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with any applicable emission limita-
tion on and after the date for final
compliance specified in the applicable
schedule.
[37 FR 10846, May 31, 1972, as amended at 38
FR 30877, Nov. 8, 1973]

§ 52.10 Review of new sources and
modifications.

In any plan where the review pro-
dure for new sources and source modi-
fications does not meet the require-
ments of subpart I of this chapter, pro-
visions are promulgated which enable
the Administrator to obtain the nec-
essary information and to prevent con-
struction or modification.
[37 FR 10846, May 31, 1972, as amended at 51
FR 40677, Nov. 7, 1986]

§ 52.11 Prevention of air pollution
emergency episodes.

(a) Each subpart identifies portions
of the air pollution emergency episode
contingency plan which are dis-
approved, and sets forth the Adminis-
trator’s promulgation of substitute
provisions.

(b) No provisions are promulgated to
replace any disapproved air quality
monitoring or communications por-
tions of a contingency plan, but de-
tailed critiques of such portions are
provided to the State.

(c) Where a State plan does not pro-
vide for public announcement regard-
ing air pollution emergency episodes or
where the State fails to give any such
public announcement, the Adminis-
trator will issue a public announce-
ment that an episode stage has been
reached. When making such an an-
nouncement, the Administrator will be
guided by the suggested episode cri-
teria and emission control actions sug-
gested in Appendix L of part 51 of this
chapter or those in the approved plan.
[37 FR 10846, May 31, 1972, as amended at 37
FR 19807, Sept. 22, 1972]

§ 52.12 Source surveillance.

(a) Each subpart identifies the plan
provisions for source surveillance
which are disapproved, and sets forth
the Administrator’s promulgation of
necessary provisions for requiring
sources to maintain records, make re-
ports, and submit information.

(b) No provisions are promulgated for
any disapproved State or local agency
procedures for testing, inspection, in-
vestigation, or detection, but detailed
critiques of such portions are provided
to the State.

(c) For purposes of Federal enforce-
ment, the following test procedures
and methods shall be used, provided
that for the purpose of establishing
whether or not a person has violated or
is in violation of any provision of the
plan, nothing in this part shall pre-
cede the use, including the exclusive
use, of any credible evidence or infor-
mation, relevant to whether a source
would have been in compliance with
applicable requirements if the appro-
priate performance or compliance test
procedures or methods had been per-
formed:

(1) Sources subject to plan provisions
which do not specify a test procedure
and sources subject to provisions pro-
mulgated by the Administrator will be
tested by means of the appropriate pro-
cedures and methods prescribed in part
60 of this chapter unless otherwise
specified in this part.

(2) Sources subject to approved provi-
sions of a plan wherein a test procedure
is specified will be tested by the speci-
fied procedure.
[37 FR 10846, May 31, 1972, as amended at 40
FR 26032, June 20, 1975; 62 FR 8328, Feb. 24,
1997]

§ 52.13 Air quality surveillance; re-
sources; intergovernmental co-
operation.

Disapproved portions of the plan re-
lated to the air quality surveillance
system, resources, and intergovern-
mental cooperation are identified in
each subpart, and detailed critiques of
such portions are provided to the
State. No provisions are promulgated
by the Administrator.

§ 52.14 State ambient air quality stand-
ards.

Any ambient air quality standard
submitted with a plan which is less
stringent than a national standard is
not considered part of the plan.

§ 52.15 Public availability of plans.

Each State shall make available for
public inspection at least one copy of