

Office of the Secretary of the Treasury

§ 1.1

APPENDIX D—UNITED STATES SECRET SERVICE
APPENDIX E—BUREAU OF ALCOHOL, TOBACCO
AND FIREARMS
APPENDIX F—BUREAU OF ENGRAVING AND
PRINTING
APPENDIX G—FINANCIAL MANAGEMENT SERV-
ICE
APPENDIX H—UNITED STATES MINT
APPENDIX I—BUREAU OF THE PUBLIC DEBT
APPENDIX J—OFFICE OF THE COMPTROLLER OF
THE CURRENCY
APPENDIX K—U.S. SAVINGS BONDS DIVISION
APPENDIX L—FEDERAL LAW ENFORCEMENT
TRAINING CENTER
APPENDIX M—OFFICE OF THRIFT SUPERVISION

AUTHORITY: 5 U.S.C. 301 and 31 U.S.C. 321.
Subpart A also issued under 5 U.S.C. 552, as
amended. Subpart C also issued under 5
U.S.C. 552a.

SOURCE: 52 FR 26305, July 14, 1987, unless
otherwise noted.

Subpart A—Freedom of Information Act

§ 1.1 General.

(a) *General.* This subpart contains the regulations of the Department of the Treasury implementing the Freedom of Information Act (“FOIA”), 5 U.S.C. 552. Information customarily furnished to the public in the regular course of the performance of official duties may continue to be furnished to the public without complying with this subpart, provided that the furnishing of such information would not violate the Privacy Act of 1974, 5 U.S.C. 552a, and would not be inconsistent with other subparts of this part. To the extent permitted by other laws, the Department will also consider making available records which it is permitted to withhold under the FOIA if it determines that such disclosures would be in the public interest.

(b) As used in this subpart, the following terms shall have the following meanings:

(1) *Appeal* means the appeal by a requester of an adverse determination of the request, as described in 5 U.S.C. 552(a)(6)(A)(ii).

(2) *Agency* has the meaning given in 5 U.S.C. 551(1) and 5 U.S.C. 552(e).

(3) *Component* means each separate bureau or office of the Department of the Treasury.

(4) *Request* means any request for records made pursuant to 5 U.S.C. 552(a)(3).

(5) *Requester* means any person who makes a request to a component.

(6) *Business information* means trade secrets or other commercial or financial information.

(7) *Business submitter* means any commercial entity which provides business information to the Department of the Treasury or its components and which has a proprietary interest in the information.

(c) Components of the Department of the Treasury shall comply with the time limits set forth in the FOIA for responding to and processing requests and appeals, unless there are exceptional circumstances within the meaning of 5 U.S.C. 552(a)(6)(C). A component shall notify a requester whenever the component is unable to respond to or process the request or appeal within the time limits established by the FOIA. Components shall respond to and process requests and appeals in their approximate order of receipt, to the extent consistent with sound administrative practice.

(d) *Purpose and scope of regulations.* These regulations apply to all components of the Department of the Treasury. Any reference in this subpart to the Department or its officials, employees, or records shall be deemed to refer also to the components or their officials, employees, or records. In order that interested parties may more readily find them, the components of the Department are hereby authorized to reprint these regulations in their entirety (less any appendices not applicable to the unit in question) in those titles of the *Code of Federal Regulations* which normally contain regulations applicable to each component. In connection with such republication, components may supplement and implement these regulations with materials applicable only to the component in question, provided such additional material is not inconsistent with this part. In the event of any actual or apparent inconsistency, these Departmental regulations should govern. Persons interested in the records of a particular component should, therefore, also consult the *Code of Federal Regulations* for

§ 1.2

any rules or regulations promulgated specifically with respect to that component. (See Appendices in this subpart for cross references.) The head of each component is hereby also authorized to substitute the officials designated and change the addresses specified in the appendix to this subpart applicable to the component. The components of the Department of the Treasury for the purposes of this part are:

(1) The Departmental Offices, which include the offices of:

(i) The Secretary of the Treasury, including immediate staff;

(ii) The Deputy Secretary of the Treasury, including immediate staff;

(iii) The Under Secretary of the Treasury for Finance, including immediate staff;

(iv) The Fiscal Assistant Secretary, including immediate staff;

(v) The Assistant Secretary of the Treasury for Economic Policy and all other offices reporting to such official, including immediate staff;

(vi) The General Counsel and also the Legal Division, except legal counsel to the components listed in paragraphs (d)(1)(ix) and (2) through (12) of this section;

(vii) The Assistant Secretary of the Treasury for International Affairs and all offices reporting to such official, including immediate staff;

(viii) The Treasurer of the United States, including immediate staff;

(ix) The Assistant Secretary of the Treasury for Tax policy, including immediate staff and all offices reporting to such official;

(x) The Assistant Secretary of the Treasury for Management, and all offices reporting to such official, including immediate staff.

(xi) The Assistant Secretary of the Treasury for Domestic Finance and all offices reporting to such official, including immediate staff;

(xii) The Assistant Secretary of the Treasury for Legislative Affairs, including immediate staff;

(xiii) The Assistant Secretary of the Treasury for Public Affairs and Public Liaison, including immediate staff;

(xiv) The Assistant Secretary of the Treasury for Enforcement and all offices reporting to such official, including immediate staff;

31 CFR Subtitle A (7-1-98 Edition)

(xv) The Special Assistant to the Secretary (National Security), including immediate staff;

(xvi) The Inspector General and all offices reporting to such official, including immediate office.

(2) The Bureau of Alcohol, Tobacco and Firearms;

(3) The Office of the Comptroller of the Currency;

(4) The United States Customs Service;

(5) The Bureau of Engraving and Printing;

(6) The Federal Law Enforcement Training Center;

(7) The Financial Management Service;

(8) The Internal Revenue Service;

(9) The United States Mint;

(10) The Bureau of the Public Debt;

(11) The United States Savings Bonds Division;

(12) The United States Secret Service;

(13) The Office of Thrift Supervision.

For purposes of this subpart, the office of legal counsel for the components listed in paragraphs (d), (2), (3), (4), (5), (7), (8), (9), (10), and (12) of this section are to be considered a part of their respective components. Any office, which is now in existence or may hereafter be established, which is not specifically listed or known to be a component of any of those listed above, shall be deemed a part of the Departmental Offices for the purpose of making requests for records under these regulations.

[52 FR 26305, July 14, 1987, as amended at 60 FR 31632, June 16, 1995]

§ 1.2 Information made available.

(a) *General.* Section 552 of Title 5 of the United States Code provides for access to information and records developed or maintained by Federal agencies. Generally, this section divides agency information into three major categories and provides methods by which each category is to be made available to the public. The three major categories, for which the disclosure requirements of the components of the Department of the Treasury are set forth in this subpart, are as follows: