

as may be necessary for the fiscal years 1988, 1989, 1990, 1991, 1992, and 1993.

(Pub. L. 100-418, title V, § 5142, Aug. 23, 1988, 102 Stat. 1444; Pub. L. 102-245, title I, § 105(f), Feb. 14, 1992, 106 Stat. 12.)

#### CODIFICATION

Section was enacted as part of the Technology Competitiveness Act and as part of the Omnibus Trade and Competitiveness Act of 1988, and not as part of part D of title I of division C of Pub. L. 100-180 which comprises this subchapter.

#### AMENDMENTS

1992—Subsec. (f). Pub. L. 102-245 substituted “1990, 1991, 1992, and 1993” for “and 1990”.

#### TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of provisions in subsec. (e)(5) of this section relating to submitting annual report to Congress, see section 3003 of Pub. L. 104-66, as amended, set out as a note under section 1113 of Title 31, Money and Finance, and page 178 of House Document No. 103-7.

#### TERMINATION OF ADVISORY COMMITTEES

Advisory committees established after Jan. 5, 1973, to terminate not later than the expiration of the 2-year period beginning on the date of their establishment, unless, in the case of a committee established by the President or an officer of the Federal Government, such committee is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a committee established by the Congress, its duration is otherwise provided by law. See section 14 of Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 776, set out in the Appendix to Title 5, Government Organization and Employees.

### CHAPTER 73—EXPORT ENHANCEMENT

#### SUBCHAPTER I—FAIR TRADE IN AUTO PARTS

Sec.

4701 to 4704. Omitted.

#### SUBCHAPTER I-A—FAIR TRADE IN AUTOMOTIVE PARTS

4705 to 4705c. Omitted.

#### SUBCHAPTER II—GENERAL PROVISIONS

4711. Repealed.  
4712. Barter and countertrade.

#### SUBCHAPTER III—EXPORT PROMOTION

4721. United States and Foreign Commercial Service.  
4722. Transferred.  
4723. Market Development Cooperator Program.  
4723a. United States Commercial Centers.  
4724. Trade shows.  
4725. United States and Foreign Commercial Service Pacific Rim initiative.  
4726. Indian tribes export promotion.  
4727. Trade Promotion Coordinating Committee.  
4727a. Implementation of primary objectives of TPCC.  
4728. Environmental trade promotion.  
4729. Report on export policy.

#### SUBCHAPTER I—FAIR TRADE IN AUTO PARTS

### §§ 4701 to 4704. Omitted

#### CODIFICATION

Sections 4701 to 4704 were omitted pursuant to section 4704 which provided that the authorities under this subchapter expired on Dec. 31, 1998.

Section 4701, Pub. L. 100-418, title II, § 2122, Aug. 23, 1988, 102 Stat. 1325, defined “Japanese markets”.

Section 4702, Pub. L. 100-418, title II, § 2123, Aug. 23, 1988, 102 Stat. 1326, established initiative on auto parts sales to Japan.

Section 4703, Pub. L. 100-418, title II, § 2124, Aug. 23, 1988, 102 Stat. 1326, established Special Advisory Committee on auto parts sales in Japan.

Section 4704, Pub. L. 100-418, title II, § 2125, Aug. 23, 1988, 102 Stat. 1327; Pub. L. 103-236, title V, § 510(a), Apr. 30, 1994, 108 Stat. 465, provided that the authorities under this subchapter expire on Dec. 31, 1998.

#### SHORT TITLE OF 1998 AMENDMENT

Pub. L. 105-261, div. C, title XXXVIII, § 3801, Oct. 17, 1998, 112 Stat. 2275, provided that title XXXVIII of div. C of Pub. L. 105-261, enacting former subchapter I-A of this chapter, could be cited as the “Fair Trade in Automotive Parts Act of 1998”.

#### SHORT TITLE OF 1994 AMENDMENT

Pub. L. 103-392, title IV, § 401, Oct. 22, 1994, 108 Stat. 4099, provided that: “This title [amending section 4728 of this title] may be cited as the ‘Environmental Export Promotion Act of 1994.’”

#### SHORT TITLE

Pub. L. 100-418, title II, § 2001, Aug. 23, 1988, 102 Stat. 1325, provided that: “This title [enacting this chapter, section 3310a of Title 22, Foreign Relations and Intercourse, and section 2410a of Title 50, Appendix, War and National Defense, amending sections 4003, 4051, and 4052 of this title, sections 5314 and 5315 of Title 5, Government Organization and Employees, sections 1431 and 1708 of Title 7, Agriculture, sections 635q to 635s of Title 12, Banks and Banking, section 1864 of Title 19, Customs Duties, sections 2151f, 2191a, 2195, and 2421 of Title 22, section 1702 of Title 50, and sections 5, 6, 39, 2403 to 2406, 2409 to 2414, 2417, and 2419 of Title 50, Appendix, and enacting provisions set out as notes under sections 4011 and 4701 of this title, sections 1421 and 1431 of Title 7, section 635q of Title 12, sections 2191 and 2421 of Title 22, section 1702 of Title 50, and sections 5, 2401, 2404, 2406, and 2410a of Title 50, Appendix] may be referred to as the ‘Export Enhancement Act of 1988.’”

Pub. L. 100-418, title II, § 2121, Aug. 23, 1988, 102 Stat. 1325, provided that this subchapter could be referred to as the “Fair Trade in Auto Parts Act of 1988”.

#### SUBCHAPTER I-A—FAIR TRADE IN AUTOMOTIVE PARTS

### §§ 4705 to 4705c. Omitted

#### CODIFICATION

Sections 4705 to 4705c were omitted pursuant to section 4705c which provided that the authority under this subchapter expired on Dec. 31, 2003.

Section 4705, Pub. L. 105-261, div. C, title XXXVIII, § 3802, Oct. 17, 1998, 112 Stat. 2275, contained definitions.

Section 4705a, Pub. L. 105-261, div. C, title XXXVIII, § 3803, Oct. 17, 1998, 112 Stat. 2276, related to re-establishment of initiative on automotive parts sales to Japan.

Section 4705b, Pub. L. 105-261, div. C, title XXXVIII, § 3804, Oct. 17, 1998, 112 Stat. 2276, established Special Advisory Committee on automotive parts sales in Japanese and other Asian markets.

Section 4705c, Pub. L. 105-261, div. C, title XXXVIII, § 3805, Oct. 17, 1998, 112 Stat. 2277, provided that the authority under this subchapter expire on Dec. 31, 2003.

#### SUBCHAPTER II—GENERAL PROVISIONS

### § 4711. Repealed. Pub. L. 107-228, div. A, title VI, § 671(1), Sept. 30, 2002, 116 Stat. 1407

Section, Pub. L. 100-418, title II, § 2202, Aug. 23, 1988, 102 Stat. 1327; Pub. L. 104-188, title I, § 1954(b)(2), Aug.

20, 1996, 110 Stat. 1928, required the Secretary of State to report annually on the economic policy and trade practices of each country with which the United States has an economic or trade relationship.

### § 4712. Barter and countertrade

#### (a) Interagency group

##### (1) Establishment

The President shall establish an interagency group on countertrade, to be composed of representatives of such departments and agencies of the United States as the President considers appropriate. The Secretary of Commerce shall be the chairman of the interagency group.

##### (2) Functions

It shall be the function of the interagency group to—

(A) review and evaluate—

(i) United States policy on countertrade and offsets, in light of current trends in international countertrade and offsets and the impact of those trends on the United States economy;

(ii) the use of countertrade and offsets in United States exports and bilateral United States foreign economic assistance programs; and

(iii) the need for and the feasibility of negotiating with other countries, through the Organization for Economic Cooperation and Development and other appropriate international organizations, to reach agreements on the use of countertrade and offsets; and

(B) make recommendations to the President and the Congress on the basis of the review and evaluation referred to in subparagraph (A).

##### (3) Sharing of information

Other departments and agencies of the United States shall provide to the interagency group such information available to such departments and agencies as the interagency group may request, except that the requirements, including penalties for violation thereof, for preserving the confidentiality of such information which are applicable to the officials, employees, experts, or consultants of such departments and agencies shall apply in the same manner to each member of the interagency group and to any other person performing any function under this subsection.

#### (b) Office of Barter

##### (1) Establishment

There is established, within the International Trade Administration of the Department of Commerce, the Office of Barter (hereafter in this section referred to as the “Office”).

##### (2) Director

There shall be at the head of the Office a Director, who shall be appointed by the Secretary of Commerce.

##### (3) Staff

The Secretary of Commerce shall transfer such staff to the Office as the Secretary deter-

mines is necessary to enable the Office to carry out its functions under this section.

#### (4) Functions

It shall be the function of the Office to—

(A) monitor information relating to trends in international barter;

(B) organize and disseminate information relating to international barter in a manner useful to business firms, educational institutions, export-related Federal, State, and local government agencies, and other interested persons, including publishing periodic lists of known commercial opportunities for barter transactions beneficial to United States enterprises;

(C) notify Federal agencies with operations abroad of instances where it would be beneficial to the United States for the Federal Government to barter Government-owned surplus commodities for goods and services purchased abroad by the Federal Government; and

(D) provide assistance to enterprises seeking barter and countertrade opportunities.

(Pub. L. 100-418, title II, § 2205, Aug. 23, 1988, 102 Stat. 1332.)

#### COMPOSITION OF INTERAGENCY GROUP

For composition of Interagency Group on Countertrade, see section 2-101 of Ex. Ord. No. 12661, Dec. 27, 1988, 54 F.R. 779, set out as a note under section 2901 of Title 19, Customs Duties.

### SUBCHAPTER III—EXPORT PROMOTION

#### § 4721. United States and Foreign Commercial Service

##### (a) Establishment

##### (1) In general

The Secretary of Commerce shall establish, within the International Trade Administration, the United States and Foreign Commercial Service. The Secretary shall, to the greatest extent practicable, transfer to the Commercial Service the functions and personnel of the United States and Foreign Commercial Services.

##### (2) Assistant Secretary of Commerce and Director General; other personnel

The head of the Commercial Service shall be the Assistant Secretary of Commerce and Director General of the Commercial Service, who shall be appointed by the President, by and with the advice and consent of the Senate. The Assistant Secretary of Commerce and Director General of the Commercial Service may appoint Commercial Service Officers and such other personnel as may be necessary to carry out the activities of the Commercial Service.

##### (3) Coordination with foreign policy objectives

The Secretary shall take the necessary steps to ensure that the activities of the Commercial Service are carried out in a manner consistent with United States foreign policy objectives, and the Secretary shall consult regularly with the Secretary of State in order to comply with this paragraph.