
	U.S. DEPARTMENT OF THE INTERIOR OFFICE OF SURFACE MINING DIRECTIVES SYSTEM	Subject Number: INE-35
		Transmittal Number: 922
		Date: OCT 11 2006
Subject: Ten-Day Notices		
Approval: 		Title: Director

NOTICE OF RESCISSION

Directive INE-35, Transmittal Number 640 (October 19, 1990), and Change Notices INE-35-1, INE-35-2, and INE-35-3, Transmittal Numbers 681 (July 22, 1991), 700 (December 19, 1991), and 825 (January 3, 1995), respectively, are rescinded. This rescission is necessary because the guidance provided therein is in part inconsistent with SMCRA and its implementing regulations as reflected in the rationale set forth in a letter dated October 21, 2005, from Rebecca W. Watson, Assistant Secretary of the Interior for Land and Minerals Management, to Joseph M. Lovett, Executive Director for the Appalachian Center for the Economy and the Environment concerning OSM's role in State permitting decisions.

Substantial policy guidance is provided in the preamble of the July 14, 1988 Ten Day Notice Rule. OSM may revisit the need for a policy directive at some future date.