

PI-75-0115

December 2, 1975

Mr. John Searcy  
Engineering Division  
Tennessee Public Service Commission  
Cordell Hull Building  
Nashville, Tennessee 37219

Dear Mr. Searcy:

This responds to your letter of November 12, 1975, in which you ask the following questions:

1. Is it correct that when an interpretation of a regulation is issued that the interpretation has the same effective date as the regulation itself, not the date that it is issued?

Answer: Unless otherwise specified in the interpretation, an interpretive rule becomes effective upon publication in the Federal Register or when persons subject to the rule have actual and timely notice of it, as the case may be.

2. Is it correct that if an interpretation of a regulation is issued but does not appear in the "Advisory Bulletin" that it is still applicable to all operators subject to Public Law 90-481 and Part 192?

ANSWER: Any interpretive rule of general applicability which is not published in the Advisory Bulletin would only apply to those persons who have notice of it through some means other than the Advisory Bulletin.

We trust this satisfactorily responds to your inquiry.

Sincerely,  
Cesar DeLeon  
Acting Director  
Office of Pipeline  
Safety Operations

November 12, 1975

Cesar DeLeon  
U. S. Department of Transportation  
Office of Pipeline Safety  
2100 Second Street, SW  
Washington, D.C. 20590

Dear Mr. DeLeon:

1. Is it correct that when an interpretation of a regulation is issued that the interpretation has the same effective date as the regulation itself, not the date that it is issued?
2. Is it correct that if an interpretation of a regulation is issued but does not appear in the "Advisory Bulletin", that it is still applicable to all operators subject to Public Law 90-481 and Part 192?

Sincerely,  
John Searcy  
Engineering Division