

products in concentrations hazardous to life. Acceptance of extinguishing agents under these requirements will be determined by the Coast Guard.

(j) *Fire tests.* Fire tests may be employed in determining the suitability for "marine type" listing and labeling.

(k) *Additional tests.* Every semiportable extinguisher may be additionally examined and tested to establish its reliability and effectiveness in accordance with the intent of this specification for a "marine type" semiportable fire extinguisher when considered necessary by the Coast Guard or by the recognized laboratory.

(l) *Additional marking.* (1) As part of the usual nameplate marking, there shall be included the rated capacity of the extinguisher in gallons, quarts, or pounds, and complete instructions for recharging, including the identification of the recharge materials and of the pressure containing cylinder or separate container if one is used.

(2) Pasted-on type paper or decalomania labels are not acceptable for any of the required extinguisher marking.

(3) Recharge packages shall be legibly marked with the name of the recharge and the capacity of contents in gallons, quarts, or pounds in addition to the usual recharge package marking. Recharge pressure containing cylinders shall, in addition to the usual marking, also be plainly marked to show the distinctive identifying designation of the cylinder.

(m) *Securing means.* Every semi-portable fire extinguisher shall be supplied with a suitable means for holding the extinguisher securely in its stowage location on vessels or boats. The materials shall be sufficiently corrosion-resistant or protected against corrosion to withstand the test prescribed by paragraph (c)(6) of this section without showing more than traces of slight corrosion, which may be easily wiped off after rinsing with tapwater.

[CGFR 65-9, 30 FR 11487, Sept. 8, 1965, as amended by CGFR 65-64, 31 FR 563, Jan. 18, 1966; CGD 73-73R, 38 FR 27354, Oct. 3, 1973; CGD 77-039, 44 FR 34133, June 14, 1979]

§ 162.039-4 Marine type label.

(a) In addition to all other marking, every semiportable extinguisher shall bear a label containing the "marine

type" listing manifest issued by a recognized laboratory. This label will include the classification of the extinguisher in accordance with the Coast Guard classification system, and the Coast Guard approval number, thus: "Marine Type USCG Type ____, Size ____, Approval No. 162.039/Ex__." All such labels are to be obtained from the recognized laboratory and will remain under its control until attached to product found acceptable under its listing and labeling program.

(b) [Reserved]

§ 162.039-5 Recognized laboratory.

(a) A recognized laboratory is one which is regularly engaged in the examination, testing, and evaluation of semi-portable fire extinguishers; which has an established factory inspection, listing, and labeling program; and which has special standards for listing and labeling as a "marine type" semiportable fire extinguisher acceptable to the Commandant as approved for use on merchant vessels and motorboats. The following laboratories are recognized, and the semiportable fire extinguishers bearing their "marine type" labels are approved for use on merchant vessels and motorboats:

(1) Underwriters' Laboratories, Inc., mailing address: Post Office Box 247, Northbrook, Ill., 60062.

(2) [Reserved]

(b) [Reserved]

§ 162.039-6 Examinations, tests, and inspections.

(a) Full examinations, tests, and inspections to determine the suitability of a product for listing and labeling, and to determine conformance of labeled product to the applicable requirements are conducted by the recognized laboratory. Whenever any work is being done on components or the assembly of such product, the manufacturer shall notify the recognized laboratory in order that an inspector may be assigned to the factory to conduct such examinations, inspections, and tests as to satisfy himself that the quality assurance program of the manufacturer is satisfactory, and that the labeled product is in conformance with the applicable requirements.

(b) Manufacturers of listed or labeled marine type semiportable fire extinguishers shall maintain quality control of the materials used, manufacturing methods, and the finished product so as to meet the applicable requirements, and shall make sufficient inspections and tests of representative samples of the extinguishers and various components produced to maintain the quality of the finished product. Records of tests conducted by the manufacturer shall be made available to the laboratory inspector or to the Coast Guard marine inspector, or both, for review upon request.

(c) Followup check tests, examinations, and inspections of product listed and labeled as a "marine type" semiportable fire extinguisher acceptable to the Commandant as approved for use on merchant vessels and motorboats may be conducted by the Coast Guard, as well as by the recognized laboratory.

(d) The laboratory inspector, or the Coast Guard merchant marine inspector assigned by the Commander of the District in which the factory is located, or both, shall be admitted to any place in the factory where work is being done on listed or labeled product, and either or both inspectors may take samples of parts or materials entering into construction, of final assemblies, for further examinations, inspections, or tests. The manufacturer shall provide a suitable place and the apparatus necessary for the performance of the tests which are done at the place of manufacture.

§ 162.039-7 Procedure for listing and labeling.

(a) Manufacturers having models of extinguishers which they believe are suitable for marine service may make application for listing and labeling of such product as a "marine type" semiportable fire extinguisher which will be acceptable to the Commandant as approved for use on merchant vessels, by addressing a request directly to a recognized laboratory. The laboratory will inform the submitter as to the requirements for inspections, examinations, and testing necessary for such listing and labeling. All costs in connection with the examinations,

tests, and inspections, listings and labelings are payable by the manufacturer.

(b) [Reserved]

§ 162.039-8 Termination of listing or labeling.

(a) Listing or labeling as a marine type semiportable fire extinguisher acceptable to the Commandant as approved for use on inspected vessels or motorboats may be terminated, withdrawn, canceled, or suspended by written notice to the recognized laboratory from the Commandant, or by written notice to the manufacturer from the recognized laboratory or from the Commandant under the following conditions:

(1) When the manufacturer does not desire to retain the service.

(2) When the listed product is no longer being manufactured.

(3) When the manufacturer's own program does not provide suitable assurance of the quality of the listed or labeled product being manufactured.

(4) When the product manufactured no longer conforms to the current applicable requirements.

(b) [Reserved]

Subpart 162.050—Pollution Prevention Equipment

SOURCE: CGD 76-088a, 44 FR 53359, Sept. 13, 1979, unless otherwise noted.

§ 162.050-1 Scope.

(a) This subpart contains—

(1) Procedures for approval of 100 p.p.m. separators, 15 p.p.m. separators, cargo monitors, bilge monitors, and bilge alarms;

(2) Design specifications for this equipment;

(3) Tests required for approval;

(4) Procedures for obtaining designation as a facility authorized to conduct approval tests;

(5) Marking requirements; and

(6) Factory inspection procedures.

(b) [Reserved]

§ 162.050-3 Definitions.

(a) *p.p.m.* means parts per million by volume of oil in water;

(b) *100 p.p.m. separator* means a separator that is designed to remove