§ 70.05–1

each offense, and each day during
which such violation shall continue
shall be considered a new offense.

[CGFR 52–15, 18 FR 12, Jan. 1, 1953]

Subpart 70.05—Collision With or
Damage to Aids to Navigation

SOURCE: CGFR 52–15, 18 FR 12, Jan. 1, 1953,
unless otherwise noted.

§ 70.05–1 General provisions.

No person shall take possession of or
make use of for any purpose, or build
upon, alter, deface, destroy, move, in-
jure, obstruct by fastening vessels thereto or otherwise, or in any manner
whatever impair the usefulness of any
aid to navigation established and main-
tained by the United States.

§ 70.05–5 Penalty.

Every person and every corporation
that shall violate, or that shall know-
ingly aid, abet, authorize, or instigate
a violation of the provisions of §70.05–
1 shall be guilty of a misdemeanor; and
on conviction thereof shall be punished
by a fine of up to $25,000 per day, or by
imprisonment (in case of a natural per-
son) for not less than thirty days nor
more than one year, or both, one half
of such fine to be paid to the person or
persons giving information which shall
lead to conviction.

[CGFR 52–15, 18 FR 12, Jan. 1, 1953, as amend-
ed by USCG–2009–0416, 74 FR 27438, June 10,
2009]

§ 70.05–10 Revocation of merchant
mariner credential officer endorse-
ment or license.

Every master, pilot, and engineer, or
person or persons acting in such capac-
ity, respectively, on board any boat or
vessel who shall willfully injure or de-
stroy an aid to navigation established
and maintained by the United States
shall be deemed guilty of violating the
provisions of §70.05–1 and shall upon
conviction be punished as provided in
§70.05–5 and shall also have his mer-
chant mariner credential officer en-
dorsement or license revoked or sus-
pended for a term to be fixed by the
judge before whom tried and convicted.

[CGFR 52–15, 18 FR 12, Jan. 1, 1953, as amend-
ed by USCG–2009–25371, 74 FR 11211, Mar. 16,
2009]

§ 70.05–15 Liability for damages.

Any boat, vessel, scow, raft or other
craft used or employed in violating any
of the provisions of §70.05–1 shall be lia-
ble for the pecuniary penalties speci-
fied in §70.05–5, and in addition thereto
for the amount of damage done by said
boat, vessel, scow, raft or other craft,
which may be proceeded against sum-
marily by way of libel in any district
court of the United States having juris-
diction thereof.

§ 70.05–20 Report required.

Whenever any vessel collides with an
aid to navigation established and main-
tained by the United States or any pri-
vate aid to navigation established or
maintained in accordance with Part 64,
66, 67, or 68 of this subchapter, or is
connected with any such collision, it
shall be the duty of the person in
charge of such vessel to report the ac-
cident to the nearest Officer in Charge,
Marine Inspection, in accordance with
46 CFR 4.

[CGFR 58–17, 23 FR 3383, May 20, 1958, as
amended by CGFR 61–55, 26 FR 12572, Dec. 28,

PART 72—MARINE INFORMATION

Subpart 72.01—Notices to Mariners

Sec.
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Department of Homeland Security Delega-
tion No. 0170.1.