foreign-Trade Zones (NAFTZ) is supplementing the comments contained in our May 4, 2011 submission with the following technical corrections::

1. **Section 400.1(c)**. In the 5th sentence beginning “For purposes of...” “Special Trade Preference Programs (STPPs)” should be deleted and “STTP” should be inserted. This was due to an inadvertent typographical error.
2. **Section 400.3(e)**. This section should be reinserted as presented in the NPRM with no change as it was inadvertently deleted.
3. **Section 400.45(b)(5)**. Delete the end of this sentence that reads: “including the Operator(s)'s standard rates or charges for all services offered.” It should read as follows: “Information regarding any Operator(s) contracted to offer services to the public within the general-purposes zone; and” There was consensus expressed by the NAFTZ Grantee and Operator Committees to remove the requirement that the Fee Schedules of the individual Operators be included in the Grantee’s Zone Schedule – it is only the Fee Schedule of the Grantee that should be required as part of the Zone Schedule.
4. **Section 400.62(a) and (b)**. “Operator” should be changed to “Zone Participant” throughout these two subsections. With regard to violations involving production activity, it may be possible for a User to be involved in the production activity so we have modified these two sections accordingly.
5. **Section 400.63(d)**. This section should be amended as follows: “Upon receipt of a written disclosure of a violation, the Executive Secretary will first determine the validity of the disclosure, provide notification of receipt of said disclosure to the Grantee, and then provide written notice of the determination to the disclosing party and the Grantee (subject

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to confidentiality) within sixty (60) days of the perfection of the voluntary disclosure.” The NAFTAZ Grantee Committee felt that the Grantee should receive notice whenever a Zone Participant at its Zone Project filed a voluntary disclosure with the FTZB so as to be informed as to activities being conducted within, and possible infractions occurring at, it’s Zone Project.

We appreciate the FTZB considering these minor technical corrections to our original May 4 submission.

Sincerely,

A handwritten signature in black ink, reading "Willard M. Berry". The signature is written in a cursive style with a small mark above the first 'W'.

Willard M. Berry
President