

Bureau of Land Management, Interior

§ 8560.5

work, shall be disallowed and shall cease unless and until such decision is reversed in a judicial review action.

(k) Activities, including prospecting under the United States mining laws, for the purpose of gathering information about minerals in wilderness, shall be allowed, except that any such activity for gathering mineral information after the date on which the United States mining laws cease to apply shall be conducted in a manner compatible with the preservation of the wilderness environment. After such date, mining claims shall not be located in wilderness areas.

[50 FR 7708, Feb. 25, 1985, as amended at 51 FR 15893, Apr. 29, 1986]

§ 8560.4-7 Mineral leases and mineral permits.

(a) No mineral leases shall be issued under the mineral leasing laws in any wilderness area on public lands.

(b) Holders of valid mineral leases established on any Bureau-administered wilderness area before the date such unit was included in the National Wilderness Preservation System shall be accorded the rights granted by the terms and conditions of the specific leases.

(c) Subject to valid existing rights, no person shall obtain any right or interest in or to any mineral deposits that may be discovered in a wilderness area through prospecting or other information-gathering activity after the date on which the laws pertaining to

mineral leasing cease to apply to the specific wilderness area.

(d) Permits shall not be issued for the removal of mineral materials commonly known as *common varieties* under the Materials Act of July 31, 1947, as amended and supplemented (30 U.S.C. 601, 604).

§ 8560.4-8 Water and power resources.

Prospecting for water resources and the establishment of new reservoirs, water-conservation works, power projects, transmission lines and other facilities needed in the public interest, and the subsequent maintenance of such facilities, all pursuant to section 4(d)(4)(1) of the Wilderness Act, may be permitted if specifically authorized by the President.

§ 8560.5 Penalties.

(a) Any person who knowingly and willfully violates the regulations in § 8560.1-2 is subject to arrest, conviction and punishment by a fine of not more than \$1,000 or imprisonment for not more than 12 months, or both.

(b) At the request of the Secretary of the Interior, the Attorney General may institute a civil action in any United States district court for an injunction or other appropriate order to prevent any person from utilizing public lands in violation of the regulations of this part.

Group 8600—Environmental Education and Protection [Reserved]