Headlines:
FMC – congestion surcharges;
USCG – cybersecurity and ICS malware;
USCG – Inland Navigation Rules;
DOJ – chief engineer pleads guilty;
DOI – renewable energy transmission ROW;
IMO – reducing risk of Ebola virus disease;
Paris MOU – MLC enforcement results; and
New Zealand – marine oil spill response strategy.

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Bryant's Maritime News

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Note: This newsletter is one section of the Bryant's Maritime Consulting website. Visit the site for more extensive maritime regulatory information. Individual concerns may be addressed by retaining Dennis Bryant directly. Much of the highlighted text in this newsletter constitutes links to Internet sites providing more detailed information. Links on this page may be in PDF format, requiring use of Adobe Acrobat Reader. Comments on these postings are encouraged and may be made by email to the editor or by going to the blog page on the website and clicking the envelope that appears at the end of each posting. Be aware that the daily newsletter is a single posting, even though it contains a number of individual items. Having the right answer is valuable only if asked the right question.

FMC – congestion surcharges

The Federal Maritime Commission (FMC) issued a notice [located at http://www.fmc.gov/congestion-surcharges-11-2014/] regarding "congestion surcharges" being implemented by ocean carriers. The agency notes that, unless done pursuant to a waiver or exemption, any tariff rule (including surcharges) of a common carrier that results in an increase cost to a shipper may not be effective earlier than 30 days after publication. The rules applicable to any given shipment shall be those in effect on the date the cargo was received by the common carrier or his agent. (11/17/14).

USCG – cybersecurity and ICS malware

The US Coast Guard issued a notice [located at http://www.brymar-consulting.com/wp-content/uploads/Misc/ICS_141117.pdf] reminding

stakeholders of an ongoing sophisticated malware campaign targeting industrial control systems (ICSs) [e.g., electronic control systems that control physical processes, including ship navigation and communication systems]. Vessel and facility operators should keep their cybersecurity protections current and report cyber incidents. (11/17/14).

USCG – Inland Navigation Rules

The US Coast Guard promulgated a rule making non-substantive changes to the Inland Navigation Rules. The amendments come into effect immediately. 79 Fed. Reg. 68619 [located at http://www.gpo.gov/fdsys/pkg/FR-2014-11-18/pdf/2014-27257.pdf] (11/18/14).

DOJ – chief engineer pleads guilty

The Department of Justice (DOJ) issued a news release [located at http://www.justice.gov/opa/pr/chief-engineer-car-carrier-vessel-pleads-guilty-obstruction-justice-marine-oil-pollution-case] stating that the former chief engineer of the car carrier Selene Leader pleaded guilty in federal court to obstruction of justice and violating the Act to Prevent Pollution from Ships by, among other things, falsifying the ship's oil record book (ORB). Sentencing is scheduled for 20 February 2015. (11/14/14).

DOI – renewable energy transmission ROW

The Department of the Interior (DOI) issued a press release [located at http://www.doi.gov/news/pressreleases/interior-offers-first-right-of-way-for-renewable-energy-transmission-in-federal-waters.cfm] the first federal right of way (ROW) grant for renewable energy transmission in federal waters has been issued to Deepwater Wind Block Island Transmission System, LLC for the Block Island Transmission System. The system will entail installation of a bi-directional submerged transmission cable between Block Island and the Rhode Island mainland. Power from the offshore Block Island Wind Farm will be transmitted to Rhode Island and power from the Rhode Island grid will be transmitted to Block Island. (11/17/14).

IMO – reducing risk of Ebola virus disease

The Indian Directorate General of Shipping (DGS) issued a notice forwarding an IMO Circular Letter regarding use of maritime security measures to reduce the risk of spreading Ebola virus disease. MS Notice 21-2014 [located

at http://dgshipping.gov.in/WriteReadData/News/201411170316567676772note21_2014_nt.pdf] (11/17/14).

Paris MOU – MLC enforcement results

The Paris MOU issued a press release [located at https://www.parismou.org/system/files/20141117%20Press%20release%20MLC%20first%20year%20%28final%29.pdf] stating that its member states detained 113 ships for Maritime Labour Convention (MLC) deficiencies during the first year of MLC enforcement. This represents 17.4% of all detentions in the Paris MOU during this period. (11/17/14).

New Zealand – marine oil spill response strategy

Maritime New Zealand (MNZ) issued its updated Marine Oil Spill Response Strategy [located at http://www.maritimenz.govt.nz/Environmental/Responding-to-spills-and-pollution/Response-strategy.asp]. The purpose of the strategy is to describe actions to be taken and by whom in response to a marine oil spill, to promote a standard and coordinated national readiness and response system, and to provide MNZ with a strategic intent and direction to shape how New Zealand maintains and enhances its preparation for readiness and response to marine oil spills. (11/17/14).

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