

## Headlines:

Ohio River – barge breakaways;  
USCG – cybersecurity framework profiles;  
FMC – regulatory reform plan;  
BOEM – design guidelines for wind energy projects;  
St. Lawrence Seaway – 2017 navigation season closed;  
Senate – bill introduced re drilling off New England coast;  
House – bill introduced re leasing in Gulf of Mexico;  
House – bill introduced re leasing off New England coast;  
Court – failure to state a claim;  
Canada – speed restriction lifted; and  
Panama Canal – Neopanamax booking slots.

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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](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. 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. Whatever hits the fan is not evenly distributed.*

## Ohio River – barge breakaways



The US Coast Guard issued a **news release** stating that response efforts are ongoing with respect to the barge breakaways on the Ohio River. Of the reported 72 barges that broke away from two fleeting areas, 63 have been recovered. Five of the barges were reported to have gone over Emsworth Lock & Dam, which suffered only minor damage. The river is closed to navigation from mile marker 2 to mile marker 20 and from mile marker 93 to mile marker 110 due to the risk of channel obstructions. (1/14/18)

[<https://content.govdelivery.com/accounts/USDHSCG/bulletins/1d323b7>]. An **updated news release** revises the number of barges that broke away to 62 and

states that all but three have been accounted for. (1/15/18)  
[<https://content.govdelivery.com/accounts/USDHSCG/bulletins/1d35e77>].

### USCG – cybersecurity framework profiles



The US Coast Guard issued a **bulletin** announcing availability of Cybersecurity Framework Profiles for maritime bulk liquid transfer, offshore operations, and passenger vessels. (1/12/18)  
[<http://mariners.coastguard.dodlive.mil/2018/01/12/1-12-2018-release-of-offshore-operations-and-passenger-vessel-cybersecurity-framework-profiles/>].

### FMC – regulatory reform plan



The Federal Maritime Commission (FMC) issued a **news release** announcing issuance of its Plan for Regulatory Reform of Existing FMC Rules. Work on the plan has already begun. (1/12/18)  
[[https://www.fmc.gov/commission\\_issues\\_regulatory\\_reform\\_priorities\\_plan/](https://www.fmc.gov/commission_issues_regulatory_reform_priorities_plan/)]

### BOEM – design guidelines for wind energy projects



The Bureau of Ocean Energy Management (BOEM) issued a **press release** announcing availability of draft guidelines for use of a 'Design Envelope' approach in construction and operations plans (COPs) for offshore wind energy facilities in the United States. A webinar to discuss the draft guidelines will be held on 31 January. (1/12/18)  
[<https://www.boem.gov/press01122018/>].

### St. Lawrence Seaway – 2017 navigation season closed



The Great Lakes-St. Lawrence Seaway System issued a **news release** stating that, following the transit of the last commercial downbound vessel through St. Lambert Lock in the Montreal Lake-Ontario (MLO) Section of the Seaway, the 2017 navigation season closed effective at 18:15 hours on January 11, 2018. Seaway Notice 28-2017 (1/12/18)  
[<http://www.greatlakes-seaway.com/en/pdf/navigation/notice20180112.pdf>].

## Senate – bill introduced re drilling off New England coast



Senator Whitehouse (D-RI) introduced a bill (S. 2298) to prohibit oil and gas leasing on the Outer Continental Shelf off the coast of New England. Official text of the bill is not yet available, but Senator Whitehouse issued a [press release](#) explaining the measure. (1/11/18)

[<https://www.whitehouse.senate.gov/news/release/-senators-introduce-bipartisan-new-england-offshore-drilling-ban>].

## House – bill introduced re leasing in Gulf of Mexico



Representative Francis Rooney (R-FL) introduced a bill (H.R. 4770) to amend the Gulf of Mexico Energy Security Act of 2006 to permanently extend the moratorium on leasing in certain areas of the Gulf of Mexico. Official text of the bill is not yet available, but Representative Rooney issued a [press release](#) explaining the measure. (1/11/18)

[<https://francisrooney.house.gov/news/documentsingle.aspx?DocumentID=300>].

## House – bill introduced re leasing off New England coast



Representative Cicilline (D-RI) introduced a bill (H.R. 4774) to prohibit oil and gas leasing on the outer Continental Shelf off the coast of New England. Official text of the bill is not yet available, but Representative Cicilline issued a [press release](#) explaining the measure. (1/11/18)

[<https://cicilline.house.gov/press-release/cicilline-whitehouse-introduce-bipartisan-new-england-coastal-protection-act>].

## Court – failure to state a claim



In a two-page unpublished decision, the US Court of Appeals for the Ninth Circuit affirmed dismissal of a complaint by a disappointed attempted purchaser of the Queen of Seattle vessel for failure to state a claim. The court found there was no agreement as to terms of the purchase and that the alleged terms were unsigned by the seller or its broker. [Lil' Man in the Boat v. Auk Ta](#)

**Shaa Discovery**, No. 16-17299 (9th Cir., January 11, 2018)  
[<https://cdn.ca9.uscourts.gov/datastore/memoranda/2018/01/11/16-17299.pdf>].

### Canada – speed restriction lifted



Transport Canada issued a **news release** stating that the temporary speed restriction in the Gulf of St. Lawrence has been lifted. The restriction was imposed when numerous North Atlantic right whales were observed in those waters. No whales have been sighted in recent weeks. (1/11/18)  
[[https://www.canada.ca/en/transport-canada/news/2018/01/transport\\_canadaliftstemporaryspeedrestrictioninthegulfofstlawre.html](https://www.canada.ca/en/transport-canada/news/2018/01/transport_canadaliftstemporaryspeedrestrictioninthegulfofstlawre.html)].

### Panama Canal – Neopanamax vessel booking slots



The Panama Canal Authority (ACP) issued an advisory announcing that booking slots of booked Neopanamax vessels that transit prior to their reserved dates may be reassigned to other interested Neopanamax vessels. **Advisory 02-2018** (1/12/18)  
[<https://www.pancanal.com/common/maritime/advisories/2018/a-02-2018.pdf>].

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