

(1) Evaluate whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) Evaluate the accuracy of the agency's estimate of the burden of the collection of information, including the validity of the methodology and assumptions used;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g. permitting electronic submission of responses.

If you have additional comments, suggestions, or need a copy of the information collection instrument with instructions, or additional information, please contact Margaret M. Philbin, 703-305-0470, General Counsel, Executive Office for Immigration Review, U.S. Department of Justice, Suite 2400, 5107 Leesburg Pike, Falls Church, Virginia 22041. Additionally, comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time may also be directed to Ms. Philbin.

Overview of This Information Collection

(1) *Type of Information Collection:* Reinstatement, Without Change, of a Previously Approved Collection for Which Approval has Expired.

(2) *Title of the Form/Collection:* Appeal Fee Waiver Request.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Form EOIR-26A, Executive Office for Immigration Review, U.S. Department of Justice.

(4) *Affected public who will be asked to respond, as well as a brief abstract:* Individual aliens appearing before the Board of Immigration Appeals (BIA). This form is used to apply for a waiver of the fee required to properly file an appeal with the BIA.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* 6,100 responses per year at 1 hour per response.

(6) *An estimate of the total public burden (in hours) associated with the collection:* 6,100 annual burden hours.

If additional information is required contact: Mr. Robert B. Briggs, Clearance

Officer, United States Department of Justice, Information Management and Security Staff, Justice Management Division, Suite 850, Washington Center, 1001 G Street, NW., Washington, DC 20530.

Dated: February 25, 1999.

Robert B. Briggs,

Clearance Officer, U.S. Department of Justice.

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DEPARTMENT OF JUSTICE

Executive Office for Immigration Review; Agency Information Collection Activities: Reinstatement, Without Change, of a Previously Approved Collection for Which Approval has Expired; Comment Request

ACTION: Notice of information collection under review; notice of appeal of the Board of Immigration Appeals of decision of immigration judge.

The reinstatement, without change, of a previously approved collection for which approval has expired is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted until May 3, 1999.

Request written comments and suggestions from the public and affected agencies concerning the reinstatement of the collection of information. Your comments should address one or more of the following four points:

(1) Evaluate whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) Evaluate the accuracy of the agency's estimate of the burden of the collection of information, including the validity of the methodology and assumptions used;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g. permitting electronic submission of responses.

If you have additional comments, suggestions, or need a copy of the information collection instrument with instructions, or additional information, please contact Margaret M. Philbin, 703-305-0470, General Counsel, Executive Office for Immigration

Review, U.S. Department of Justice, Suite 2400, 5107 Leesburg Pike, Falls Church, Virginia 22041. Additionally, comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time may also be directed to Ms. Philbin.

Overview of This Information Collection

(1) *Type of Information Collection:* Reinstatement, Without Change, of a Previously Approved Collection for Which Approval has Expired.

(2) *Title of the Form/Collection:* Notice of Appeal to the Board of Immigration Appeals of Decision of Immigration Judge.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Form EOIR-26, Executive Office for Immigration Review, U.S. Department of Justice.

(4) *Affected public who will be asked to respond, as well as a brief abstract:* A party (either individual aliens or the Immigration and Naturalization Service) who disagrees with the decision of an Immigration Judge may request a final decision of the Attorney General. Review of such appeals has been delegated to the Board of Immigration Appeals (BIA). This information collection is used to consider appeals to the BIA.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* 27,000 responses per year at 30 minutes per response.

(6) *An estimate of the total public burden (in hours) associated with the collection:* 13,500 annual burden hours.

If additional information is required contact: Mr. Robert B. Briggs, Clearance Officer, United States Department of Justice, Information Management and Security Staff, Justice Management Division, Suite 850, Washington Center, 1001 G Street, NW, Washington, DC 20530.

Dated: February 25, 1999.

Robert B. Briggs,

Clearance Officer, U.S. Department of Justice.

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