

Forest Service, USDA

§ 214.1

§ 213.2 Authority for Chief, Forest Service, to group, define, and name national grasslands.

The Chief, Forest Service, is authorized to group the national grasslands into administrative units, define, change or modify their boundaries, and to provide such specific designations therefor as he finds necessary and desirable for effective and economical administration thereof and for public and official reference thereto.

[33 FR 12370, Sept. 4, 1968]

§ 213.3 Protection, occupancy, use, administration, and exercise of reservations.

(a) The rules and regulations applicable to the national forests as set forth in title 36, Code of Federal Regulations, or as hereafter amended, supplemented, or promulgated, are hereby adopted as the rules and regulations to govern the exercise of reservations in conveyances to the United States and to prevent trespasses on and otherwise regulate the protection, use, occupancy, and administration of the National Grasslands and all other lands administered by the Forest Service under the provisions of title III of the Bankhead-Jones Farm Tenant Act insofar as is practical and consistent with said act: *Provided*, That Forest Service officers may continue under delegated authority to acquire lands, to make exchanges, to grant easements and enter into leases, permits, agreements, contracts and memoranda of understanding involving such lands under such terms and conditions and for such consideration, fees or rentals as authorized by title III of the said Act.

(b) Existing valid rights, reservations easements, leases, permits, agreements, contracts and memoranda of understanding affecting these lands shall continue in full force and effect so long as they remain valid in accordance with the terms thereof.

[27 FR 9217, Sept. 18, 1962]

§ 213.4 Prior rules and regulations superseded.

Except as provided in § 213.3, the rules and regulations heretofore issued for the land utilization projects are hereby superseded as to all such projects ad-

ministered by the Forest Service, but not as to such project lands administered by other agencies.

[27 FR 9217, Sept. 18, 1962]

PART 214—POSTDECISIONAL ADMINISTRATIVE REVIEW PROCESS FOR OCCUPANCY OR USE OF NATIONAL FOREST SYSTEM LANDS AND RESOURCES

Sec.

- 214.1 Purpose and scope.
- 214.2 Definitions.
- 214.3 Parties to an appeal.
- 214.4 Decisions that are appealable.
- 214.5 Decisions that are not appealable.
- 214.6 Notice of an appealable decision.
- 214.7 Levels of review.
- 214.8 Appeal content.
- 214.9 Filing of an appeal.
- 214.10 Dismissal of an appeal.
- 214.11 Intervention.
- 214.12 Responsive statement and reply.
- 214.13 Stays.
- 214.14 Conduct of an appeal.
- 214.15 Resolution of issues prior to an appeal decision.
- 214.16 Oral presentation.
- 214.17 Appeal record.
- 214.18 Appeal decision.
- 214.19 Procedures for discretionary review.
- 214.20 Exhaustion of administrative remedies.
- 214.21 Information collection requirements.
- 214.22 Applicability and effective date.

AUTHORITY: 7 U.S.C. 1011(f); 16 U.S.C. 472, 551.

SOURCE: 78 FR 33717, June 5, 2013, unless otherwise noted.

§ 214.1 Purpose and scope.

(a) *Purpose*. This part provides a fair and deliberate process by which holders, operators, and solicited applicants may appeal certain written decisions issued by Responsible Officials involving written instruments authorizing the occupancy or use of National Forest System lands and resources.

(b) *Scope*. This part specifies who may appeal, decisions that are appealable and not appealable, the responsibilities of parties to an appeal, and the time periods and procedures that govern the conduct of appeals under this part.