

Headlines:

IMO – BWM Convention to enter into force in 2017;
EPA – NPDES electronic reporting;
CBP – use of ACE for FSIS data;
USN – future USS Zumwalt departs shipyard;
House – hearing re federal navigation programs;
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Canada – enforcing 0.1% sulphur fuel rule;
China – Zika requirements; and
Glenn J. Winuk – A Fallen American Hero.

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Bryant's Maritime News



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*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** 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. A meal without wine is called breakfast.*

IMO – BWM Convention to enter into force in 2017



The IMO issued a [news release](#) stating that Finland has deposited with the IMO its accession to the International Convention for the Control and Management of Ships' Ballast Water and Sediments (BWM Convention). As a result, the Convention will enter into force on 8 September 2017. (9/8/16) [<http://www.imo.org/en/MediaCentre/PressBriefings/Pages/22-BWM-.aspx>].
Note: The Convention was adopted with high hopes for rapid implementation in 2004.

EPA – NPDES electronic reporting



The Environmental Protection Agency (EPA) issued guidance regarding use of the National Pollutant Discharge Elimination System (NPDES) electronic reporting system. [81 Fed. Reg. 62395](#) (9/9/16) [<https://www.gpo.gov/fdsys/pkg/FR-2016-09-09/pdf/2016-21204.pdf>].

CBP – use of ACE for FSIS data



The US Customs and Border Protection (CBP) issued a notice stating that, effective 11 October, the Automated Commercial Environment (ACE) will be the sole authorized electronic data interchange system for transmitting electronic import data required by the Food Safety and Inspection Service (FSIS). [81 Fed. Reg. 62515](#) (9/9/16) [<https://www.gpo.gov/fdsys/pkg/FR-2016-09-09/pdf/2016-21673.pdf>].

USN – future USS Zumwalt departs shipyard



The US Navy issued a [news release](#) stating that its newest and most technologically advanced surface ship, future USS Zumwalt (DDG 1000) departed Bath Iron Works Sept. 7, marking the beginning of a 3-month journey to its new homeport in San Diego. (9/8/16) [http://www.navy.mil/submit/display.asp?story_id=96558].

House – hearing re federal navigation programs



The Coast Guard and Maritime Transportation Subcommittee of the House Committee on Transportation and Infrastructure conducted a hearing entitled: **Federal Maritime Navigation Programs: Interagency Cooperation and Technological Change**. Testimony was heard from Rear Admiral Paul F. Thomas, USCG; Rear Admiral Shephard Smith, NOAA; and Mr. Edward E. Belk, Jr., USACE. (9/7/16)
[<http://transportation.house.gov/calendar/eventsingle.aspx?EventID=400673>].

Court – anchorage permit denial



In an unpublished decision, the US Court of Appeals for the Ninth Circuit affirmed the district court's summary judgment in favor of defendant port district. Plaintiff had brought an Americans with Disabilities Act (ADA) retaliation claim against the port for its denial of plaintiff's application to renew his anchorage permit. The court found that there was a valid, non-discriminatory ground for the denial. **Gallagher v. San Diego Unified Port District**, No. 14-56517 (9th Cir., September 7, 2016)
[<http://cdn.ca9.uscourts.gov/datastore/memoranda/2016/09/07/14-56517.pdf>].

Canada – enforcing 0.1% sulphur fuel rule



Transport Canada issued a bulletin stating that marine safety inspectors have begun verifying compliance with the 0.1% sulphur content requirements for marine fuel used on vessels subject to the North American Emission Control Area (NAECA) of the MARPOL Convention. **Ship Safety Bulletin 08/2016** (8/18/16) [<http://www.tc.gc.ca/eng/marinesafety/bulletins-2016-08-eng.htm#pdf>].

China – Zika requirements



The US Foreign Agricultural Service (FAS) posted the **Zika requirements** regarding US exports to China. (9/2/16)
[http://www.fas.usda.gov/sites/default/files/2016-09/a_fas_update_on_chinas_zika_requirements_09_02_2016_v6clean_2.pdf]

Glenn J. Winuk – A Fallen American Hero



Sunday will mark the fifteenth anniversary of the horrific terrorist attacks in Manhattan, the Pentagon, and Pennsylvania. Approximately 3,000 people died as a result of those attacks. Most were dedicated firefighters and police in New York City and many were innocent victims who happened to be in the wrong place at the wrong time. One, though, was a maritime lawyer who worked several blocks away from the World Trade Center. After the planes hit the Twin Towers and people started fleeing the area, **Glenn J. Winuk**, a volunteer firefighter in his hometown on Long Island, grabbed a response kit from a parked fire truck and went to the South Tower to render assistance to persons in need. His remains were identified months later through DNA analysis. He represents all that is good and true in Americans and deserves to be long-remembered. (9/9/16).

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