

	U.S. DEPARTMENT OF THE INTERIOR OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT DIRECTIVES SYSTEM	Subject Code: INE-2
		Transmittal Number: 948
		Date: OCT 8 2008
Subject: Ownership and Control Information Update After Receipt of a Cessation Order		
Approval: Brent Wahlquist <i>Brent Wahlquist</i>		Title: Director
CHANGE NOTICE-RESCISSION		

1. **Purpose.** The purpose of this Change Notice is to rescind Directive INE-2, Ownership and Control Information Update After Receipt of a Cessation Order. 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 established guidance, procedures, and responsibilities to implement OSM's 1989 Permit Information rule whereby permittees must provide new or updated ownership or control information following receipt of a Cessation Order.

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. The new final rule, Post Permit Issuance Information Requirements for Permittees, was published on December 19, 2000, and may be found at 30 C.F.R. 774.12. This rule provides sufficient guidance on the subject. In addition, all Cessation Order forms now contain the post-permit issuance information requirements for permittees pursuant to 30 C.F.R. 774.12(a). Therefore, this directive is obsolete and is rescinded.

3. **Effects on Other Documents.** This rescission notice applies to all editions of Directive INE-2.

4. **Effective Date.** Upon issuance

5. **Distribution.** By electronic format

Contact: Appalachian Region, Knoxville Field Office