

## Scope of the Review

For purposes of this administrative review, the product covered is all roasted in-shell pistachio nuts, whether roasted in Iran or elsewhere, from which the hull has been removed, leaving the inner hard shells and the edible meat, as currently classifiable in the Harmonized Tariff Schedules of the United States (HTSUS) under item number 0802.50.20.00. The HTSUS subheading is provided for convenience and customs purposes. The written description of the scope of this proceeding is dispositive.

## Rescission of Review

Pursuant to 19 CFR § 351.213(d)(1)(2002), the Department may extend the 90-day time limit for submitting requests to withdraw a request for an administrative review. On March 5, 2003, and March 10, 2003, the CPC and Cal Pure, respectively, submitted letters requesting to withdraw their request for the above-referenced administrative review. See letter from the CPC to the Department dated March 5, 2003, and letter from Cal Pure to the Department dated March 10, 2003, on file in the Central Records Unit, Room B-099, Main Building of the Department of Commerce.

In accordance with the Department's regulations, and consistent with its practice, the Department has extended the time within which it will accept requests for withdrawal of the review. Having accepted the CPC and Cal Pure's requests, the Department hereby rescinds the administrative review of roasted pistachios from Iran for the period January 1, 2001, to December 31, 2001. See 19 CFR section 351.213(d)(1). The Department will issue appropriate assessment instructions to the U.S. Customs Service within 15 days of publication of this notice.

This notice is in accordance with section 751(a)(1) of the Tariff Act of 1930, as amended, and section 351.213(d) of the Department's regulations.

Dated: March 20, 2003.

**Gary S. Taverman,**

*Acting Deputy Assistant Secretary for Import Administration.*

[FR Doc. 03-7259 Filed 3-25-03; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Availability of Tagshinney Tree Farm Conservation Plan, Lewis County, WA

**AGENCIES:** Fish and Wildlife Service, Interior; National Marine Fisheries Service, NOAA, Commerce.

[I.D. 012103G]

**ACTION:** Notice of availability.

**SUMMARY:** Tom and Sherry Fox, and the co-owners of the Tagshinney Tree Farm (Applicants), have applied to the U.S. Fish and Wildlife Service and National Marine Fisheries Service (together, the Services) for Enhancement of Survival Permits and an Incidental Take Permit (Permits) pursuant to the Endangered Species Act of 1973, as amended (Act). The permit applications include a proposed Safe Harbor Agreement (SHA) and Candidate Conservation Agreement with Assurances (CCAA) between the Applicants and the U.S. Fish and Wildlife Service (FWS), and a proposed low effect Habitat Conservation Plan (HCP) between the Applicants and the National Marine Fisheries Service (NMFS). These three documents are combined into one document entitled the "Tagshinney Tree Farm Conservation Plan" (Plan). The Permits and Plan would have a duration of 80 years, and would address forest management, timber harvest, and fish and wildlife habitat needs on five separate land parcels that together form the 144-acre Tagshinney Tree Farm in Lewis County, WA. The Services have made a preliminary determination that this proposed action is eligible for categorical exclusion under the National Environmental Policy Act of 1969. The Services explain the basis for this determination in an Environmental Action Statement, which is also available for public review.

The Services are furnishing this notice to allow other agencies and the public an opportunity to review and comment on these documents, including the proposed permit applications, the Plan, and National Environmental Policy Act categorical exclusion documentation. All comments received will become part of the public record and will be available for review pursuant to the Act.

**DATES:** Written comments from all interested parties must be received on or before April 25, 2003.

**ADDRESSES:** Requests for documents and comments should be addressed to: Craig Hansen, U.S. Fish and Wildlife Service, 510 Desmond Drive SE, Suite 102, Lacey, WA 98503, telephone (360) 534-9330, fax (360) 753-9518; and/or Mike Parton, National Marine Fisheries Service, 510 Desmond Drive SE, Suite 103, Lacey, WA 98503, telephone (360) 753-4650, fax (360) 753-9517.

**FOR FURTHER INFORMATION CONTACT:** Craig Hansen or Mike Parton at the above address or telephone number.

**SUPPLEMENTARY INFORMATION:** Background

Section 9 of the Act and Federal regulations prohibit the "taking" of a species listed as endangered or threatened. The term take is defined under the Act to mean harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct. Harm is defined by the FWS to include significant habitat modification or degradation where it actually kills or injures wildlife by significantly impairing essential behavioral patterns, including breeding, feeding, and sheltering (50 CFR 17.3). The NMFS's definition of harm includes significant habitat modification or degradation where it actually kills or injures fish or wildlife by significantly impairing essential behavioral patterns, including breeding, spawning, rearing, feeding, and sheltering (50 CFR 222.102).

The Services may issue two types of permits under section 10(a) of the Act to non-Federal landowners to take listed species, under certain terms and conditions. FWS's regulations governing permits for threatened and endangered species are promulgated in 50 CFR 17.32 and 50 CFR 17.22; NMFS regulations governing permits for threatened and endangered species are promulgated at 50 CFR 222.307.

The first of these two types of permits is the Enhancement of Survival Permit, which is authorized under section 10(a)(1)(A) of the Act. Enhancement of Survival Permits may be issued for activities that enhance the propagation or survival of the affected species that would otherwise be prohibited by section 9 of the Act. To implement this provision of the Act, the Services issued a joint policy for developing SHAs for listed species and CCAs for unlisted species on June 17, 1999 (64 FR 32726). The FWS simultaneously issued regulations for implementing SHAs and CCAs on June 17, 1999 (64 FR 32706). A correction to the FWS final rule was