

§ 68.05-11

applicable requirements of part 67 of this chapter.

§ 68.05-11 Application to document a vessel under this subpart.

(a) To qualify to document a vessel or to accept the dedication of a vessel by a member or members under this subpart, a not-for-profit oil spill response cooperative shall file with the Director, National Vessel Documentation Center the certificate under oath as set forth in Appendix A to this subpart.

(b) Upon the filing of the certificate under paragraph (a) of this section, the Director, National Vessel Documentation Center will furnish the not-for-profit oil spill response cooperative with a letter of qualification. The letter of qualification is valid for a period of three years from the date of its issuance, unless there is a change in membership or structure of the not-for-profit oil spill response cooperative or a change in the citizenship status of any of its members requiring a report under § 68.05-13. In order to renew the letter of qualification, a new certificate under oath must be filed with the Commandant at least 30 days before the date of expiration of the letter of qualification.

(c) A not-for-profit oil spill response cooperative seeking to document a vessel for a limited coastwise endorsement under this subpart, in addition to complying with the requirements of § 68.05-7(a), shall supply to the National Vessel Documentation Center, a copy of the letter of qualification issued under paragraph (b) of this section.

(d) A member or members of a not-for-profit oil spill response cooperative seeking to document a vessel under this subpart shall supply to the National Vessel Documentation Center, a copy of the letter of qualification issued under paragraph (b) of this section to the not-for-profit oil spill response cooperative to which the vessel is dedicated. In addition, the not-for-profit oil spill response cooperative and the vessel owners shall all certify under oath that the vessel for which application is made is dedicated to use by the not-for-profit oil spill response cooperative. This certification must use the format and content described

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in appendix B to this subpart. If there is a change in the dedicated status of the vessel or its ownership, a report under § 68.05-13 must be filed.

[GCD 89-007; GCD 89-007a, 58 FR 60266, Nov. 15, 1993, 58 FR 65131, Dec. 13, 1993, as amended by CGD 95-014, 60 FR 31606, June 15, 1995; USCG-1999-6216, 64 FR 53225, Oct. 1, 1999]

§ 68.05-13 Cessation of qualifications.

(a) If the vessel is owned by a not-for-profit oil spill response cooperative and a change occurs which affects the validity of the certificate required by § 68.05-11(a), or the ownership of the vessel changes so that it no longer meets the criteria of § 68.05-5, the qualification for the privileges enumerated in § 68.05-9 is terminated effective as of the date and time of the change. The not-for-profit oil spill response cooperative shall report the change in writing to the Director, National Vessel Documentation Center.

(b) If the vessel is owned by a member or members of a not-for-profit oil spill response cooperative and a change occurs which affects the validity of the certificate required by § 68.05-11(a), or the ownership of the vessel changes so that it no longer meets the criteria of § 68.05-5, the qualification of the member or members for the privileges enumerated in § 68.05-9 is terminated effective as of the date and time of the change. The member or members shall report the change in writing to the Director, National Vessel Documentation Center.

(c) When qualifications are terminated under this section, the certificate of documentation issued under this subpart must be surrendered or exchanged in accordance with part 67 of this chapter.

[GCD 89-007; GCD 89-007a, 58 FR 60266, Nov. 15, 1993, 58 FR 65131, Dec. 13, 1993, as amended by CGD 95-014, 60 FR 31606, June 15, 1995; USCG-1999-6216, 64 FR 53225, Oct. 1, 1999]

APPENDIX A TO SUBPART 68.05 OF PART 68—OATH FOR QUALIFICATION OF A NOT-FOR-PROFIT OIL SPILL RESPONSE COOPERATIVE

Department of Homeland Security, U.S. Coast Guard

Oath for Qualification of a Not-For-Profit Oil Spill Response Cooperative [46 U.S.C. 12106(d)]

Cooperative: Name Address Jurisdiction where incorporated or organized Affiant: Name Address Cooperative Title or Capacity

I, the affiant, swear that I am legally authorized to make this oath and hold the capacity so bestowed upon me as...

That all members of the cooperative who may use the letter of qualification issued to this cooperative are truly and correctly named...

Signature Subscribed and sworn to before me on the day and year shown.

(Notary Public) Date

[CGD 90-055, 57 FR 7642, Mar. 3, 1992, as amended by USCG-2003-14505, 68 FR 9535, Feb. 28, 2003]

APPENDIX B TO SUBPART 68.05 OF PART 68—OATH FOR DOCUMENTATION OF VESSELS FOR USE BY A NOT-FOR-PROFIT OIL SPILL RESPONSE COOPERATIVE

Department of Homeland Security, U.S. Coast Guard

Oath for Documentation of Vessels For Use by a Not-For-Profit Oil Spill Response Cooperative [46 U.S.C. 12106(d)]

Cooperative: Name Address

Jurisdiction where incorporated or organized

I, the undersigned officer of, a not-for-profit oil spill response cooperative, swear that I am legally authorized to make this oath on behalf of the cooperative...

I/we, am/are the owner(s) of the vessel. I/we further swear that the vessel has been dedicated to the exclusive use of the cooperative for the purpose of training for, carrying out, or supporting oil spill cleanup operations or related research activities...

For the Cooperative: Name Address Cooperative Title or Capacity

For Each Vessel Owner: Name Cooperative Title or Capacity Subscribed and sworn to before me on the day and year shown.

(Notary Public) Date

[CGD 90-055, 57 FR 7642, Mar. 3, 1992, as amended by USCG-2003-14505, 68 FR 9535, Feb. 28, 2003]

PART 69—MEASUREMENT OF VESSELS

Subpart A—General

- Sec. 69.1 Purpose. 69.3 Applicability. 69.5 Vessels required or eligible to be measured. 69.7 Vessels transiting the Panama and Suez Canals. 69.9 Definitions. 69.11 Determining the measurement system or systems for a particular vessel. 69.13 Deviating from the provisions of a measurement system. 69.15 Authorized measurement organizations. 69.17 Application for measurement services. 69.19 Remeasurement and adjustment of tonnage. 69.21 Right of appeal. 69.23 Fees. 69.25 Penalties.