

## 5400 – SALES OF FOREST PRODUCTS

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### **GLOSSARY OF TERMS (See Manual Section 5000)**

- 5410 – Annual Forest Product Sale Plan
- 5420 – Preparation for Sale
- 5430 – Advertisement
- 5440 – Conduct of Sales
- 5450 – Award of Contract
- 5470 – Contract Modification-Extension Agreement
- 5480 – Contract Violation – Suspension – Cancellation; Settlement of Uncompleted Contract
- 5490 – Contract

### **TERMINATION**

#### **HANDBOOKS**

- H-5400-1 – Sale of Forest Products
- H-5410-1 – Annual Forest Product Sale Plan
- H-5420-1 – Preparation for Sale
- H-5430-1 – Advertisement
- H-5440-1 – Conduct of Sale
- H-5450-1 – Award of Contract
- H-5460-1 – Sales Administration
- H-5470-1 – Contract Modification – Extension Agreement
- H-5480-1 – Contract Violation – Suspension – Cancellation; Settlement of Uncompleted Contract
- H-5490-1 – Contract Termination

## 5400 – SALES OF FOREST PRODUCTS

.01 PURPOSE. This Manual section contains the basic authorities and policies for the sale of forest products from public lands administered solely by the BLM or in cooperation with other Federal agencies.

.02 OBJECTIVES. The objective is to provide a sound and effective system for the sale of forest products from BLM administered lands (either solely or in cooperation with other agencies) with policy and procedures that are consistent among BLM offices and reasonably uniform with those of other Federal land management agencies. Procedures are contained in Handbook H-5400-1.

### .03 AUTHORITY

A. Sources. See 43 CFR 5400.0-3

B. Delegations.

1. Department Manual Part 235, Bureau of Land Management, delegated to the Director, Bureau of Land Management, broad authorities of the secretary of the Interior for the management of certain lands and resources.
2. BLM Manual Section 1203 re-delegates specific authorities of the Director to subordinate officials with respect to public lands and resources.

C. Regulations. Title 43, CFR, Part 5400, sets forth rules governing the sale of forest products.

### .04 RESPONSIBILITY

A. Director. The Director formulates BLM policy and provides general guidance for the forest products sales program, issues specific guidance through Manual releases and Instruction Memorandums, and monitors effectiveness of policy and guidance through program evaluation.

B. State Director. The State Director interprets Headquarters Office policy for statewide applications; augments procedural guidance through issuance of Instruction Memorandums, Manuals, and Handbooks; ensures compliance with BLM policy and procedures through program evaluations.

C. District Manager. The District Manager (or Area Manager) executes the forest products sales program in conformance with established policy and procedures.

## 5400 – SALES OF FOREST PRODUCTS

### .05 REFERENCES

- A. BLM Manual 5000-1 – Forest Management (Public Domain)
- B. O&C Forest Resources Policy dated March 16, 1983.

### .06 POLICY

- A. Annual Timber Offerings. Within the limitations imposed by the demand for timber, the appropriations available for making sales and sound forest management and multiple use principles, and approved Resource Management Plans(RMPs), the full allowable cut shall be offered annually.
- B. Advertised Sales. All sales of forest products, except those provided by 43 CFR 5401.0-6, shall be made only after inviting competitive bids. Sales must not be sold at less than the BLM appraised value. Access to the sale area, except as provided by 43 CFR 5401.0-6(a), must be available to all qualified bidders. All such sales are subject to restrictions on the export of unprocessed timber and substitution of Federal timber for exported private timber. (See Handbook H-5400-1, Chapter II.)
- C. Other Than Advertised Sales. Certain sales, as described in 43 CFR 5402.0-6, may be made noncompetitively when in the public interest. See Handbook H-5400-1 for requirements and procedures for noncompetitive sales.
- D. Cooperative Jurisdiction and Administration. Where National level Memorandums of Understanding (MOUs) between the BLM and other Federal agencies provide for the cooperative management of lands, resources, or programs, the Contracting Officer must ensure that the spirit and intent of documented understandings are met. (See Manual 1786.) Handbook H-5400-1, Chapter IV, contains a list of MOUs concerning cooperative administration.

.07 FILE AND RECORDS MAINTENANCE. See BLM Manual Section 1272, Records Disposition.