

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2014 AMENDMENT

Amendment by Pub. L. 113-281 effective Jan. 1, 2017, see section 314(c) of Pub. L. 113-281, set out as a note under section 80301 of this title.

§ 80303. Speed of vessel in ice region

(a) REQUIREMENT.—The master of a vessel of the United States, when ice is reported on or near the vessel’s course, shall proceed at a moderate speed or change the course of the vessel to go well clear of the danger zone.

(b) CIVIL PENALTY.—A master violating this section is liable to the United States Government for a civil penalty of not more than \$500. (Pub. L. 109-304, §11, Oct. 6, 2006, 120 Stat. 1693.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 80303, 46 App.:738c., June 25, 1936, ch. 807, §4, 49 Stat. 1923.

In subsection (b), the words “liable to the United States Government for a civil penalty” are substituted for “liable to a fine” for clarity and for consistency in the revised title. The words “for each offense” are omitted as unnecessary.

§ 80304. Limitation on ice patrol data

Notwithstanding sections 80301 and 80302, data collected by an ice patrol conducted by the Coast Guard under this chapter may not be disseminated to a vessel unless such vessel is—

- (1) documented under the laws of the United States; or
(2) documented under the laws of a foreign country that made the payment or contribution required under section 80301(b) for the year preceding the year in which the data is collected.

(Added Pub. L. 113-281, title III, §314(a)(3), Dec. 18, 2014, 128 Stat. 3049.)

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

Section effective Jan. 1, 2017, see section 314(c) of Pub. L. 113-281, set out as an Effective Date of 2014 Amendment note under section 80301 of this title.

CHAPTER 805—SAFE CONTAINERS FOR INTERNATIONAL CARGO

Table with 2 columns: Sec., Description. Rows include 80501 (Definitions), 80502 (Application of Convention), 80503 (General authority of the Secretary), 80504 (Approval and examination), 80505 (Enforcement), 80506 (Delegation of authority), 80507 (Employee protection), 80508 (Amendments to Convention), 80509 (Civil penalty).

§ 80501. Definitions

In this chapter:

- (1) CONTAINER.—The term “container” has the meaning given that term in the Convention.
(2) CONVENTION.—The term “Convention” means the International Convention for Safe

Containers, and its annexes, done at Geneva, Switzerland, December 2, 1972.

(3) INTERNATIONAL TRANSPORT.—The term “international transport” means the transportation of a container between—

- (A) a place in a foreign country and a place in the jurisdiction of the United States; or
(B) two places outside the United States by United States carriers.

(4) OWNER.—The term “owner” includes the lessee or bailee of a container if a written lease or bailment provides for the lessee or bailee to exercise the owner’s responsibility for maintaining and examining the container.

(5) SAFETY APPROVAL PLATE.—The term “safety approval plate” has the meaning given that term in annex I of the Convention.

(Pub. L. 109-304, §11, Oct. 6, 2006, 120 Stat. 1694.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 80501, 46 App.:1501., Pub. L. 95-208, §2, Dec. 13, 1977, 91 Stat. 1475.

In the definition of “international transport”, subparagraphs (A) and (B) are substituted for 46 App. U.S.C. 1501(d)(1)–(3) to eliminate unnecessary words.

In the definition of “owner”, the words “includes the lessee or bailee of a container if a written lease or bailment provides for the lessee or bailee to exercise the owner’s responsibility for maintaining and examining the container” are substituted for “means a person who owns a container, or, if a written lease or bailment provides for the lessee or bailee to exercise the owner’s responsibility for maintaining and examining the container, the lessee or bailee of a container, to the extent such agreement so provides” to eliminate unnecessary words.

The definition of “Secretary” is omitted because a complete reference to the appropriate Secretary is used the first time the Secretary is named in each section. Throughout this chapter, the phrase “Secretary of the department in which the Coast Guard is operating” is substituted for “Secretary of Transportation” because the Coast Guard has been transferred to the Department of Homeland Security (except when operating as a service in the Navy) by section 888 of the Homeland Security Act of 2002 (Pub. L. 107-296, 116 Stat. 2249).

The definition of “United States” is omitted because “United States” is defined in chapter 1 of the revised title. The definitions of “new container” and “existing container” are omitted as obsolete.

§ 80502. Application of Convention

The Convention applies to an owner of a container used in international transport if the owner is domiciled or has its principal office in the United States.

(Pub. L. 109-304, §11, Oct. 6, 2006, 120 Stat. 1694.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 80502, 46 App.:1502(a) (related to application of Convention), Pub. L. 95-208, §3(a) (related to application of Convention), Dec. 13, 1977, 91 Stat. 1476.

This section restates the applicability criteria of 46 App.:1502(a)(1) and (2) to improve the organization of the chapter.