

permissible methods of filing with the PBGC under this subpart.

(3) *Computation of time.* The PBGC applies the rules in subpart D of part 4000 of this chapter to compute any time period under this subpart for filing with the PBGC.

\* \* \* \* \*

(d) *Where to file.* See § 4000.4 of this chapter for information on where to file.

(e) *Date of filing.* The PBGC applies the rules in subpart C of part 4000 of this chapter to determine the date that a submission under this subpart was filed with the PBGC.

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#### § 4219.19 [Redesignated as § 4219.20]

■ 48. Redesignate § 4219.19 as § 4219.20.

■ 49. Add § 4219.19 to read as follows:

#### § 4219.19 Method and date of issuance; computation of time.

The PBGC applies the rules in subpart B of part 4000 of this chapter to determine permissible methods of issuance under this subpart. The PBGC applies the rules in subpart C of part 4000 of this chapter to determine the date that an issuance under this subpart was provided. The PBGC applies the rules in subpart D of part 4000 of this chapter to compute any time period for issuances to third parties under this subpart.

#### PART 4220—PROCEDURES FOR PBGC APPROVAL OF PLAN AMENDMENTS

■ 50. The authority citation for part 4220 continues to read as follows:

**Authority:** 29 U.S.C. 1302(b)(3), 1400.

■ 51. Amend § 4220.3 by revising paragraphs (a) and (c) and adding paragraph (f) to read as follows:

#### § 4220.3 Requests for PBGC approval.

(a) *Filing of request.*—(1) *In general.* A request for approval of an amendment filed with the PBGC in accordance with this section shall constitute notice to the PBGC for purposes of the 90-day period specified in section 4220 of ERISA. A request is treated as filed on the date on which a request containing all information required by paragraph (d) of this section is received by the PBGC. Subpart C of part 4000 of this chapter provides rules for determining when the PBGC receives a submission.

(2) *Method of filing.* The PBGC applies the rules in subpart A of part 4000 of this chapter to determine permissible methods of filing with the PBGC under this part.

\* \* \* \* \*

(c) *Where to file.* See § 4000.4 of this chapter for information on where to file.

\* \* \* \* \*

(f) *Computation of time.* The PBGC applies the rules in subpart D of part 4000 of this chapter to compute any time period under this part.

#### PART 4221—ARBITRATION OF DISPUTES IN MULTIEMPLOYER PLANS

■ 52. The authority citation for part 4221 continues to read as follows:

**Authority:** 29 U.S.C. 1302(b)(3), 1401.

■ 53. Amend paragraph (c) of § 4221.4 by revising the second sentence to read as follows:

#### § 4221.4 Appointment of the arbitrator.

\* \* \* \* \*

(c) *Challenge and withdrawal.* \* \* \* The request for withdrawal shall be served on all other parties and the arbitrator by hand or by certified or registered mail (or by any other method that includes verification or acknowledgment of receipt and meets (if applicable) the requirements of § 4000.14 of this chapter) and shall include a statement of the circumstances that, in the requesting party's view, affect the arbitrator's impartiality and a statement that the requesting party has brought these circumstances to the attention of the arbitrator and the other parties at the earliest practicable point in the proceedings. \* \* \*

\* \* \* \* \*

■ 54. Amend § 4221.6 by revising paragraph (b) to read as follows:

#### § 4221.6 Hearing.

\* \* \* \* \*

(b) *Notice.* After the time and place for the hearing have been established, the arbitrator shall serve a written notice of the hearing on the parties by hand, by certified or registered mail, or by any other method that includes verification or acknowledgment of receipt and meets (if applicable) the requirements of § 4000.14 of this chapter.

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■ 55. Revise § 4221.12 to read as follows:

#### § 4221.12 Calculation of periods of time.

The PBGC applies the rules in subpart D of part 4000 of this chapter to compute any time period under this part.

■ 56. Revise § 4221.13 to read as follows:

#### § 4221.13 Filing and issuance rules.

(a) *Method and date of filing.* The PBGC applies the rules in subpart A of part 4000 of this chapter to determine

permissible methods of filing with the PBGC under this part. The PBGC applies the rules in subpart C of part 4000 of this chapter to determine the date that a submission under this part was filed with the PBGC.

(b) *Where to file.* See § 4000.4 of this chapter for information on where to file.

(c) *Method and date of issuance.* The PBGC applies the rules in subpart B of part 4000 of this chapter to determine permissible methods of issuance under this part. The PBGC applies the rules in subpart C of part 4000 of this chapter to determine the date that an issuance under this part was provided.

#### § 4221.14 [Amended]

■ 57. Revise the third sentence of paragraph (c) of § 4221.14 to read as follows: "The application shall include:"

#### PART 4231—MERGERS AND TRANSFERS BETWEEN MULTIEMPLOYER PLANS

■ 58. The authority citation for part 4231 continues to read as follows:

**Authority:** 29 U.S.C. 1302(b)(3), 1411.

■ 59. Amend § 4231.8 by revising paragraphs (a), (c), and (d) to read as follows:

#### § 4231.8 Notice of merger or transfer.

(a) *Filing of request.*—(1) *When to file.* Except as provided in paragraph (f) of this section, a notice of a proposed merger or transfer must be filed not less than 120 days before the effective date of the transaction. For purposes of this part, the effective date of a merger or transfer is the earlier of—

(i) The date on which one plan assumes liability for benefits accrued under another plan involved in the transaction; or

(ii) The date on which one plan transfers assets to another plan involved in the transaction.

(2) *Method of filing.* The PBGC applies the rules in subpart A of part 4000 of this chapter to determine permissible methods of filing with the PBGC under this part.

(3) *Computation of time.* The PBGC applies the rules in subpart D of part 4000 of this chapter to compute any time period for filing under this part.

\* \* \* \* \*

(c) *Where to file.* See § 4000.4 of this chapter for information on where to file.

(d) *Date of filing.* The PBGC applies the rules in subpart C of part 4000 of this chapter to determine the date that a submission under this part was filed with the PBGC. For purposes of paragraph (a) of this section, the notice is not considered filed until all of the