

days at the Warm Springs Agency, community building, local post offices, Portland Area Office, and other Bureau offices in the Washington-Oregon area. The listing shall indicate prominently the deadline for filing appeals contesting the omission of a name, as well as the name, address, and telephone number of a person who may be contacted for further information.

§ 71.6 Appeals.

Persons who believe they meet the qualifications specified in the Act and the regulations in this Part and whose names are not included on the proposed roll may file or have filed by a sponsor an appeal with the Secretary contesting the omission of their names in accordance with the procedures provided in this Part.

§ 71.7 Filing appeals and the deadline.

(a) The appeal shall be in writing and addressed to the Secretary but filed with the Superintendent, Warm Springs Agency, Bureau of Indian Affairs, Warm Springs, Oregon 97761.

(b) The appeal must be received by the Superintendent no later than the close of business on the thirtieth (30th) day after the listing of the names of persons included on the proposed roll is placed on public display as provided for in § 71.5. If the appeal deadline falls on a Saturday, Sunday, legal holiday or other nonbusiness day, the deadline will be the next working day thereafter.

§ 71.8 Supporting evidence and burden of proof.

(a) The appeal should be accompanied by any supporting evidence relied upon as a basis for the appeal, including copies of Bureau or tribal records having a direct bearing on the appellant's contentions. The appellant may furnish affidavits from persons having personal knowledge of the facts at issue. Criminal penalties are provided by statute for knowingly filing false information in such statements (18 U.S.C. 1001).

(b) The appellant may request additional time to submit supporting evidence. A time period considered reasonable for such submissions may be granted by the official receiving the appeal.

(c) The burden of proof for establishing the improper omission of any name from the proposed roll is on the appellant.

§ 71.9 Action by the Superintendent.

The Superintendent shall consider each appeal. If after review of the evidence the Superintendent determines that the omission of any name is improper and eligibility has been

established, the appellant shall be so notified in writing and the name entered on the roll. If the Superintendent determines that the omission of any name is proper and eligibility has not been established, the appellant shall be so notified in writing and the appeal together with the complete record and the recommendation of the Superintendent shall be forwarded to the Director.

§ 71.10 Action by the Director.

The Director shall consider each appeal. If after a review of the evidence the Director determines that the omission of any name is improper and eligibility has been established, the appellant shall be so notified in writing and the Superintendent directed to enter the name on the roll. If the Director determines that the omission of the name is proper and eligibility has not been established, the appellant shall be so notified in writing and the appeal together with the complete record and the recommendation of the Director shall be forwarded to the Secretary for final determination.

§ 71.11 Decision of the Secretary on appeals.

The Secretary shall consider the record as presented, together with any additional information he/she may consider pertinent. Any such additional information shall be specifically identified in the decision. The decision of the Secretary on an appeal shall be final and conclusive and written notice of the decision shall be given the appellant. When so directed by the Secretary, the Assistant Secretary shall cause to be entered on the roll the name of any person whose appeal has been sustained.

§ 71.12 Preparation, certification, and approval of the roll.

(a) The staff officer shall prepare a minimum of 5 copies of the roll of those persons determined to be eligible for enrollment, including those who established their eligibility by appeal. The completed roll shall contain, for each person, a roll number, name, sex, date of birth, date of death if applicable, tribal derivation and degree of blood of each tribe.

(b) A certificate shall be attached to the roll by the Superintendent certifying that to the best of his/her knowledge the roll contains only the name of those persons who were determined to meet the requirements for enrollment. The Director shall approve the roll.

§ 71.13 Special instructions.

To facilitate the work of the Superintendent, the Assistant Secretary

may issue special instructions not inconsistent with the regulations in this Part.

Theodore C. Krenzke,

Acting Deputy Assistant Secretary—Indian Affairs (Operations)

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 433

[WH-FRL 2440-6]

Electroplating and Metal Finishing Point Source Categories; Effluent Limitations Guidelines Pretreatment Standards, and New Source Performance Standards; Clarification and Correction

Correction

In FR Doc. 83-26127 beginning on page 43680 in the issue of Monday, September 26, 1983, make the following correction:

On page 43682, first column, under "§ 433.10 [corrected]", the reference to "§ 433.10(a)" should have been "§ 433.10(b)".

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GENERAL SERVICES ADMINISTRATION

41 CFR Ch. 101

[FPMR Temp. Reg. D-70, Supp. 1]

Work Space Management Plans

AGENCY: Public Buildings Service, GSA.

ACTION: Temporary regulation.

SUMMARY: This regulation supplements and amplifies FPMR Temporary Regulation D-70 and work space management plans to be submitted by executive agencies, and provides procedures for the efficient management of work space and related furnishings on a Government-wide basis. It is issued pursuant to Executive Order 12411. This supplement requires executive agencies to make optimum use of work space and related furnishings, to acquire only the minimum work space and related furnishings needed for known and verified mission requirements, and to excess unneeded property to the maximum extent feasible. In addition, this supplement promulgates additions and changes to data elements of the world-wide inventory, establishes quarterly reporting of changes to the world-wide inventory, Part 101-3, and also provides new procedures for