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(i) The requirements for subdivision and stability plans and calculations are in part 170 of this chapter.

[CGFR 65–50, 30 FR 16604, Dec. 30, 1965, as amended by CGD 73–96, 42 FR 49203, Sept. 26, 1977; CGD 79–023, 48 FR 51006, Nov. 4, 1983]

Subpart 2.95—Retention of Records by the Public

§ 2.95–1 Certificates or documents issued by Coast Guard.

(a) Certificates or documents issued to the public, as required by laws, rules, or regulations, shall be retained for the applicable period of time, as follows:

(1) If the certificate or document specifies a definite period of time for which it is valid, it shall be retained for so long as it is valid unless it is required to be surrendered; or,

(2) If the certificate or document does not specify a definite period of time for which it is valid, it shall be retained for that period of time such certificate or document is required for operation of the vessel; or,

(3) If the certificate or document is evidence of a person's qualifications, it shall be retained for so long as it is valid unless it is required to be surrendered.

(b) Nothing in this section shall be construed as preventing the Coast Guard from canceling, suspending, or withdrawing any certificate or document issued at any time.

§ 2.95–5 Certificates or documents issued by others.

(a) Certificates or documents issued by other public agencies or private organizations, which are accepted as prima facie evidence of compliance with requirements administered by the Coast Guard, shall be retained for the applicable period of time as follows:

(1) If the certificate or document specifies a definite period of time for which it is valid, it shall be retained for so long as it is valid unless it is required to be surrendered; or

(2) If the certificate or document does not specify a definite period of time for which it is valid, it shall be retained for the period of time such certificate or document is required for operation of the vessel; or,

(3) If the certificate or documents is evidence of a person's qualifications, it shall be retained for so long as it is valid unless it is required to be surrendered.

§ 2.95–10 Equipment or material required to be approved.

(a) The manufacturer of any equipment or material, which must also be approved by or found satisfactory for use by the Commandant, shall keep the required drawings, plans, blueprints, specifications, production models (if any), qualification tests, and related correspondence containing evidence that the Coast Guard has found such equipment or material satisfactory, during the period of time the approval or listing is valid. Most of the specifications containing detailed descriptions of records required to be retained by the public are in parts 160 to 164, inclusive in subchapter Q (Specifications) of this chapter.

PART 3—DESIGNATION OF OCEANOGRAPHIC RESEARCH VESSELS

Subpart 3.01—Authority and Purpose

Sec.
3.01–1 Purpose of 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. 2101(18).

[CGD 77–081, 46 FR 56202, Nov. 16, 1981, as amended by CGD 95–028, 62 FR 51195, Sept. 30, 1997]

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. 2101(18).

[CGD 77–081, 46 FR 56202, Nov. 16, 1981, as amended by CGD 95–028, 62 FR 51195, Sept. 30, 1997]

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.

(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.

(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.

[CGD 77–081, 46 FR 56202, Nov. 16, 1981, as amended by CGD 95–028, 62 FR 51195, Sept. 30, 1997]

§ 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.
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

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4.05–5 Substance of marine casualty notice.
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4.05–15 Voyage records, retention of.
4.05–20 Report of accident to aid to navigation.
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Subpart 4.06—Mandatory Chemical Testing Following Serious Marine Incidents Involving Vessels in Commercial Service

4.06–1 Responsibilities of the marine employer.
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4.07–1 Commandant or District Commander to order investigation.
4.07–5 Investigating officers, powers of.
4.07–7 Opening statement.
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Subpart 4.09—Marine Board of Investigation

4.09–1 Commandant to designate.
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4.09–10 Witnesses, payment of.
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4.09–30 Action on report.
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Subpart 4.11—Witnesses and Witness Fees

4.11–1 Employees of vessels controlled by Army or Navy as witnesses.
4.11–5 Coercion of witnesses.
4.11–10 Witness fees and allowances.

Subpart 4.12—Testimony by Interrogatories and Depositions

4.12–1 Application, procedure, and admissibility.