

Bureau of Land Management, Interior

§ 2911.0-1

renewal, and you must pay the processing fees (*see* § 2884.12 of this part) in advance.

(c) The time and conditions for processing applications for rights-of-way, as described at § 2884.21 of this part, apply to applications for renewals.

Subpart 2888—Trespass

§ 2888.10 What is trespass?

(a) Trespass is using, occupying, or developing the public lands or their resources without a required authorization or in a way that is beyond the scope and terms and conditions of your authorization. Trespass is a prohibited act.

(b) Trespass includes acts or omissions causing unnecessary or undue degradation to the public lands or their resources. In determining whether such degradation is occurring, BLM may consider the effects of the activity on resources and land uses outside the area of the activity.

(c) The BLM will administer trespass actions for grants and TUPs as set forth in §§ 2808.10(c), and 2808.11 of this chapter.

(d) Other Federal agencies will address trespass on non-BLM lands under their respective laws and regulations.

[70 FR 21078, Apr. 22, 2005, as amended at 73 FR 65075, Oct. 31, 2008]

§ 2888.11 May I receive a grant if I am or have been in trespass?

Until you satisfy your liability for a trespass, BLM will not process any applications you have pending for any activity on BLM-administered lands. A history of trespass will not necessarily disqualify you from receiving a grant. In order to correct a trespass, you must apply under the procedures described at subpart 2884 of this part. BLM will process your application as if it were a new use. Prior unauthorized use does not create a preference for receiving a grant.

Group 2900—Use; Leases and Permits

PART 2910—LEASES

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AUTHORITY: 49 U.S.C. App., 211-213, 43 U.S.C. 869 *et seq.* 48 U.S.C. 360, 361, unless otherwise noted.

Subpart 2911—Airport

AUTHORITY: 49 U.S.C. 211; 43 U.S.C. 1701 *et seq.*

SOURCE: 51 FR 40809, Nov. 10, 1986, unless otherwise noted.

§ 2911.0-1 Purpose.

This subpart sets forth procedures for issuance of airport leases on the public lands.