§ 147A.21 Person in charge of fumigation; during fumigation.

(a) Until ventilation begins, or until the vessel leaves port, the person in charge of fumigation shall ensure that a qualified person inspects the vessel as follows:

(i) The space that is fumigated, if partial occupancy is allowed under §147A.11(b)(1)(i); or

(ii) The vessel, if no space is determined to be safe for occupancy under §147A.11(b)(1)(i).

(b) If leakage occurs, the person in charge of fumigation shall:

(1) Notify the person in charge of the vessel that there is leakage;

(2) Ensure that all necessary measures are taken for the health and safety of any person; and

(3) Notify the person in charge of the vessel when there is no danger to the health and safety of any person.

(c) After the exposure period, if the vessel is in port, the person in charge of fumigation shall ensure that fumigators or other qualified persons ventilate the space that is fumigated as follows:

(1) Hatch covers and vent seals must be removed, other routes of access to the atmosphere must be opened, and if necessary, mechanical ventilation must be used.

(2) Personal protection equipment that is appropriate for the fumigant that is used must be worn.

(d) If ventilation is completed before the vessel leaves port, the person in charge of fumigation shall:

(1) Ensure that a qualified person, who is wearing the personal protection equipment for the fumigant that is used, is present on board to conduct the ventilation process.

(2) Inspect the vessel to ensure that all hazards have been mitigated and that the vessel is safe for occupancy.

(3) Provide written notification to the appropriate authorities upon completion of ventilation.

§ 147A.13 Person in charge of the vessel; before fumigation.

(a) After notice under §147A.11(a)(5), the person in charge of the vessel shall notify the crew and all other persons on board the vessel who are not participating in the fumigation of the spaces that are determined to be safe for occupancy under §147A.11(b)(1)(i).

(b) If no spaces are determined to be safe for occupancy under §147A.11(b)(1)(i), the person in charge of the vessel shall ensure that the crew and all persons who are not participating in the fumigation leave the vessel and remain away during fumigation.

DURING FUMIGATION

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(2) Ensure that all necessary measures are taken for the health and safety of any person; and

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