

(c) Knowingly fails to perform or supervise an inspection or test, or both, as required in an applicable subpart;

(d) Knowingly attests to the lack of errors, omissions, or false statement of an approval test report that contains errors, omissions, or false statements;

(e) Does not meet the requirements of § 159.010–3(a);

(f) Does not comply with § 159.010–17;

(g) Contracts or transfers the performance or supervision of required inspections or tests to another laboratory or person without the approval of the Commandant; or

(h) Fails to, or in the opinion of the Commandant is unable to, carry out its responsibilities under an MOU required by § 159.010–9.

43. In § 159.010–21, the section heading and paragraph (a) are revised to read as follows:

§ 159.010–21 Termination of acceptance or recognition: Procedure.

(a) If the Coast Guard receives evidence of grounds for termination of acceptance or recognition of an independent laboratory under § 159.010–19, the Commandant will notify the laboratory that termination is under consideration. The notification will specify the reasons for which termination is considered. If a deficiency could materially affect the validity of an approval issued under an applicable subpart, the Commandant may immediately suspend the acceptance of the laboratory and may direct the holder of the certificate of approval to cease claiming that the items tested or inspected by the laboratory are Coast Guard approved, pending a final decision in the matter. The Commandant may direct an investigation into the matter.

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PART 160—LIFESAVING EQUIPMENT

44. The authority citation for Part 160 continues to read as follows:

Authority: 46 U.S.C. 3306, 3703, and 4302; E.O. 12234, 3 CFR, 1980 Comp., p. 277; 49 CFR 1.46.

Subpart 160.021—Hand Red Flare Distress Signals

§ 160.021–9 [Removed]

45. Section 160.021–9 is removed.

Subpart 160.022—Floating Orange Smoke Distress Signals (5 Minutes)

§ 160.022–9 [Removed]

46. Section 160.022–9 is removed.

Subpart 160.023—Hand Combination Flare and Smoke Distress Signals

§ 160.023–9 [Removed]

47. Section 160.023–9 is removed.

Subpart 160.024—Pistol-Projected Parachute Red Flare Distress Signals

§ 160.024–9 [Removed]

48. Section 160.024–9 is removed.

Subpart 160.028—Signal Pistols for Red Flare Distress Signals

§ 160.028–9 [Removed]

49. Section 160.028–9 is removed.

Subpart 160.031—Line-Throwing Appliance, Shoulder Gun Type (and Equipment)

§ 160.031–9 [Removed]

50. Section 160.031–9 is removed.

Subpart 160.036—Hand-Held Rocket-Propelled Parachute Red Flare Distress Signals

§ 160.036–9 [Removed]

51. Section 160.036–9 is removed.

Subpart 160.037—Hand Orange Smoke Distress Signals

§ 160.037–9 [Removed]

52. Section 160.037–9 is removed.

Subpart 160.040—Line-Throwing Appliance, Impulse-Projected Rocket Type (and Equipment)

§ 160.040–9 [Removed]

53. Section 160.040–9 is removed.

Subpart 160.047—Specifications for a Buoyant Vest, Kapok, or Fibrous Glass, Adult and Child

§ 160.047–6a [Removed]

54. Section 160.047–6a is removed.

§ 160.047–6b [Removed]

55. Section 160.047–6b is removed.

§ 160.047–6c [Removed]

56. Section 160.047–6c is removed.

57. Section 160.047–7 is revised to read as follows:

§ 160.047–7 Recognized Laboratory.

(a) A manufacturer seeking Coast Guard approval of a product under this subpart shall follow the approval procedures of subpart 159.005 of this chapter, and shall apply for approval directly to a recognized independent laboratory. The following laboratories are recognized under § 159.010–9 of this chapter, to perform testing and approval functions under this subpart:

Underwriters Laboratories, 12 Laboratory Drive, P.O. Box 13995,

Research Triangle Park, NC 27709–3995, (919) 549–1400.

(b) Production oversight must be performed by the same laboratory that performs the approval tests unless, as determined by the Commandant, the employees of the laboratory performing production oversight receive training and support equal to that of the laboratory that performed the approval testing.

§ 160.047–9 [Removed]

58. Section 160.047–9 is removed.

§ 160.047–10 [Removed]

59. Section 160.047–10 is removed.

Subpart 160.048—Specification for a Buoyant Cushion, Fibrous Glass

§ 160.048–7 [Amended]

60. In § 160.048–7, remove paragraphs (a) and (d) and redesignate paragraphs (b), (c) and (e) as (a), (b) and (c), respectively.

§ 160.048–7a [Removed]

61. Section 160.048–7a is removed.

62. Section 160.048–8 is revised to read as follows:

§ 160.048–8 Recognized Laboratory.

(a) A manufacturer seeking Coast Guard approval of a product under this subpart shall follow the approval procedures of subpart 159.005 of this chapter, and shall apply for approval directly to a recognized independent laboratory. The following laboratories are recognized under § 159.010–9 of this chapter, to perform testing and approval functions under this subpart:

Underwriters Laboratories, 12 Laboratory Drive, P.O. Box 13995, Research Triangle Park, NC 27709–3995, (919) 549–1400.

(b) Production oversight must be performed by the same laboratory that performs the approval tests unless, as determined by the Commandant, the employees of the laboratory performing production oversight receive training and support equal to that of the laboratory that performed the approval testing.

§ 160.048–9 [Removed]

63. Section 160.048–9 is removed.

§ 160.048–10 [Removed]

64. Section 160.048–10 is removed.

Subpart 160.049—Specification for a Buoyant Cushion, Plastic Foam

§ 160.049–7 [Amended]

65. In § 160.049–7, revise the heading, remove paragraphs (a) and (d), and redesignate paragraphs (b), (c) and (e) as