

The Department has nevertheless reviewed the regulation to ensure its consistency with the regulatory philosophy and principles set forth in that Executive Order.

Executive Order 13132

This regulation will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with section 6 of Executive Order 13132, it is determined that this rule does not have sufficient federalism implications to require consultations or warrant the preparation of a federalism summary impact statement.

Paperwork Reduction Act

This rule does not impose any new reporting or record-keeping requirements subject to the Paperwork Reduction Act, 44 U.S.C. Chapter 35.

List of Subjects in 22 CFR Part 89

Aliens, Crewmembers, Immigration, Labor, Longshore work.

■ For the reasons set out in the preamble, 22 CFR chapter I is amended as follows:

PART 89—PROHIBITIONS ON LONGSHORE WORK BY U.S. NATIONALS

■ 1. The authority for part 89 continues to read as follows:

Authority: 8 U.S.C. 1288, Public Law 101-649, Stat. 4878.

■ 2. Part 89 is amended by revising § 89.1 to read as follows:

§ 89.1 Prohibitions on Longshore work by U.S. nationals; listing by country.

The Secretary of State has determined that, in the following countries, longshore work by crewmembers aboard United States vessels is prohibited by law, regulation, or in practice, with respect to the particular activities noted:

Albania

- (a) Cargo loading and discharge.
- (b) Exceptions:
 - (1) Operation of cargo related equipment,
 - (2) Opening and closing of hatches, and
 - (3) Rigging of ship's gear.

Algeria

- (a) All longshore activities.
- (b) Exception: Opening and closing of hatches.

Angola

- (a) All longshore activities.

(b) Exceptions:

- (1) Opening and closing of hatches,
- (2) Rigging of ship's gear, and
- (3) Loading and discharge of cargo on board the ship if local labor is paid as if had done the work.

Antigua

- (a) All longshore activities.
- (b) Exceptions: activities on board ship.

Argentina

- (a) All longshore activities.
- (b) Exceptions: activities on board ship.

Australia (including Norfolk and Christmas Islands)

- (a) All longshore activities.
- (b) Exceptions:
 - (1) When shore labor cannot be obtained at rates prescribed by collective bargaining agreements,
 - (2) Operation of cargo-related equipment and opening and closing of hatches in small ports where there is insufficient shore labor, and
 - (3) Rigging of ship's gear.

Bahamas

- (a) Longshore activities on the pier.

Bangladesh

- (a) All longshore activities.
- (b) Exceptions:
 - (1) Operation of cargo related equipment integral to the vessel when there is a shortage of port workers able to operate the equipment and with the permission of the port authority, and
 - (2) Opening and closing of hatches.

Barbados

- (a) All longshore activities.
- (b) Exceptions:
 - (1) Operation of cargo related equipment,
 - (2) Opening and closing of hatches,
 - (3) Rigging of ship's gear, and
 - (4) Loading and discharge of cargo of less than 10 tons.

Belgium

- (a) All longshore activities.
- (b) Exception: Rigging of ship's gear.

Belize

- (a) All longshore activities.
- (b) Exceptions:
 - (1) Operation of cargo related equipment,
 - (2) Opening and closing of hatches, and
 - (3) Rigging of ship's gear.

Benin

- (a) All longshore activities.
- (b) Exceptions:
 - (1) Opening and closing of hatches, and

(2) Rigging of ship's gear.

Bermuda

- (a) All longshore activities.
- (b) Exceptions:
 - (1) Opening and closing of hatches, and
 - (2) Rigging of ship's gear.

Brazil

- (a) Cargo handling,
- (b) Operation of cargo-related equipment,
- (c) Watchmen,
- (d) Handling of mooring lines on the pier, and
- (e) Other longshore activities on the pier.
- (f) Exceptions:
 - (1) Opening and closing of hatches, and
 - (2) Rigging of ship's gear.

Brunei

- (a) All longshore activities.
- (b) Exceptions: Longshore activities on board ship.

Bulgaria

- (a) All longshore activities.
- (b) Exceptions:
 - (1) Opening and closing of hatches,
 - (2) Mooring and line handling on board ship, and
 - (3) Loading and discharge of supplies for the crew's own needs, spare parts for small repairs and other non-commercial longshore activities.

Burma

- (a) All longshore activities.
- (b) Exceptions:
 - (1) Opening and closing of hatches, and
 - (2) Rigging of ship's gear.

Cameroon

- (a) All longshore activities.
- (b) Exceptions:
 - (1) Opening and closing of hatches, and
 - (2) Rigging of ship's gear.

Canada

- (a) All longshore activities.
- (b) Exceptions:
 - (1) Operation of specialized self-loading/unloading log carriers on the Pacific Coast,
 - (2) Operation of self-loading/unloading equipment and line handling by the crews of bulk vessels calling at private terminals,
 - (3) Opening and closing of hatches,
 - (4) Cleaning of holds and tanks,
 - (5) Loading of ship's stores,
 - (6) Operation of onboard rented equipment,
 - (7) Ballasting and deballasting, and