

**§ 203.79**

**30 CFR Ch. II (7-1-00 Edition)**

**§ 203.79 How do I appeal MMS's decisions related to Deep Water Royalty Relief?**

(a) Once we have designated your lease as part of a field and notified you and other affected operators of the designation, you can request reconsideration by sending the MMS Director a letter within 15 days that also states your reasons. The MMS Director's response is the final agency action.

(b) Our decisions on your application for relief from paying royalty under § 203.67 and the royalty-suspension volumes under § 203.69 are final agency actions.

(c) If you cannot start construction by the deadline in § 203.76(b) for reasons beyond your control (e.g., strike at the fabrication yard), you may request an extension up to 1 year by writing the MMS Director and stating your rea-

sons. The MMS Director's response is the final agency action.

(d) We will notify you of all final agency actions by certified mail, return receipt requested. Final agency actions are not subject to appeal to the Interior Board of Land Appeals under 30 CFR part 290 and 43 CFR part 4. They are judicially reviewable under section 10(a) of the Administrative Procedure Act (5 U.S.C. 702) *only* if you file an action within 30 days of the date you receive our decision.

**REQUIRED REPORTS**

**§ 203.81 What supplemental reports do royalty-relief applications require?**

(a) You must send us the supplemental reports listed below that apply to your field. §§ 203.83 through 203.91 describe these reports in detail.

Required reports	End-of-life lease	Deep water expansion project	Pre-act deep water lease
Administrative information report .....	x	x	x
Net revenue & relief justification report .....	x	.....	.....
Economic viability & relief justification report (RSVP model inputs justified by other required reports) .....	.....	x	x
G&G report .....	.....	x	x
Engineering report .....	.....	x	x
Production report .....	.....	x	x
Deep water cost report .....	.....	x	x
Fabricator's confirmation report .....	.....	x	x
Post-production development report .....	.....	x	x

(b) You must certify that all information in your application, fabricator's confirmation and post-production development reports is accurate, complete, and conforms to the most recent content and presentation guidelines available from the MMS GOM Regional Office.

(c) You must submit with your application and post-production development report an additional report prepared by a CPA that:

(1) Assesses the accuracy of the historical financial information in your report; and

(2) Certifies that the content and presentation of the financial data and information conforms to our most recent guidelines on royalty relief.

(d) You must identify the people in the CPA firm who prepared the reports referred to in paragraph (c) of this section and make them available to us to

respond to questions about the historical financial information. We may also further review your records to support this information.

**§ 203.82 What is MMS's authority to collect this information?**

The Office of Management and Budget (OMB) approved the information collection requirements in part 203 under 44 U.S.C. 3501 *et seq.* and assigned OMB control number 1010-0071.

(a) We use the information to determine whether royalty relief will result in production that wouldn't otherwise occur. We rely largely on your information to make these determinations.

(1) Your application for royalty relief must contain enough information on finances, economics, reservoirs, G&G characteristics, production, and engineering estimates for us to determine whether: