

	U.S. DEPARTMENT OF THE INTERIOR OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT DIRECTIVES SYSTEM	Subject Code: INE-33
		Transmittal Number: 949
		Date: October 7, 2008
Subject: 510 (c) Permit Review Procedures for Federal Permit Applications		
Approval: Brent Wahlquist		Title: Director
CHANGE NOTICE-RESCISSION		

1. **Purpose.** The purpose of this Change Notice is to rescind Directive INE-33, 510(c) Permit Review Procedures for Federal Permit Applications. The directive was based upon a Settlement Agreement between Save Our Cumberland Mountains, Inc. (SOCM), et al, and the Secretary of the Interior, et al. and addressed OSM procedures and responsibilities concerning the review of applications for Federal surface coal mining permits.
 2. **Summary of Changes.** On May 22, 1992, a Federal Court decision vacated the above-referenced SOCM Settlement Agreement. The current directive relies upon a regulatory scheme that has been significantly revised as a result of additional litigation and new rulemaking with respect to the implementation of section 510 (c). Therefore, this directive is obsolete and is rescinded.
 3. **Effects on Other Documents.** This rescission notice applies to all previous editions of Directive INE-33.
 4. **Effective Date.** Upon issuance
 5. **Distribution.** By electronic format
- Contact:** Appalachian Region, Applicant/Violator System Office