

Coast Guard, DHS

§ 159.010-3

where approved equipment is manufactured, for the purpose of verifying that the equipment is being manufactured in accordance with the approved plans and the requirements of this subchapter.

[44 FR 73043, Dec. 17, 1979, as amended by CGD 85-205, 62 FR 25545, May 9, 1997]

§ 159.007-11 Production inspections and tests: Yearly report.

(a) When the manufacturer uses the production inspection and test procedures in an applicable subpart he must submit a yearly report. The report is not required when inspection and test procedures approved under §159.007-3 are used.

(b) The report must include the following:

- (1) A list of all inspections and tests performed;
- (2) A summary of the results of each group of inspections or tests;
- (3) A detailed description of any test failures; and
- (4) A statement whether or not all required tests were performed.

§ 159.007-13 Production inspections and tests: Records.

(a) The manufacturer must have a completed record with the following information for each production inspection and test:

- (1) The time, date and place of each inspection and test.
- (2) The name and title of each person performing, supervising and witnessing the inspections or tests.
- (3) The performance data for each test required in the applicable subpart, including a description of each failure.
- (4) A description or photographs of the procedures and apparatus used in the inspections or tests.

(b) The manufacturer must retain each record under this section for at least 60 months after the month in which the inspection or test was conducted.

(c) The records must be made available for examination by the Commandant upon request.

Subpart 159.010—Independent Laboratory: Acceptance, Recognition, and Termination

§ 159.010-1 Purpose.

This subpart contains the following:

- (a) The standards and procedures under which the Coast Guard accepts an independent laboratory that a manufacturer proposes to use.
- (b) The standards and procedures under which a laboratory is accepted as a recognized laboratory under applicable subparts.
- (c) The circumstances under which the acceptance or recognition of a laboratory is terminated.

[CGD 93-055, 61 FR 13928, Mar. 28, 1996]

§ 159.010-3 Independent laboratory: Standards for acceptance.

(a) To be accepted by the Coast Guard as an independent laboratory, a laboratory must—

- (1) Be engaged, as a regular part of its business, in performing inspections and tests that are the same as or similar to the inspections and tests required in the applicable subpart;
 - (2) Have or have access to the apparatus, facilities, personnel, and calibrated instruments that are necessary to inspect and test the equipment or material under the applicable subpart;
 - (3) Not be owned or controlled by—
 - (i) The manufacturer of the equipment or material to be inspected or tested under this subchapter or any manufacturer of similar equipment or material;
 - (ii) A vendor of the equipment or material to be inspected or tested under this subchapter or a vendor of similar equipment or material; or
 - (iii) A supplier of materials to the manufacturer;
 - (4) Not be dependent on Coast Guard acceptance under this subchapter to remain in business; and
 - (5) Not advertise or promote the manufacturer's equipment or material that the laboratory inspects and tests under this subchapter.
- (b) [Reserved]