

DELEGATIONS OF AUTHORITY
TO THE GENERAL COUNSEL, NATIONAL OCEANIC AND ATMOSPHERIC
ADMINISTRATION

Amended Delegation

On March 3, 1992, pursuant to the authority vested in the Under Secretary/Administrator by Department Organization Order 10-15, the Under Secretary/Administrator redelegated authority to the General Counsel to perform certain functions required to enforce statutes administered by NOAA. Pursuant to this same authority, Section IV of the March 3, 1992 delegation is hereby amended to add subsection IV.M which reads in its entirety as follows:

IV. Department Organization Order 10-15, section 3.05, provides for the redelegations of authority of the Under Secretary/Administrator to any employee of NOAA, subject to such conditions in the exercise of that authority as the Under Secretary may prescribe. The Under Secretary/Administrator has redelegated authority to the General Counsel of NOAA to take such action authorized by statutes administered by NOAA, as is necessary or proper to assess civil money penalties, impose or seek permit or license sanctions, refer cases to the Department of Justice for criminal prosecutions or civil proceedings, seek in rem forfeitures, and perform certain consistency appeal functions.

The delegation of enforcement authority includes, but is not limited to the following actions:

M. Performing certain procedural functions required to conduct discretionary administrative appeals pursuant to 15 C.F.R. § 904.273, such as:

1. Establishing and notifying parties of briefing schedules and other requirements for the parties' briefs.
2. Making procedural decisions necessary during discretionary appeals after a briefing schedule has been established, including granting extensions of time under the briefing schedule.

Section VI (Reservations of Authority) of the March 2, 1992, Delegations of Authority, as amended August 30, 2006, remains unchanged by this amendment.

Date: 1/18/08

Approved: /Signed/
Under Secretary/Administrator