

subpart, they shall be plainly marked in waterproof ink with the independent laboratory's name or identifying mark.

(i) *Lot rejection.* Each nonconforming unit must be rejected. If three or more nonconforming units are rejected for the same kind of defect, lot inspection must be discontinued and the lot rejected. The inspector must discontinue lot inspection and reject the lot if examination of individual units or the records for the lot shows noncompliance with either this subchapter or the laboratory's or the manufacturer's quality control procedures. A rejected unit or lot may be resubmitted for testing and inspection if the manufacturer first removes and destroys each defective unit or, if authorized by the laboratory, reworks the unit or lot to correct the defect. A rejected lot or rejected unit may not be sold or offered for sale under the representation that it meets this subpart or that it is Coast Guard-approved.

[CGFR 65-9, 30 FR 11478, Sept. 8, 1965, as amended by CGD 95-028, 62 FR 51213, Sept. 30, 1997]

§ 160.050-6 Marking.

(a) Each ring buoy must have the following information in waterproof lettering:

Type IV Personal Flotation Device.
 Inspected and tested in accordance with U.S. Coast Guard regulations.
 (Name of buoyant material) buoyant material provides a minimum buoyant force of (32 lb. or 16½ lb.).
 Approved for use on recreational boats only as a throwable device.
 U.S. Coast Guard Approval No. 160.050/(assigned manufacturer's No.)/(Revision No.); (Model No.).
 (Name and address of manufacturer or distributor).
 (Size).
 USCG (Marine Inspection Office identification letters).
 (Lot No.).

(b) A method of marking that is different from the requirements of paragraph (a) of this section may be given consideration by the Coast Guard.

[CGD 72-163R, 38 FR 8120, Mar. 28, 1973, as amended by CGD 75-186, 41 FR 10437, Mar. 11, 1976; CGD 75-008, 43 FR 9771, Mar. 9, 1978; 43 FR 10913, Mar. 16, 1978; CGD 92-045, 58 FR 41608, Aug. 4, 1993; CGD 95-028, 62 FR 51214, Sept. 30, 1997]

§ 160.050-7 Procedure for approval.

(a) *General.* Designs of ring life buoys are approved only by the Commandant, U.S. Coast Guard. Manufacturers seeking approval of a ring life buoy design shall follow the procedures of this section and subpart 159.005 of this chapter.

(b) Each application for approval of a ring life buoy must contain the information specified in §159.005-5 of this chapter. The application and, except as provided in paragraphs (c) and (d)(2) of this section, a prototype ring life buoy must be submitted to the Commandant for preapproval review. If a similar design has already been approved, the Commandant may waive the preapproval review under §§159.005-5 and 159.005-7 of this chapter.

(c) If the ring life buoy is of a standard design, the application:

(1) Must include the following: A statement of any exceptions to the standard plans and specifications, including drawings, product description, construction specifications, and/or bill of materials.

(2) Need not include: The information specified in §159.005-5(a)(2).

(d) If the ring life buoy is of a non-standard design, the application must include the following:

(1) Plans and specifications containing the information required by §159.005-12 of this chapter, including drawings, product description, construction specifications, and bill of materials.

(2) The information specified in §159.005-5(a)(2) (i) through (iii) of this chapter, except that, if preapproval review has been waived, the manufacturer is not required to send a prototype ring life buoy sample to the Commandant.

(3) Performance testing results of the design performed by an independent laboratory that has a Memorandum of Understanding with the Coast Guard under §159.010-7 of this subchapter covering the in-water testing of personal flotation devices showing equivalence to the standard design's performance in all material respects.

(4) Buoyancy and other relevant tolerances to be complied with during production.

(5) The text of any optional marking to be included on the ring life buoy in

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addition to the markings required by the applicable approval subpart.

(6) For any conditionally approved ring life buoy, the intended approval condition(s).

(e) The description of quality control procedures required by §159.005-9 of this chapter may be omitted if the manufacturer's planned quality control procedures meet the requirements of those accepted by the Commandant for the independent laboratory performing production inspections and tests.

(f) *Waiver of tests.* A manufacturer may request that the Commandant waive any test prescribed for approval under the applicable subpart. To request a waiver, the manufacturer must submit to the Commandant and the laboratory described in §159.010, one of the following:

(1) Satisfactory test results on a ring life buoy of sufficiently similar design as determined by the Commandant.

(2) Engineering analysis demonstrating that the test for which a waiver is requested is not appropriate for the particular design submitted for approval or that, because of its design or construction, it is not possible for the ring life buoy to fail that test.

[CGD 95-028, 62 FR 51214, Sept. 30, 1997]

Subpart 160.051—Inflatable Liferrafts for Domestic Service

SOURCE: CGD 85-205, 62 FR 25546, May 9, 1997, unless otherwise noted.

§ 160.051-1 Scope.

(a) This subpart prescribes requirements for approval by the Coast Guard of A, B, and Coastal Service inflatable liferafts for use only in domestic service. These liferafts must comply with all of the requirements for SOLAS A and SOLAS B liferafts in subpart 160.151 except as specified in this subpart.

(b) This subpart does not apply to any A, B, and Coastal Service inflatable liferaft for use only in domestic service that has been approved by the Coast Guard before November 10, 2011, so long as the liferaft satisfies the an-

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nual servicing requirements set forth in 46 CFR 160.151-57.

[USCG-2010-0048, 76 FR 62975, Oct. 11, 2011, as amended by 76 FR 70062, Nov. 10, 2011]

§ 160.051-3 Definitions.

In this subpart, the term:

A or B liferaft means an inflatable liferaft that meets the requirements prescribed in subpart 160.151 for a SOLAS A or SOLAS B liferaft, respectively, except that the capacity is less than 6 persons and the liferaft cannot contain SOLAS markings.

Coastal Service liferaft means a liferaft that does not meet the all of the requirements prescribed in subpart 160.151 for a SOLAS A or SOLAS B liferaft, but that instead meets the requirements of this subpart and is approved for use on certain uninspected vessels under subchapter C of this chapter.

Commandant means Commandant (CG-ENG-4), Attn: Lifesaving and Fire Safety Division, U.S. Coast Guard Stop 7509, 2703 Martin Luther King Jr. Avenue SE., Washington, DC 20593-7509.

[CGD 85-205, 62 FR 25546, May 9, 1997, as amended by USCG-2010-0048, 76 FR 62975, Oct. 11, 2011; USCG-2013-0671, 78 FR 60157, Sept. 30, 2013]

§ 160.051-5 Incorporation by reference.

(a) Certain material is incorporated by reference into this part with the approval of the Director of the Federal Register under 5 U.S.C. 552(a) and 1 CFR part 51. To enforce any edition other than that specified in this section, the Coast Guard must publish notice of change in the FEDERAL REGISTER and the material must be available to the public. All approved material is available for inspection at Coast Guard Headquarters. Contact Commandant (CG-ENG-4), Attn: Lifesaving and Fire Safety Division, U.S. Coast Guard Stop 7509, 2703 Martin Luther King Jr. Avenue SE., Washington, DC 20593-7509. You may also inspect this material at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030 or go to http://www.archives.gov/federal_register/code_of_federal_regulations/