

2. Amend § 165.1181 by revising paragraphs (c)(1)(ii)(C)(3), (c)(5), (c)(6)(ii), (c)(7), (e)(1)(ii)(E), (e)(2)(i) and (ii), and (e)(3) to read as follows:

§ 165.1181 San Francisco Bay Region, California—regulated navigation area.

* * * * *

- (c) * * *
(1) * * *
(ii) * * *
(C) * * *

(3) *Deep Water (two-way) Traffic Lane*: Bounded by the Central Bay precautionary area and the Golden Gate precautionary area, between the Deep Water Traffic Lane separation zone and a line connecting the following coordinates, beginning at:

* * * * *

(5) *Benicia-Martinez Railroad Drawbridge Regulated Navigation Area (RNA)*. The following is a regulated navigation area—The waters bounded by the following longitude lines:

(i) 122°13'31" W (coinciding with the charted location of the Carquinez Bridge)

(ii) 121°53'17" W (coinciding with the charted location of New York Point)
Datum: NAD 83

(6) * * *

(ii) The waters bounded by a line connecting the following coordinates, beginning at:

37°54'28" N, 122°23'36" W; thence to 37°54'20" N, 122°23'38" W; thence to 37°54'23" N, 122°24'02" W; thence to 37°54'57" N, 122°24'51" W; thence to 37°55'05" N, 122°25'02" W; thence to 37°54'57" N, 122°25'22" W; thence to 37°53'26" N, 122°25'03" W; thence to 37°53'24" N, 122°25'13" W; thence to 37°55'30" N, 122°25'35" W; thence to 37°55'40" N, 122°25'10" W; thence to 37°54'54" N, 122°24'30" W; thence to 37°54'30" N, 122°24'00" W; thence returning to the point of beginning.

Datum: NAD 83

(7) *Oakland Harbor RNA*. The following is a regulated navigation area—The waters bounded by a line connecting the following coordinates, beginning at:

37°48'40" N, 122°19'58" W; thence to 37°48'50" N, 122°20'02" W; thence to 37°48'29" N, 122°20'39" W; thence to 37°48'13" N, 122°21'26" W; thence to 37°48'10" N, 122°21'39" W; thence to 37°48'20" N, 122°22'12" W; thence to 37°47'36" N, 122°21'50" W; thence to 37°47'52" N, 122°21'40" W; thence to 37°48'03" N, 122°21'00" W; thence to 37°47'48" N, 122°19'46" W; thence to 37°47'55" N, 122°19'43" W; thence returning along the shoreline to the point of the beginning.

Datum: NAD 83

* * * * *

- (e) * * *
(1) * * *
(ii) * * *

(E) so far as practicable keep clear of the Central Bay Separation Zone and the Deep Water Traffic Lane Separation Zone;

* * * * *

- (2) * * *

(i) A vessel less than 1600 gross tons or a tug with a tow of less than 1600 gross tons is not permitted within this RNA.

(ii) A power-driven vessel of 1600 or more gross tons or a tug with a tow of 1600 or more gross tons shall not enter Pinole Shoal Channel RNA when another power-driven vessel of 1600 or more gross tons or tug with a tow of 1600 or more gross tons is navigating therein if such entry would result in meeting, crossing, or overtaking the other vessel, when either vessel is:

(A) Carrying certain dangerous cargoes (as denoted in § 160.203 of this subchapter);

(B) Carrying bulk petroleum products; or

(C) A tank vessel in ballast.

* * * * *

(3) *Benicia-Martinez Railroad Drawbridge Regulated Navigation Area (RNA)*:

(i) Eastbound vessels:

(A) The master, pilot, or person directing the movement of a power-driven vessel of 1600 or more gross tons or a tug with a tow of 1600 or more gross tons traveling eastbound and intending to transit under the lift span (centered at coordinates 38°02:18" N, 122°07:17" W) of the railroad bridge across Carquinez Strait at mile 7.0 shall, immediately after entering the RNA, determine whether the visibility around the lift span is 1/2 nautical mile or greater.

(B) If the visibility is less than 1/2 nautical mile, or subsequently becomes less than 1/2 nautical mile, the vessel shall not transit under the lift span.

(ii) Westbound vessels:

(A) The master, pilot, or person directing the movement of a power-driven vessel of 1600 or more gross tons or a tug with a tow of 1600 or more gross tons traveling westbound and intending to transit under the lift span (centered at coordinates 38°02:18" N, 122°07:17" W) of the railroad bridge across Carquinez Strait at mile 7.0 shall, immediately after entering the RNA determine whether the visibility around the lift span is 1/2 nautical mile or greater.

(B) If the visibility is less than 1/2 nautical mile, the vessel shall not pass beyond longitude line 121°55'19" W

(coinciding with the charted position of the westernmost end of Mallard Island) until the visibility improves to greater than 1/2 nautical mile around the lift span.

(C) If after entering the RNA visibility around the lift span subsequently becomes less than 1/2 nautical mile, the master, pilot, or person directing the movement of the vessel either shall not transit under the lift span or shall request a deviation from the requirements of the RNA as prescribed in paragraph (b) of this section.

(D) Vessels that are moored or anchored within the RNA with the intent to transit under the lift span shall remain moored or anchored until visibility around the lift span becomes greater than 1/2 nautical mile.

* * * * *

Dated: August 25, 2003.

Kevin J. Eldridge,

Rear Admiral, Coast Guard, Commander, Eleventh Coast Guard District.

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DEPARTMENT OF VETERANS AFFAIRS

38 CFR Parts 1 and 2

RIN 2900-AH98

Release of Information From Department of Veterans Affairs Records

AGENCY: Department of Veterans Affairs.

ACTION: Withdrawal of proposed rule.

SUMMARY: This document withdraws a Department of Veterans Affairs (VA) proposed rule, published in the **Federal Register** on September 10, 1998 (63 FR 48455). This action is necessary to further amend the proposed rule in view of recent changes in the law. The VA intends to rewrite its privacy rules in accordance with these changes and republish a proposed rule for notice and comment.

DATES: This proposed rule is withdrawn on September 18, 2003.

FOR FURTHER INFORMATION CONTACT:

Lorrie Johnson, Deputy Assistant General Counsel (024A), Office of General Counsel, Department of Veterans Affairs, 810 Vermont Avenue, NW., Washington, DC 20420, telephone number (202) 273-6358. This is not a toll-free number.

SUPPLEMENTARY INFORMATION: In a proposed rule published in the **Federal Register** on September 10, 1998 (63 FR 48455), the Department of Veterans