

**Ocean Energy Bureau, Interior**

**§ 285.235**

part. If we issue you a lease, we will send you a notice with 3 copies of the lease form.

(1) Within 10 business days after you receive the lease copies you must:

- (i) Execute the lease;
- (ii) File financial assurance as required under §§ 285.515 through 285.537; and

(2) Within 45 days after you receive the lease copies, you must pay the first 6-months rent, as required in § 285.503.

(h) The MMS will publish in the FEDERAL REGISTER a notice announcing the issuance of your lease.

(i) If you do not accept the terms and conditions, MMS will not issue a lease, and we will not refund your acquisition fee.

[74 FR 19807, Apr. 29, 2009, as amended at 76 FR 28180, May 16, 2011]

**§ 285.232 May I acquire a lease non-competitively after responding to a Request for Interest or Call for Information and Nominations under § 285.213?**

(a) If you submit an area of interest for a possible lease and MMS receives

no competing submissions in response to the RFI or Call, we may inform you that there does not appear to be competitive interest, and ask if you wish to proceed with acquiring a lease.

(b) If you wish to proceed with acquiring a lease, you must submit your acquisition fee as specified in § 285.502(a).

(c) After receiving the acquisition fee, BOEMRE will follow the process outlined in § 285.231(d) through (i).

[74 FR 19807, Apr. 29, 2009, as amended at 76 FR 28180, May 16, 2011]

**§§ 285.233–285.234 [Reserved]**

**COMMERCIAL AND LIMITED LEASE TERMS**

**§ 285.235 If I have a commercial lease, how long will my lease remain in effect?**

(a) For commercial leases, the lease terms and applicable automatic extensions are as shown in the following table:

Lease Term	Automatic Extensions	Requirements
<p>(1) Each commercial lease issued competitively will have a preliminary term of 6 months to submit:</p> <p>(i) a SAP; or</p> <p>(ii) a combined SAP and COP.</p> <p>The preliminary term begins on the effective date of the lease. A commercial lease issued noncompetitively does not have a preliminary term.</p>	<p>If we receive a SAP that satisfies the requirements of §§ 285.605 through 285.613 or a SAP/COP that satisfies the requirements of §§ 285.605 through 285.613 and §§ 285.620 through 285.629, the preliminary term will be extended for the time necessary for us to conduct technical and environmental reviews of the SAP or SAP/COP.</p>	<p>The SAP must meet the requirements of §§ 285.605 through 285.613. The SAP/COP must meet the requirements of §§ 285.605 through 285.613 and §§ 285.620 through 285.629.</p>
<p>(2) A commercial lease will have a site assessment term of 5 years to conduct site assessment activities and to submit a COP, if a SAP/COP has not been submitted. Your site assessment term begins when MMS approves your SAP or SAP/COP.</p>	<p>If we receive a COP that satisfies the requirements of §§ 285.620 through 285.629, the site assessment term will be automatically extended for the period of time necessary for us to conduct technical and environmental reviews of the COP.</p>	<p>The COP must meet the requirements of §§ 285.620 through 285.629 of this part.</p>
<p>(3) A commercial lease will have an operations term of 25 years, unless a longer term is negotiated by applicable parties. A request for lease renewal must be submitted 2 years before the end of the operations term. If you submit a COP, your operations term begins on the date that we approve the COP. If you submit a SAP/COP, your operations term begins 5 years after the date we approve the SAP/COP, or when fabrication and installation commence, whichever is earlier.</p>		<p>The lease renewal request must meet the requirements, as provided in §§ 285.425 through 285.429.</p>
<p>(4) A commercial lease may have additional time added to the operations term through a lease renewal. The term of the lease renewal will not exceed the original term of the lease, unless a longer term is negotiated by applicable parties. The lease renewal term begins upon expiration of the original operations term.</p>		<p>We may order or grant a suspension of the operations term, as provided in §§ 285.415 through 285.421.</p>

(b) If you do not timely submit a SAP, COP, or SAP/COP, as appropriate, you may request additional time to extend the preliminary or site assessment term of your commercial lease that includes a revised schedule for submission of the plan, as appropriate.

**§ 285.236 If I have a limited lease, how long will my lease remain in effect?**

(a) For limited leases, the lease terms are as shown in the following table: