be granted if the Secretary finds that such information is privileged information, classified information, or specific information of a type for which there is a clear and compelling need to withhold from disclosure. The Secretary shall promptly notify the requester as to whether the request has been approved or denied.

(3) Procedure if request is approved. If the request is approved, the person shall file three versions of the submission containing the nondisclosable confidential business information in guestion. One version shall contain all business proprietary information, bracketed in accordance with §§ 201.6 and 207.3 of this chapter. The other two versions shall conform to and be filed in accordance with the requirements of §§ 201.6 and 207.3 of this chapter, except that the specific information as to which exemption from disclosure was granted shall be redacted from the submission.

(4) Procedure if request is denied. If the request is denied, the copy of the information lodged with the Secretary shall promptly be returned to the requester. The requester may file the submission in question without that information, in accordance with the requirements of § 207.3.

8. A new § 207.9 is added to subpart A to read as follows:

§ 207.9 Opportunity for nonparty participation.

In any investigation conducted under this part, the Commission shall provide an opportunity for industrial users, and, if the merchandise is sold at the retail level, for representative consumer organizations, to submit relevant information to the Commission concerning material injury by reason of dumped or subsidized imports. Each notice published in the Federal Register in connection with an investigation conducted under this Part shall include a statement informing industrial users and consumer organizations of the opportunity to participate in the investigation.

9. Section 207.12 is revised to read as follows:

§207.12 Notice of preliminary phase of investigation.

Upon receipt by the Commission of a petition under § 207.10 or receipt of notice that the administering authority has commenced an investigation under section 702(a) or section 732(a) of the Act, the Director shall, as soon as practicable after consultation with the administering authority, institute an investigation and commence the preliminary phase of the investigation

under section 703(a) or section 733(a) of the Act and shall publish a notice to that effect in the Federal Register.

10. Section 207.13 is revised to read as follows:

§ 207.13 Cooperation with administering authority; preliminary phase of investigation.

Subsequent to institution of an investigation pursuant to § 207.12, the Director shall conduct such investigation as he deems appropriate. Information adduced in the investigation shall be placed on the record. The Director shall cooperate with the administering authority in its determination of the sufficiency of a petition and in its decision whether to permit any proposed amendment to a petition. Notwithstanding §§ 201.11(c) and 201.14(b) of this chapter, late filings in the preliminary phase of an investigation shall be referred to the Director, who shall determine whether to accept such filing for good cause shown by the person making the filing.

11. Section 207.14 is revised to read as follows:

§207.14 Negative petition determination.

Upon receipt by the Commission of notice from the administering authority under section 702(d) or section 732(d) of the Act that the administering authority has made a negative petition determination under section 702(c)(3) or section 732(c)(3) of the Act, the investigation begun pursuant to § 207.12 shall terminate. The Director shall notify all persons who have received requests for information from him of the termination.

12. Section 207.18 is revised to read as follows:

§ 207.18 Notice of preliminary determination.

Whenever the Commission makes a preliminary determination, the Secretary shall serve copies of the determination and a public version of the staff report on the petitioner, other parties to the investigation, and the administering authority. The Secretary shall publish a notice of such determination in the Federal Register. If the Commission's determination is negative, or that imports are negligible, the investigation shall be terminated. If the Commission's determination is affirmative, the notice shall announce commencement of the final phase of the investigation.

13. Sections 207.20 through 207.29 are redesignated as follows:

Old section	New section
207.20	207.21

Old section	New section
207.21 207.22 207.23 207.24 207.25	207.22 207.23 207.24 207.25 207.26 207.26
207.26 207.27 207.28 207.29	207.27 207.28 207.29 207.30

14. A new § 207.20 is added to read as follows:

§ 207.20 Investigative activity following preliminary determination.

(a) If the Commission's preliminary determination is affirmative, the Director shall continue investigative activities pending notice by the administering authority of its preliminary determination under section 703(b) or section 733(b) of the Act. The Director shall publish in the Federal Register a schedule for the investigative activities to be conducted pursuant to this section.

(b) The Director shall serve on each party who is a party to the investigation draft questionnaires for use in any final phase Commission investigation no later than 14 days after the date on which the Commission transmits the facts and conclusions on which its preliminary determination is based to the administering authority pursuant to section 703(f) or section 733(f) of the Act.

(c) Each party who is a party to the investigation shall submit to the Commission on a date to be specified in the schedule to be published pursuant to paragraph (a) of this section, which shall be no later than 28 days before the date on which the administering authority is scheduled to issue its preliminary determination in the investigation, a brief including the following:

(1) Comments on the draft questionnaire circulated pursuant to paragraph (b) of this section;

(2) Identification of the party's position on the issues in the investigation;

(3) Identification of issues on which data collection through questionnaires is requested. The brief shall include a supporting rationale for those issues, and shall identify any known sources of information that Commission staff should consult in connection with such issues. A party will not be permitted to raise subsequently in the investigation arguments concerning data collection not identified in the brief. The brief shall not exceed fifty (50) pages of textual material, double spaced and