

**§ 1312.35 Information classified by another agency.**

When a request is received for information that was classified by another agency, the Associate Director (or Assistant Director) for Administration will forward the request, along with any other related materials, to the appropriate agency for review and determination as to release. Recommendations as to release or denial may be made if appropriate. The requester will be notified of the referral, unless the receiving agency objects on the grounds that its association with the information requires protection.

**§ 1312.36 Appeal procedure.**

Appeals received as a result of a denial, see § 1312.34, will be routed to the Deputy Director who will take action as necessary to determine whether any part of the information may be declassified. If so, he will notify the requester of his determination and make that information available that is declassified and otherwise releasable. If continued classification is required, the requestor shall be notified by the Deputy Director of the reasons thereafter. Determinations on appeals will normally be made within 60 working days following receipt. If additional time is needed, the requestor will be notified and this reason given for the extension. The agency's decision can be appealed to the Interagency Security Classification Appeals Panel.

**§ 1312.37 Fees.**

There will normally be no fees charged for the mandatory review of classified material for declassification under this section.

**PART 1320—CONTROLLING PAPERWORK BURDENS ON THE PUBLIC**

Sec.

- 1320.1 Purpose.
- 1320.2 Effect.
- 1320.3 Definitions.
- 1320.4 Coverage.
- 1320.5 General requirements.
- 1320.6 Public protection.
- 1320.7 Agency head and Senior Official responsibilities.
- 1320.8 Agency collection of information responsibilities.

- 1320.9 Agency certifications for proposed collections of information.
- 1320.10 Clearance of collections of information, other than those contained in proposed rules or in current rules.
- 1320.11 Clearance of collections of information in proposed rules.
- 1320.12 Clearance of collections of information in current rules.
- 1320.13 Emergency processing.
- 1320.14 Public access.
- 1320.15 Independent regulatory agency override authority.
- 1320.16 Delegation of approval authority.
- 1320.17 Information collection budget.
- 1320.18 Other authority.

APPENDIX A TO PART 1320—AGENCIES WITH DELEGATED REVIEW AND APPROVAL AUTHORITY

AUTHORITY: 31 U.S.C. Sec. 1111 and 44 U.S.C. Chs. 21, 25, 27, 29, 31, 35.

SOURCE: 60 FR 44984, Aug. 29, 1995, unless otherwise noted.

**§ 1320.1 Purpose.**

The purpose of this part is to implement the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35)(the Act) concerning collections of information. It is issued under the authority of section 3516 of the Act, which provides that "The Director shall promulgate rules, regulations, or procedures necessary to exercise the authority provided by this chapter." It is designed to reduce, minimize and control burdens and maximize the practical utility and public benefit of the information created, collected, disclosed, maintained, used, shared and disseminated by or for the Federal government.

**§ 1320.2 Effect.**

(a) Except as provided in paragraph (b) of this section, this part takes effect on October 1, 1995.

(b)(1) In the case of a collection of information for which there is in effect on September 30, 1995, a control number issued by the Office of Management and Budget under 44 U.S.C. Chapter 35, the provisions of this Part shall take effect beginning on the earlier of:

(i) The date of the first extension of approval for or modification of that collection of information after September 30, 1995; or

(ii) The date of the expiration of the OMB control number after September 30, 1995.