

Coast Guard, DHS

§ 188.05–1

Subpart 188.01—Authority and Purpose

§ 188.01–1 Purpose of regulations.

The purpose of the regulations in this subchapter is to set forth uniform minimum requirements for oceanographic research vessels designated in accordance with § 3.10–1 of this title and subject to Coast Guard inspection requirements. The regulations are necessary to carry out the provisions of applicable laws governing inspection and certification of oceanographic research vessels and have the force of law.

[CGD 95–028, 62 FR 51219, Sept. 30, 1997]

§ 188.01–3 Scope of regulations.

The regulations in this subchapter contain requirements for materials, design, construction, equipment, life-saving appliances and procedures, fire protection, and fire prevention procedures, inspection and certification, and special operational requirements for oceanographic research vessels, including the handling, use, and control of explosives and other dangerous articles or substances.

[CGFR 67–83, 33 FR 1113, Jan. 27, 1968, as amended by CGD 77–081, 46 FR 56204, Nov. 16, 1981; CGD 95–028, 62 FR 51219, Sept. 30, 1997]

§ 188.01–7 Right of appeal.

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

[CGD 88–033, 54 FR 50382, Dec. 6, 1989]

§ 188.01–15 OMB control numbers assigned pursuant to the Paperwork Reduction Act.

(a) *Purpose.* This section collects and displays the control numbers assigned to information collection and record-keeping requirements in this subchapter by the Office of Management and Budget (OMB) pursuant to the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*). The Coast Guard intends that this section comply with the requirements of 44 U.S.C. 3507(f), which requires that agencies display a current control number assigned by the Director of the OMB for each approved

agency information collection requirement.

(b) *Display.*

46 CFR part or section where identified or described	Current OMB control No.
§ 189.40–3	1625–0032
§ 189.40–5	1625–0032
§ 196.15–7	1625–0064
§ 196.15–18	1625–0064

[CGD 88–072, 53 FR 34298, Sept. 6, 1988, as amended by CGD 89–037, 57 FR 41828, Sept. 11, 1992; USCG–2004–18884, 69 FR 58351, Sept. 30, 2004]

Subpart 188.05—Application

§ 188.05–1 Vessels subject to requirements of this subchapter.

(a) This subchapter is applicable to all U.S.-flag vessels indicated in Column 6 of Table 2.01–7(A) to the extent prescribed by applicable laws and the regulations in this subchapter, except as follows:

- (1) Any foreign vessel.
- (2) Any vessel operating exclusively on inland waters which are not navigable waters of the United States.
- (3) Any vessel while laid up and dismantled and out of commission.
- (4) With the exception of vessels of the U.S. Maritime Administration, any vessel with title vested in the United States and which is used for public purposes.

(b) [Reserved]

[CGFR 67–83, 33 FR 1113, Jan. 27, 1968, as amended at 42 FR 49027, Sept. 26, 1977; 43 FR 968, Jan. 5, 1978; CGD 77–081, 46 FR 56204, Nov. 16, 1981; CGD 86–033, 53 FR 36026, Sept. 16, 1988; 53 FR 46871, Nov. 21, 1988; CGD 90–008, 55 FR 30664, July 26, 1990; USCG–1999–5040, 67 FR 34800, May 15, 2002; USCG–2008–1107, 74 FR 63664, Dec. 4, 2009; 78 FR 56612, Sept. 13, 2013; USCG–2014–0688, 79 FR 58288, Sept. 29, 2014]

EFFECTIVE DATE NOTE: By USCG–2012–0919, 79 FR 53631, Sept. 10, 2014, § 188.05–1 was amended by removing the phrase “carrying passengers or passengers-for-hire” from Table 188.05–1(a), column 5, rows 3 and 4, and removing the word “None” from column 5, row 6, adding in its place the phrase “All vessels not covered by columns 2, 3, 4, and 6.”, effective Oct. 10, 2014.