

§ 108.102

46 CFR Ch. I (10-1-12 Edition)

International Maritime Organization (IMO)

Publications Section, 4 Albert Embankment, London, SE1 7SR, United Kingdom
Resolution A.520(13), Code of Practice for the Evaluation, Testing and Acceptance of Prototype Novel Life-saving Appliances and Arrangements, 17 November 1983. 108.105.
Resolution A.649(16), Code for the Construction and Equipment of Mobile Offshore Drilling Units (MODU Code), 19 October 1989 with amendments of June 1991. 108.503.
Resolution A.658(16), Use and Fitting of Retro-reflective Materials on Life-saving Appliances, 20 November 1989. 108.645; 108.649.
Resolution A.760(18), Symbols Related to Life-saving Appliances and Arrangements, 17 November 1993. 108.646; 108.647; 108.649; 108.655.

National Fire Protection Association (NFPA)

1 Batterymarch Park, Quincy, MA 02269-9101.
NFPA 13-1996, Standard for the Installation of Sprinkler Systems 108.430

[88-032, 56 FR 35826, July 29, 1991, as amended by CGD 95-072, 60 FR 50464, Sept. 29, 1995; CGD 84-069, 61 FR 25290, May 20, 1996; CGD 96-041, 61 FR 50730, Sept. 27, 1996; CGD 97-057, 62 FR 51046, Sept. 30, 1997; CGD 95-028, 62 FR 51208, Sept. 30, 1997; USCG 1999-5151, 64 FR 67182, Dec. 1, 1999; USCG-2009-0702, 74 FR 49233, Sept. 25, 2009; USCG-2012-0832, 77 FR 59781, Oct. 1, 2012]

§ 108.102 Preemptive effect.

The regulations in this part have preemptive effect over State or local regulations in the same field.

[USCG-2006-29747, 77 FR 33882, Jun. 7, 2012]

§ 108.103 Equipment not required on a unit.

Each item of lifesaving and fire-fighting equipment carried on board the unit in addition to equipment of the type required under this subchapter, must—

- (a) Be approved; or
(b) Be acceptable to the cognizant OCMI, for use on the unit.

[CGD 84-069, 61 FR 25291, May 20, 1996]

§ 108.105 Substitutes for required fittings, material, apparatus, equipment, arrangements, calculations, and tests.

(a) Where this subchapter requires a particular fitting, material, apparatus, equipment, arrangement, calculation or test, the Commandant (CG-ENG) may accept any substitution that is at least as effective as that specified. If necessary, the Commandant (CG-ENG) may require engineering evaluations and tests to demonstrate the equivalence of the substitution.

(b) In any case where it is shown to the satisfaction of the Commandant that the use of any particular equip-

ment, apparatus, arrangement, or test is unreasonable or impracticable, the Commandant may permit the use of alternate equipment, apparatus, arrangement, or test to such an extent and upon such condition as will insure, to his satisfaction, a degree of safety consistent with the minimum standards set forth in this subchapter.

(c) The Commandant (CG-ENG) may accept a novel lifesaving appliance or arrangement, if it provides a level of safety equivalent to the requirements of this part and the appliance or arrangement—

- (1) Is evaluated and tested in accordance with IMO Resolution A.520(13), Code of Practice for the Evaluation, Testing and Acceptance of Prototype Novel Life-saving Appliances and Arrangements; or

(2) Has successfully undergone evaluation and tests that are substantially equivalent to those recommendations.

(d) During a unit's construction and when any modification to the lifesaving arrangement is done after construction, the owner must obtain acceptance of lifesaving arrangements from the Commandant Marine Safety Center.

(e) The OCMI may accept substitute lifesaving appliances other than those required by this part, except for—

- (1) Survival craft and rescue boats; and