

## Headlines:

OFAC – economic sanctions re Cuba;  
DOT – drug-testing program;  
Court – negligent mode of operation; and  
UN – piracy off coast of Somalia.

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# Bryant's Maritime News

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

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

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## **OFAC – economic sanctions re Cuba**



The Office of Foreign Assets Control (OFAC) promulgated a **final rule** amending the Cuban Assets Control Regulations to implement the recent National Security Presidential Memorandum. These amendments implement changes to the authorizations for travel to Cuba and restrict certain financial transactions. The changes entered into effect on 9 November. OFAC also posted a set of **Frequently Asked Questions** (FAQ) and a **Fact Sheet** concerning the regulations. (11/9/17).

## **DOT – drug-testing program**



The Department of Transportation (DOT) promulgated a final rule amending its drug-testing program regulation to add hydrocodone, hydromorphone, oxycodone, and oxycodone to its drug-testing panel; add methylenedioxyamphetamine as an initial test analyte; and remove methylenedioxyethylamphetamine as a confirmatory test analyte. Minor

amendments to other provisions are included. The rule enters into effect on 1 January 2018. [82 Fed. Reg. 52229](#) (11/13/17)  
[<https://www.gpo.gov/fdsys/pkg/FR-2017-11-13/pdf/2017-24397.pdf>].

### **Court – negligent mode of operation**



In an unpublished decision, the US Court of Appeals for the Eleventh Circuit affirmed the grant of summary judgment in favor of defendant vessel operator in a passenger trip and fall case. Among other things, plaintiff passenger asserted that defendant had created a negligent mode of operation on its vessel. The court held that, while negligent mode of operation may be a cause of action under Florida law, it is not recognized in admiralty law. [Malley v. Royal Caribbean Cruises](#), No. 17-11437 (11th Cir., November 9, 2017)  
[<http://media.ca11.uscourts.gov/opinions/unpub/files/201711437.pdf>].

### **UN – piracy off coast of Somalia**



The United Nations Security Council adopted [Resolution 2383 \(2017\)](#) calling for development of additional safety and security measures on board vessels aimed at preventing and suppressing piracy off the coast of Somalia in coordination with the IMO. (11/7/17)  
[[http://www.un.org/en/ga/search/view\\_doc.asp?symbol=S/RES/2383\(2017\)](http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/2383(2017))].

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**Dennis L. Bryant**

Bryant's Maritime Consulting

4845 SW 91<sup>st</sup> Way  
Gainesville, FL 32608-8135  
USA

1-352-692-5493  
[dennis.l.bryant@gmail.com](mailto:dennis.l.bryant@gmail.com)  
<http://brymar-consulting.com>

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