including the publication of all laws and regulations concerning intellectual property protection; and provide U.S. right holders with enhanced access to the Chinese market. The United States and China will consult regularly on China's implementation of the agreement.

On the basis of the measures that China has agreed to undertake in the agreement, the USTR has decided that the action taken pursuant to section 301(b) (the increase in tariffs on certain products from China) is no longer appropriate and should be terminated. The United States Custom Service has been notified of this determination. Pursuant to section 182(c)(1)(A) of the Trade Act, the USTR has also decided to revoke China's designation as a priority foreign country.

Section 307(a)(1)(C) of the Trade Act authorizes the USTR to terminate any action, subject to the specific direction, if any, of the President, if, inter alia, the USTR determines that the action being taken under section 301(b) of the Trade Act is no longer appropriate. Prior to terminating this 301 action, the USTR consulted with the domestic industries concerned regarding the modification and termination of the existing action. An opportunity for public comment prior to this action was not possible in view of the need for expeditious action. Immediate termination of the 301 action was required so that U.S. intellectual property right holders could immediately start to receive the benefits of the agreement entered into with China. However, interested members of the public are now invited to submit comments to USTR regarding this action in accordance with the directions provided below. USTR will review these comments upon receipt.

Pursuant to section 306 of the Trade Act, the USTR will monitor China's implementation of the agreement. If, on the basis of this monitoring, the USTR considers that China is not satisfactorily implementing the terms of the agreement, the USTR will decide what further action to take under section 301(a) of the Trade Act.

Public Comments

Comments must be filed in accordance with the requirements set forth in 15 CFR 2006.8(b) and are due no later than noon, Friday, March 10, 1995. Comments must be in English and be provided in twenty copies to: Chairman, section 301 Committee, Room 223, USTR, 600 17th Street, N.W., Washington, D.C. 20506. Comments will be placed in a file

Comments will be placed in a file [Docket 301–92] open to public inspection pursuant to 15 CFR 2006.13, except confidential business information exempt from public inspection in accordance with 15 CFR 2006.15. Confidential business information submitted in accordance with 15 CFR 2006.15 must be clearly marked "Business Confidential" in a contrasting color ink at the top of each page (on each of the 20 copies), and must be accompanied by a nonconfidential summary of the confidential information. The nonconfidential summary shall be placed in the docket open to public inspection.

Modification of the Harmonized Tariff Schedule of the United States (HTS)

Accordingly, the HTS is hereby modified by deleting subheadings 9903.50.01 through 9903.50.33, inclusive, and the superior text immediately preceding such subheadings, effective February 26, 1995.

Irving A. Williamson,

Chairman, Section 301 Committee. [FR Doc. 95–5664 Filed 3–6–95; 8:45 am] BILLING CODE 3190–01–M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–35428; File No. SR–NASD– 94–9, Amendment No. 2]

Self-Regulatory Organizations; Notice of Amendment No. 2 To Proposed Rule Change by National Association of Securities Dealers, Inc. Relating to Non-member Viewing Access to SelectNet

February 28, 1994.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),¹ notice is hereby given that on January 30, 1995, the National Association of Securities Dealers, Inc. ("NASD" or "Association") filed with the Securities and Exchange Commission ("Commission" or "SEC") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the NASD. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The NASD proposes to amend its proposal to enhance the transparency of, and nonmember viewing access to, "broadcast" orders transmitted through The Nasdaq Stock Market, Inc.'s ("Nasdaq") SelectNet service. Specifically, the NASD proposes to disseminate a separate feed of "broadcast" orders entered into SelectNet that will be available to vendors.²

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the NASD included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The NASD has prepared summaries, set forth in Sections (A), (B), and (C) below, of the most significant aspects of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In March 1994, the NASD proposed modifications to the operation of Nasdaq's SelectNet service that would permit viewing access by non-members who are subscribers to the Nasdaq Workstation Level 2 service to view "broadcast" orders immediately as they are entered into the service.3 In addition, because of the additional nonmember constituencies that will be able to view all broadcast orders entered into SelectNet, the NASD also proposed to modify its order-entry procedure for SelectNet to ensure that broadcast orders are entered into and displayed through SelectNet anonymously. This feature was proposed for two reasons: (a) To preserve incentives for dealers to continue to make markets that add liquidity to the market; and (b) to avoid conditioning the market in one direction or another by orders identified with particular market makers or order entry firms.⁴ With this filing, the NASD

³Securities Exchange Act Release No. 33938 (Apr. 20, 1994), 59 FR 22033 (Apr. 28, 1994).

⁴ The original notice of the NASD's proposal set forth in greater detail the basis for this feature. Specifically, the original notice states that:

Because of the additional non-member constituencies that will be able to view all broadcast orders, the NASD is also proposing to Continued

¹¹⁵ U.S.C. 78s(b)(1) (1988).

² The subscriber fees imposed for receipt of this information will be set forth in a separate rule filing submitted pursuant to Section 19(b) of the Act. The NASD does not believe that Commission consideration of the instant proposal should be contingent upon approval of the fees for this service, as Nasdaq will make the service available at no charge until an appropriate fee structure for the service is approved by the Commission.