

§ 96.490

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

whose authorization is later terminated remains valid until—

- (a) Its original expiration date,
- (b) The date of the next periodic audit required to maintain the certificate's validity, or
- (c) Whichever of paragraphs (a) or (b) occurs first.

§ 96.490 What further obligations exist for an organization if the Coast Guard terminates its authorization?

The written agreement by which an organization receives authorization from the Coast Guard places it under certain obligations if the Coast Guard revokes that authorization. The organization agrees to send written notice of its termination to all responsible persons, companies and vessels that have received certificates from the organization. In that notice, the organization must include—

- (a) A written statement explaining why the organization's authorization was terminated by the Coast Guard;
- (b) An explanation of the status of issued certificates;
- (c) A current list of organizations authorized by the Coast Guard to conduct safety management audits; and
- (d) A statement of what the companies and vessels must do to have their

safety management systems transferred to another organization authorized to act on behalf of the U.S.

§ 96.495 How can I appeal a decision made by an authorized organization?

(a) A responsible person may appeal a decision made by an authorized organization by mailing or delivering to the organization a written request for reconsideration. Within 30 days of receiving your request, the authorized organization must rule on it and send you a written response. They must also send a copy of their response to the Commandant (G-MOC).

(b) If you are not satisfied with the organization's decision, you may appeal directly to the Commandant (G-MOC). You must make your appeal in writing, including any documentation and evidence you wish to be considered. You may ask the Commandant (G-MOC) to stay the effect of the appealed decision while it is under review.

(c) The Commandant (G-MOC) will make a decision on your appeal and send you a response in writing. That decision will be the final Coast Guard action on your request.

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SUBCHAPTER F—VESSEL OPERATING REGULATIONS

EDITORIAL NOTE: This listing is provided for informational purposes only. It is compiled and kept up-to-date by the Coast Guard, Department of Homeland Security, and is updated as of July 1, 2004.

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