

PART 3—DESIGNATION OF OCEANOGRAPHIC RESEARCH VESSELS

Subpart 3.01—Authority and Purpose

Sec.

- 3.01-1 Purpose of regulations.
3.01-3 Authority for regulations.

Subpart 3.03—Application

- 3.03-1 Vessels subject to the requirements of this part.

Subpart 3.05—Definition of Terms Used in This Part

- 3.05-1 Letter of designation.
3.05-3 Oceanographic research vessel.

Subpart 3.10—Designation

- 3.10-1 Procedures for designating oceanographic research vessels.
3.10-5 Renewal of letter of designation.
3.10-10 Right of appeal.

AUTHORITY: 46 U.S.C. 2113, 3306; 49 CFR 1.46.

SOURCE: CGD 77-081, 46 FR 56202, Nov. 16, 1981, unless otherwise noted.

Subpart 3.01—Authority and Purpose

§ 3.01-1 Purpose of regulations.

The purpose of the regulations in this part is to establish standard procedures for the designation of certain vessels as oceanographic research vessels as defined in 46 U.S.C. 441.

§ 3.01-3 Authority for regulations.

The regulations regarding the designation of oceanographic research vessels interpret or apply title 46, United States Code, sections 441 through 445.

Subpart 3.03—Application

§ 3.03-1 Vessels subject to the requirements of this part.

The regulations in this subchapter are applicable to U.S. flag vessels desiring designation as oceanographic research vessels in accordance with 46 U.S.C. 441.

Subpart 3.05—Definition of Terms Used in This Part

§ 3.05-1 Letter of designation.

A letter issued by an Officer in Charge, Marine Inspection, designating an uninspected vessel as an oceanographic research vessel.

§ 3.05-3 Oceanographic research vessel.

“An oceanographic research vessel is a vessel which the U.S. Coast Guard finds is employed exclusively in one or more of the following:

- (a) Oceanographic instruction;
- (b) Limnologic instruction;
- (c) Oceanographic research; or,
- (d) Limnologic research.”

Subpart 3.10—Designation

§ 3.10-1 Procedures for designating oceanographic research vessels.

(a) Upon written request by the owner, master, or agent of a vessel, a determination will be made by the Officer in Charge, Marine Inspection, of the zone in which the vessel is located, whether the vessel may be designated as an oceanographic research vessel under the provisions of 46 U.S.C. 441.

(b) The request should contain sufficient information to allow the Officer in Charge, Marine Inspection, to make this determination. At a minimum, the following items must be submitted:

(1) A detailed description of the vessel, including its identification number, owner and charterer.

(2) A specific operating plan stating precisely the intended use of the vessel.

(3) Any additional information as may be requested by the Officer in Charge, Marine Inspection.

(c) If designation is granted, it shall be indicated as follows:

(1) For inspected vessels—indicated on the certificate of inspection, valid for its duration.

(2) For uninspected vessels—indicated by a letter of designation, which shall be maintained on board the vessel and remain in effect for two years from date of issuance.

§ 3.10-5

(d) All designations shall remain valid for the period specified on the applicable document, provided all operating conditions remain unchanged from the date of designation.

(e) In the event of a change in operating conditions, the owner, master, or agent of the vessel shall advise the Officer in Charge, Marine Inspection who issued the designation. After reviewing the pertinent information concerning the operational changes, the Officer in Charge, Marine Inspection, shall determine if the vessel is still eligible to retain its designation as an oceanographic research vessel.

§ 3.10-5 Renewal of letter of designation.

At least 60 days prior to the expiration date of the letter of designation or certificate of inspection, a request for renewal must be submitted in the same manner as described in 3.10-1. However, if the request for renewal is submitted to the Officer in Charge, Marine Inspection, who made the initial determination and all operating conditions remain unchanged, the information required by § 3.10-1(b) need not be resubmitted with the request.

§ 3.10-10 Right of appeal.

Any person directly affected by a decision or action taken under this part, by or on behalf of the Coast Guard, may appeal therefrom in accordance with subpart 1.03 of this chapter.

[CGD 88-033, 54 FR 50379, Dec. 6, 1989]

PART 4—MARINE CASUALTIES AND INVESTIGATIONS

Subpart 4.01—Authority and Scope of Regulations

Sec.

- 4.01-1 Scope of regulation.
- 4.01-3 Reporting exclusion.

Subpart 4.03—Definitions

- 4.03-1 Marine casualty or accident.
- 4.03-2 Serious marine incident.
- 4.03-4 Individual directly involved in a serious marine incident.
- 4.03-5 Medical facility.
- 4.03-6 Qualified medical personnel.
- 4.03-7 Chemical test.
- 4.03-10 Party in interest.
- 4.03-15 Commandant.

46 CFR Ch. I (10-1-96 Edition)

- 4.03-20 Coast Guard district.
- 4.03-25 District Commander.
- 4.03-30 Investigating officer.
- 4.03-35 Nuclear vessel.
- 4.03-40 Public vessels.
- 4.03-45 Marine employer.
- 4.03-50 Recreational vessel.
- 4.03-55 Law enforcement officer.

Subpart 4.04—Notice of Potential Vessel Casualty

- 4.04-1 Reports of potential vessel casualty.
- 4.04-3 Reports of lack of vessel communication.
- 4.04-5 Substance of reports.

Subpart 4.05—Notice of Marine Casualty and Voyage Records

- 4.05-1 Notice of marine casualty.
- 4.05-5 Substance of marine casualty notice.
- 4.05-10 Written report of marine casualty.
- 4.05-12 Alcohol or drug use by individuals directly involved in casualties.
- 4.05-15 Voyage records, retention of.
- 4.05-20 Report of accident to aid to navigation.
- 4.05-25 Reports when state of war exists.
- 4.05-30 Incidents involving hazardous materials.
- 4.05-35 Incidents involving nuclear vessels.

Subpart 4.06—Mandatory Chemical Testing Following Serious Marine Incidents Involving Vessels in Commercial Service

- 4.06-1 Responsibilities of the marine employer.
- 4.06-5 Responsibilities of individuals directly involved in serious marine incidents.
- 4.06-10 Required specimens.
- 4.06-20 Specimen collection requirements.
- 4.06-30 Specimen collection in incidents involving fatalities.
- 4.06-40 Specimen handling and shipping.
- 4.06-50 Specimen analysis and follow-up procedures.
- 4.06-60 Submission of reports and test results.

Subpart 4.07—Investigations

- 4.07-1 Commandant or District Commander to order investigation.
- 4.07-5 Investigating officers, powers of.
- 4.07-7 Opening statement.
- 4.07-10 Report of investigation.
- 4.07-15 Recommendations, action on.
- 4.07-20 Transfer of jurisdiction.
- 4.07-25 Testimony of witnesses in other districts, depositions.
- 4.07-30 Testimony of witnesses under oath.
- 4.07-35 Counsel for witnesses and parties in interest.