

## Bureau of Land Management, Interior

Pt. 3800

the final decision rendered in the matter shall affirm the validity and effectiveness of any mining claimant's right or interest under a mining claim as to Leasing Act minerals, then no subsequent proceedings under section 7 of the Act and the regulations of this part shall have any force or effect upon the so-affirmed right or interest of such mining claimant under such mining claim.

### Subpart 3746—Fissionable Source Materials

#### §3746.1 Mining locations for fissionable source materials.

(a) In view of the amendment of section 5(b)(7) of the Atomic Energy Act of 1946 by section 10(c) of the Act of August 13, 1954 (68 Stat. 708), and of the provisions of the Atomic Energy Act of 1954 (68 Stat. 921), it is clear that after enactment of said Act of August 13, 1954, valid mining locations under the mining laws of the United States may be based upon a discovery of a mineral deposit which is a fissionable source material.

(b) As to mining locations made prior to the enactment of said Act of August 13, 1954, section 10(d) of the act provides:

(d) Notwithstanding the provisions of the Atomic Energy Act, and particularly sec. 5(b)(7) thereof, prior to its amendment hereby, or the provisions of the Act of August 12, 1953 (67 Stat. 539), and particularly sec. 3 thereof, any mining claim, heretofore located under the mining laws of the United States for or based upon a discovery of a mineral deposit which is a fissionable source material and which, except for the possible contrary construction of said Atomic Energy Act, would have been locatable under such mining laws, shall, insofar as adversely affected by such possible contrary construction, be valid and effective, in all respects to the same extent as if said mineral deposit were a locatable mineral deposit other than a fissionable source material.

[35 FR 9741, June 13, 1970, as amended at 41 FR 50690, Nov. 17, 1976]

### Group 3800—Mining Claims Under the General Mining Laws

NOTE: The information collection requirements contained in parts 3800, 3810, 3820, 3830, 3860 and 3870 of Group 3800 have been ap-

proved by the Office of Management and Budget under 44 U.S.C. 3507 and assigned clearance numbers 1004-0025, 1004-0104, 1004-0110 and 1004-0114. The information is being collected to permit the authorized officer to review certain proposed mining activities to ensure that they provide adequate protection of the public lands and their resources. The information will be used to make this determination. A response is required to obtain a benefit.

(See 48 FR 40890, Sept. 12, 1983)

## PART 3800—MINING CLAIMS UNDER THE GENERAL MINING LAWS

### Subpart 3802—Exploration and Mining, Wilderness Review Program

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- 3802.0-1 Purpose.
  - 3802.0-2 Objectives.
  - 3802.0-3 Authority.
  - 3802.0-5 Definitions.
  - 3802.0-6 Policy.
  - 3802.0-7 Scope.
  - 3802.1 Plan of operations.
    - 3802.1-1 When required.
    - 3802.1-2 When not required.
    - 3802.1-3 Operations existing on October 21, 1976.
      - 3802.1-4 Contents of plan of operations.
      - 3802.1-5 Plan approval.
      - 3802.1-6 Modification of plan.
      - 3802.1-7 Existing operations.
  - 3802.2 Bond requirements.
  - 3802.3 Environmental protection.
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    - 3802.3-2 Requirements for environmental protection.
  - 3802.4 General provisions.
    - 3802.4-1 Noncompliance.
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    - 3802.4-3 Multiple-use conflicts.
    - 3802.4-4 Fire prevention and control.
    - 3802.4-5 Maintenance and public safety.
    - 3802.4-6 Inspection.
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### Subpart 3809—Surface Management

#### GENERAL INFORMATION

- 3809.1 What are the purposes of this subpart?
- 3809.2 What is the scope of this subpart?
- 3809.3 What rules must I follow if State law conflicts with this subpart?
- 3809.5 How does BLM define certain terms used in this subpart?
- 3809.10 How does BLM classify operations?
- 3809.11 When do I have to submit a plan of operations?