

Headlines:

Hawaii – Humpback Whale NMS;
DOE – application to export LNG;
USCG – vessels arriving from Yemen;
USCG – notice re new NOAD schema;
FMC – Doyle confirmed for second term;
NOAA – seeking physical/environmental scientist;
House – bill introduced re Ambassador for Arctic Affairs;
Court – Carmack Amendment and waiver; and
Panama Canal – reduction in JIT transit slots.

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Bryant's Maritime News

Bryant's Maritime Consulting - 4845 SW 91st Way - Gainesville, FL 32608-8135 - USA

Tel: 1-352-692-5493 – Email: dennis.l.bryant@gmail.com – Internet: <http://brymar-consulting.com>

Note: This newsletter is one section of the [Bryant's Maritime Consulting](http://brymar-consulting.com) website. Visit the site for more extensive maritime regulatory information. Individual concerns may be addressed by retaining [Dennis Bryant](mailto:dennis.l.bryant@gmail.com) 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. Stupidity is a gift of God, but I try to not misuse it.

Hawaii – Humpback Whale NMS



The National Oceanic and Atmospheric Administration (NOAA) proposes to expand the boundaries and scope of the Hawaiian Islands Humpback Whale National Marine Sanctuary (NMS), change the sanctuary's name, and transition it from a single-species management approach to an ecosystem-based management approach. Comments on the proposal and the draft revised management plan should be submitted by 19 June. **80 Fed. Reg. 16223** [located at <http://www.gpo.gov/fdsys/pkg/FR-2015-03-26/pdf/2015-06441.pdf>] (3/26/15).

DOE – application to export LNG



The Department of Energy (DOE) issued a notice stating that it received an application from American LNG Marketing LLC for authorization to export liquefied natural gas (LNG) in ISO containers from Miami and other Florida ports. Comments on the application must be received by 26 May. **80 Fed. Reg. 16000** [located at <http://www.gpo.gov/fdsys/pkg/FR-2015-03-26/pdf/2015-06921.pdf>] (3/26/15).

USCG – vessels arriving from Yemen



The US Coast Guard issued a Port Security Advisory (PSA) announcing that, effective 8 April, it is imposing conditions of entry on vessels arriving in the United States after having called at any port in Yemen other than the Balhaf LNG Terminal, during their last five port calls. In summary, each affected vessel must: (1) implement the Security Level 2 measures from its ship security plan while in an affected Yemen port; (2) ensure that each access point is guarded and that guards have total visibility of the exterior of the vessel while in an affected Yemen port; (3) attempt to execute a Declaration of Security while in an affected Yemen port; (4) log all security actions; and (5) report actions taken to the pertinent USCG Captain of the Port [COTP] prior to arrival in the US. **PSA 1-15** [located at http://www.brymar-consulting.com/wp-content/uploads/Misc/PSA_1-15.pdf] (3/25/15). *Note: Yesterday's newsletter misstated the Yemen ports not affected by this PSA. The Ash Shihr Terminal and the Port of Hodeidah were previously not affected, but are now included within the Yemen ports as no longer maintaining effective anti-terrorism measures. Mea culpa.*

USCG – notice re new NOAD schema



The USCG National Vessel Movement Center (NVMC) issued a **notice** [located at [http://www.nvmc.uscg.gov/NVMC/\(S\(wamdwlxwr5ptrn1n1qpuedfw\)\)/News.aspx?newsId=D84B182A-F307-411C-A27C-2D2B381F6904](http://www.nvmc.uscg.gov/NVMC/(S(wamdwlxwr5ptrn1n1qpuedfw))/News.aspx?newsId=D84B182A-F307-411C-A27C-2D2B381F6904)] announcing that on 26 May, an updated NOADS schema, versioned 3.5, will be released. It will reflect recent changes to 33 CFR 160 and improvements to vessel/crew/longshoreman data reporting. (3/25/15).

FMC – Doyle confirmed for second term



The Federal Maritime Commission (FMC) issued a **news release** [located at <http://www.fmc.gov/NR15-02/>] stating that the Senate confirmed the nomination of William P. Doyle for another term as Commissioner. (3/25/15).

NOAA – seeking physical/environmental scientist



The National Oceanic and Atmospheric Administration (NOAA) seeks either a **Supervisory Physical Scientist** (ZP-1301-V) or a **Supervisory Environmental Scientist** (ZP00401-V) to serve as Chief, Office of Response and Restoration in the Emergency Response Division in Silver Spring. Applications must be received by 7 April. (3/25/15).

House – bill introduced re Ambassador for Arctic Affairs



Representative Sensenbrenner (R-WI) introduced a bill (H.R. 1593) to amend the State Department Basic Authorities Act of 1956 to establish a United States Ambassador at Large for Arctic Affairs, and for other purposes. (3/24/15).

Court – Carmack Amendment and waiver



In a summary order, the US Court of Appeals for the Second Circuit ruled by successfully arguing in the district court that the issue of liability for a cargo damage claim was controlled by the Carmack Amendment (making it the law of the case), plaintiff insurer waived its ability to contend otherwise on appeal. **American Home Assurance v. AP Moller Maersk**, No. 14-1212 (2nd Cir., March 25, 2015).

Panama Canal – reduction in JIT transit slots



The Panama Canal Authority (ACP) issued an advisory stating that, in an effort to reduce congestion, it is temporarily reducing the number of Just-in-Time (JIT) slots for “supers” to one per direction. **Advisory 07-2015** [located at <http://www.pan canal.com/common/maritime/advisories/2015/a-07-2015.pdf>] (3/24/15).

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If you have questions regarding the above items, please contact the editor:

Dennis L. Bryant

Bryant's Maritime Consulting
4845 SW 91st Way
Gainesville, FL 32608-8135
USA

1-352-692-5493
dennis.l.bryant@gmail.com
<http://brymar-consulting.com>

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