

operating condition as soon as possible, and, until restored a vessel must:

- (1) Notify the Center;
- (2) Make voice radio Position Reports at designated reporting points as required by § 161.20(b) of this part; and
- (3) Make any other reports as directed by the Center.

§ 161.23 [Amended]

■ 12. In § 161.23, in paragraph (b)(1), remove the word “VTS” and, in its place, add the word “VMRS”; remove paragraph (c); and remove the note at the end of the section.

Subpart C—Vessel Traffic Service and Vessel Movement Reporting System Areas and Reporting Points

■ 13. Revise the heading for subpart C to read as set forth immediately above.

PART 164—NAVIGATION SAFETY REGULATIONS

■ 14. Revise the authority citation for part 164 to read as follows:

Authority: 33 U.S.C. 1223, 1231; 46 U.S.C. 2103, 3703, 70114, 70117; Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170. Sec. 164.13 also issued under 46 U.S.C. 8502. Sec. 164.61 also issued under 46 U.S.C. 6101.

■ 15. In § 164.01—

■ a. In paragraph (a) following the words “except as provided in”, remove the words “paragraph (c)” and, in their place, add the words “paragraphs (c) and (d)”;

■ b. In paragraph (c) remove the words “and 164.33”, and, in their place, add the words “164.33, and 164.46”; and

■ c. Add a new paragraph (d) to read as follows:

§ 164.01 Applicability.

* * * * *

(d) Provisions of § 164.46 apply to some self-propelled vessels of less than 1600 gross tonnage.

§ 164.02 [Amended]

■ 16. In § 164.02, at the beginning of paragraph (a), remove the words “This part”, and, add in their place, the words “Except as provided in § 164.46(a)(2) of this part”.

■ 17. In § 164.03(b), add the entry for “International Electrotechnical Commission”; under the entry for “International Maritime Organization (IMO),” add entries for Resolution MSC.74(69), SN/Circ.277, SOLAS 2000 Amendments, Conference resolution 1; and under the entry for “International Telecommunications Union Radiocommunication Bureau (ITU-R),” add an entry for ITU-R Recommendation M.1371–1 to read as follows:

§ 164.03 Incorporation of reference.

* * * * *

(b) * * *

International Electrotechnical Commission (IEC)

3, rue de Varembe, Geneva, Switzerland.

IEC 61993–2, Maritime navigation and radiocommunication equipment and systems—Automatic identification systems (AIS)—part 2: Class A shipborne equipment of the universal automatic identification system (AIS)—Operational and performance requirements, methods of test and required test results First edition, 2001–12 164.46

International Maritime Organization (IMO)

Publication Section, 4 Albert Embankment, London SE1 7SR, United Kingdom.

Resolution MSC.74(69), Annex 3, Recommendation on Performance Standards for a Universal Shipborne Automatic Identification System (AIS), adopted May 12, 1998 164.46

SN/Circ.277, Guidelines for the Installation of a Shipborne Automatic Identification System (AIS), dated January 6, 2003 164.46

SOLAS, International Convention for Safety of Life at Sea, 1974, and 1988 Protocol relating thereto, 2000 Amendments, effective January and July 2002, (SOLAS 2000 Amendments) 164.46

Conference resolution 1, Adoption of amendments to the Annex to the International Convention for the Safety of Life at Sea, 1974, and amendments to Chapter V of SOLAS 1974, adopted December 12, 2002 164.46

International Telecommunication Union Radiocommunication Bureau (ITU-R)

Place de Nations, CH–1211 Geneva 20 Switzerland.

ITU-R Recommendation M.1371–1, Technical characteristics for a universal shipborne automatic identification system using time division multiple access in the VHF maritime mobile band, 1998–2001 164.46

§ 164.43 [Amended]

■ 18. In § 164.43—

■ a. Revise the section heading to read “Automatic Identification System Shipborne Equipment—Prince William Sound”; and

■ b. In paragraph (a), remove the word “Each”, and add, in its place, the words “Until July 1, 2004, each”; and add the words “under § 165.1704 of this subchapter” immediately after the words “Vessel Traffic Service (VTS)”.

■ 19. Add new § 164.46 to read as follows:

§ 164.46 Automatic Identification System (AIS).

(a) The following vessels must have an installed, operational AIS that complies with the IMO Resolution MSC.74(69), ITU-R Recommendation M.1371–1, and IEC 61993–2, and that is installed using IMO SN/Circ.277 (Incorporated by reference, see § 164.03) as of the date specified. “Length” refers to “registered length” as defined in 46 CFR, part 69.

(1) Self-propelled vessels of 65 feet or more in length engaged in commercial service and on an international voyage, not later than December 31, 2004.

(2) Notwithstanding paragraph (a)(1) of this section, the following vessels subject to the International Convention for Safety at Life at Sea, 1974, (SOLAS) as amended, that are on an international voyage must also comply with SOLAS, chapter V, as amended by SOLAS 2000 Amendments and Conference resolution 1 (Incorporated by reference, see § 164.03):

(i) Passenger vessels, of 150 gross tonnage or more, not later than July 1, 2003;

(ii) Tankers, regardless of tonnage, not later than the first safety survey for safety equipment on or after July 1, 2003;

(iii) Vessels, other than passenger vessels or tankers, of 50,000 gross tonnage or more, not later than July 1, 2004; and

(iv) Vessels, other than passenger vessels or tankers, of 300 gross tonnage or more but less than 50,000 gross tonnage, not later than the first safety survey for safety equipment on or after July 1, 2004, but no later than December 31, 2004.

(b) Notwithstanding paragraphs (a)(1) and (a)(2) of this section, the following vessels, transiting an area listed in table 161.12(c) of § 161.12 of this part.

(1) Each self-propelled vessel of 65 feet or more in length, engaged in commercial service;

(2) Each towing vessel of 26 feet or more in length and more than 600 horsepower;

(3) Each vessel of 100 gross tons or more carrying one or more passengers for hire; and

(4) Each passenger vessel certificated to carry 50 or more passengers for hire.