domestic inland waters service, the
certification documentation shall com-
ply with the provisions of §1919.90 of
this part.

EFFECTIVE DATE NOTE: At 76 FR 33610, June
8, 2011, §1919.12 was amended by revising
paragraph (f), effective July 8, 2011. For the
convenience of the user, the added and re-
vised text is set forth as follows:

§ 1919.12 Recordkeeping and related proce-
dures concerning records in custody of
the vessel.

* * * * *
(f) An accredited person shall instruct the
vessel’s officers, or the vessel’s operator if
the vessel is unmanned, that the vessel’s reg-
ister and certificates shall be preserved for
at least 5 years after the date of the latest
entry except in the case of nonrecurring test
certificates concerning gear which is kept in
use for a longer period, in which event the
pertinent certificates shall be retained so
long as that gear is continued in use.

* * * * *

Subpart D—Certification of
Vessels’ Cargo Gear

§ 1919.13 General.

(a) Except as noted in §1919.1 and as
provided in exemptions under
§1919.10(h), certification performed by
accredited persons shall conform to the
requirements contained in this sub-
part.

(b) Safe working loads assigned to as-
sembled units of gear, shall be based on
applicable design criteria acceptable to
the accredited person. Where no design
data on which to base a rating is ob-
tainable, the safe working load ratings
assigned shall be based on the owner’s
information and warranty that those
so assigned are correct. Unit test cer-
tificates shall state the basis for any
such safe working load assignment.

§ 1919.14 Initial tests of cargo gear and
tests after alterations, renewals or
repairs.

(a)(1) Before being taken into use,
hoisting machines, fixed gear aboard
vessels accessory thereto, and loose
gear and wire rope used in connection
therewith shall be tested and examined
and the safe working load thereof cer-
tified in the manner set forth in sub-
part E of this part.

(2) Replacement or additional loose
gear and wire rope obtained from time
to time shall also be tested and exam-
ined in the manner set forth in para-
graph (a)(1) of this section. However,
the replacement of a component part of
an article of loose gear such as a
sheave, pin, or bushing does not require
a new test certificate as long as the
new component at least equals in all
particulars the part replaced.

(b) In the case of untested gear which
has been in use, an initial test in con-
formance with paragraph (a)(1) of this
section shall be carried out: Provided,
however, That existing standing rigging
and wire rope will not be required to be
tested but shall be thoroughly exam-
ined to ascertain its fitness for contin-
ued use in conformance with the re-
quirements of §§1919.24 and 1919.25.

(c) In the case of important alter-
ations or renewals of the machinery
and gear and also after repairs due to
failure of or damage to other than
loose components, a test as required in
paragraph (a)(1) of this section shall be
carried out.

(d) If the operation in which cargo
gear is engaged never utilizes more
than a fraction of the safe working
load rating, the owner may, at his op-
 tion, have said gear certificated for,
and limited in operation to, a lesser
maximum safe working load: Provided,
however, That the gear concerned is
physically capable of operation at the
original load rating and the load reduc-
tion is not for the purpose of avoiding
correction of any deficiency.

(e) In no case shall safe working
loads be increased beyond the original
design limitations unless such increase
is based on engineering calculations by
or acceptable to the accredited certifi-
cation agency, and all necessary struc-
tural changes are carried out.

§ 1919.15 Periodic tests, examinations
and inspections.

After being taken into use, every
hoisting machine, all fixed gear aboard
vessels accessory thereto and loose
gear used in connection therewith shall
be tested, thoroughly examined or in-
pected as follows: