

SUBCHAPTER L—WATERFRONT FACILITIES

PART 125—IDENTIFICATION CREDENTIALS FOR PERSONS REQUIRING ACCESS TO WATERFRONT FACILITIES OR VESSELS

- Sec.
- 125.01 Commandant.
 - 125.03 District Commander.
 - 125.05 Captain of the Port.
 - 125.06 Western rivers.
 - 125.07 Waterfront facility.
 - 125.08 Great Lakes.
 - 125.09 Identification credentials.
 - 125.11 Form of Coast Guard Port Security Card.
 - 125.12 Period of validity of Coast Guard Port Security Cards.
 - 125.13 Captain of the Port Identification Cards.
 - 125.15 Access to waterfront facilities, and port and harbor areas, including vessels and harbor craft therein.
 - 125.17 Persons eligible for Coast Guard Port Security Cards.
 - 125.19 Standards.
 - 125.21 Applications.
 - 125.23 United States citizens.
 - 125.25 Aliens.
 - 125.27 Sponsorship of applicant.
 - 125.29 Insufficient information.
 - 125.31 Approval of applicant by Commandant.
 - 125.33 Holders of Coast Guard Port Security Cards.
 - 125.35 Notice by Commandant.
 - 125.37 Hearing Boards.
 - 125.39 Notice by Hearing Board.
 - 125.41 Challenges.
 - 125.43 Hearing procedure.
 - 125.45 Action by Commandant.
 - 125.47 Appeals.
 - 125.49 Action by Commandant after appeal.
 - 125.51 Replacement of lost Coast Guard Port Security Card.
 - 125.53 Requirements for credentials; certain vessels operating on navigable waters of the United States (including the Great Lakes and Western Rivers).
 - 125.55 Outstanding Port Security Card Applications.
 - 125.57 Applications previously denied.

AUTHORITY: R.S. 4517, 4518, secs. 19, 2, 23 Stat. 58, 118, sec. 7, 49 Stat. 1936, sec. 1, 40 Stat. 220; 46 U.S.C. 570-572, 2, 689, 50 U.S.C. 191, EO 10173, EO 10277, EO 10352, 3 CFR, 1949-1953 Comp. pp. 356, 778, 873.

SOURCE: CGFR 56-15, 21 FR 2940, May 3, 1956, unless otherwise noted.

§ 125.01 Commandant.

The term *Commandant* means Commandant of the Coast Guard.

§ 125.03 District Commander.

The term *District Commander* means the officer of the Coast Guard designated by the Commandant to command a Coast Guard District.

§ 125.05 Captain of the Port.

The term *Captain of the Port* means the officer of the Coast Guard, under the command of a District Commander, so designated by the Commandant for the purpose of giving immediate direction to Coast Guard law enforcement activities within the general proximity of the port in which he is situated.

§ 125.06 Western rivers.

The term *western rivers* as used in the regulations in this subchapter shall include only the Red River of the North, the Mississippi River and its tributaries above the Huey P. Long Bridge, and that part of the Atchafalaya River above its junction with the Plaquemine-Morgan City alternate waterway.

[CGFR 57-52, 22 FR 10301, Dec. 20, 1957]

§ 125.07 Waterfront facility.

The term *waterfront facility* as used in this subchapter, means all piers, wharves, docks, and similar structures to which vessels may be secured, buildings on such structures or contiguous to them, and equipment and materials on such structures or in such buildings.

§ 125.08 Great Lakes.

The term *Great Lakes* as used in the regulations in this subchapter shall include the Great Lakes and their connecting and tributary waters.

[CGFR 57-52, 22 FR 10301, Dec. 20, 1957]

§ 125.09 Identification credentials.

The term *Identification credentials* as used in this subchapter, means any of the following:

- (a) Coast Guard Port Security Card (Form CG 2514).

§ 125.11

- (b) Merchant Mariner's Document.
- (c) Armed Forces Identification Card.
- (d) Identification credentials issued by Federal Law enforcement and intelligence agencies to their officers and employees (e. g., Department of the Treasury, Department of Justice, Federal Communications Commission).
- (e) Identification credentials issued to public safety officials (e. g., police, firemen) when acting within the scope of their employment.
- (f) Such other identification as may be approved by the Commandant from time to time.

[CGD 56-15, 21 FR 2940, May 3, 1956, as amended by CGD 77-228, 43 FR 53427, Nov. 16, 1978]

§ 125.11 Form of Coast Guard Port Security Card.

The Coast Guard Port Security Card issued by the Coast Guard under the provisions of this subchapter shall be a laminated card bearing photograph, signature, fingerprint, and personal description of the holder, and other pertinent data.

§ 125.12 Period of validity of Coast Guard Port Security Cards.

(a) The Coast Guard Port Security Card (Form CG-2514) shall be valid for a period of eight years from the date of issuance thereof unless sooner suspended or revoked by proper authority. On the first day after eight years from the date of issuance, the Coast Guard Port Security Card (Form CG-2514) is hereby declared invalid and shall be considered null and void for all purposes.

(b) The holder of a Coast Guard Port Security Card, which is about to expire or has expired, may apply for a new Coast Guard Port Security Card in accordance with the procedures set forth in §125.21. In the event the applicant's Coast Guard Port Security Card has expired, such card shall accompany the application for a new Coast Guard Port Security Card. In the event the applicant is holding a valid Coast Guard Port Security Card at the time he submits his application for a new card, such person shall surrender the old or expired Coast Guard Port Security Card at the time he is issued a new Coast Guard Port Security Card. In the event the old Coast Guard Port Security

33 CFR Ch. I (7-1-04 Edition)

Card was lost, stolen, or destroyed, then the applicant shall comply with the provisions in §125.51, regarding the replacement of a lost Coast Guard Port Security Card and the new card issued as a replacement for a lost card which has expired or is about to expire shall bear a current issuance date.

[CGFR 58-52, 23 FR 9751, Dec. 18, 1958]

§ 125.13 Captain of the Port Identification Cards.

Captain of the Port Identification Cards issued under the form designation "Form CG 2514" prior to the revision of August 1950 were declared invalid by a notice published in the FEDERAL REGISTER on September 11, 1946 (11 FR 10103), which declaration is hereby reaffirmed.

§ 125.15 Access to waterfront facilities, and port and harbor areas, including vessels and harbor craft therein.

(a) The Commandant will, from time to time, direct Captains of the Port of certain ports to prevent access of persons who do not possess one or more of the identification credentials listed in §125.09 to those waterfront facilities, and port and harbor areas, including vessels and harbor craft therein, where the following shipping activities are conducted:

- (1) Those vital to the Military Defense Assistance Program.
- (2) Those pertaining to the support of U.S. military operations.
- (3) Those pertaining to loading and unloading explosives and other dangerous cargo.
- (4) Those essential to the interests of national security and defense, to prevent loss, damage or injury, or to insure the observance of rights and obligations of the United States.

(b) No person who does not possess one of the identification credentials aforesaid shall enter or remain in such facilities, or port or harbor areas, including vessels and harbor craft therein.

(c) The Captain of the Port shall give local public notice of the restriction of access to waterfront facilities, and port and harbor areas, including vessels and harbor craft therein, as far in advance