

(2) Size, capacity and tonnage of vessel. *According to the applicant:* "LOD: 45 ft. Beam: 15 ft. Draft: 6 ft.; Displacement 23 tons"

(3) Intended use for vessel, including geographic region of intended operation and trade. *According to the applicant:* "To carry 6 or fewer passengers for hire in order to teach sailing skills and environmental awareness; and/or as vacation charters." "All coastal and inland waters of the United States and its territories and possessions."

(4) Date and Place of construction and (if applicable) rebuilding. *Date of construction:* Sometime between 1895 to 1910. *Place of construction:* Norway. *Date of rebuilding:* 1987. *Place of rebuilding:* Port Townsend, WA.

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators. *According to the applicant:* "The use of this vessel will not adversely affect the coastwise trade business of any person who employs vessels built in the United States in that business. The intended use of this vessel—to carry a relatively small number of passengers each year—is an insignificant addition to the large and active boat charter business in the United States."

(6) A statement on the impact this waiver will have on U.S. shipyards. *According to the applicant:* "The use of this vessel will not adversely affect United States vessel builders. In fact, the continued use of this traditional wooden vessel will require ongoing maintenance and repair that will provide business and employment for boatyards and shipwrights in the United States."

Dated: February 26, 2002.

By order of the Maritime Administrator.

Joel C. Richard,

Secretary, Maritime Administration.

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DEPARTMENT OF TRANSPORTATION

Maritime Administration

[Docket Number: MARAD-2002-11693]

Requested Administrative Waiver of the Coastwise Trade Laws

AGENCY: Maritime Administration, Department of Transportation.

ACTION: Invitation for public comments on a requested administrative waiver of the Coastwise Trade Laws for the vessel Mak-Atak.

SUMMARY: As authorized by Public Law 105-383, the Secretary of

Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a description of the proposed service, is listed below. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines that in accordance with Public Law 105-383 and MARAD's regulations at 46 CFR part 388 (65 FR 6905; February 11, 2000) that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels, a waiver will not be granted.

DATES: Submit comments on or before April 1, 2002.

ADDRESSES: Comments should refer to docket number MARAD-2002-11693. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. DOT Dockets, Room PL-401, Department of Transportation, 400 7th St., SW., Washington, DC 20590-0001. You may also send comments electronically via the Internet at <http://dmses.dot.gov/submit/>. All comments will become part of this docket and will be available for inspection and copying at the above address between 10 a.m. and 5 p.m., E.T., Monday through Friday, except Federal holidays. An electronic version of this document and all documents entered into this docket is available on the World Wide Web at <http://dms.dot.gov>.

FOR FURTHER INFORMATION CONTACT:

Kathleen Dunn, U.S. Department of Transportation, Maritime Administration, MAR-832 Room 7201, 400 Seventh Street, SW., Washington, DC 20590. Telephone 202-366-2307.

SUPPLEMENTARY INFORMATION: Title V of Public Law 105-383 provides authority to the Secretary of Transportation to administratively waive the U.S.-build requirements of the Jones Act, and other statutes, for small commercial passenger vessels (no more than 12 passengers). This authority has been delegated to the Maritime Administration per 49 CFR 1.66, Delegations to the Maritime Administrator, as amended. By this notice, MARAD is publishing information on a vessel for which a request for a U.S.-build waiver has been received, and for which MARAD requests comments from interested parties. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the

commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD's regulations at 46 CFR part 388.

Vessel Proposed for Waiver of the U.S.-Build Requirement

(1) Name of vessel and owner for which waiver is requested. *Name of vessel:* Mak-Atak. *Owner:* Redfish, L.L.C.

(2) Size, capacity and tonnage of vessel. *According to the applicant:* "40 feet long, 14 feet wide and 7.2 feet deep * * * gross tonnage is 27 and her net tonnage is 21."

(3) Intended use for vessel, including geographic region of intended operation and trade. *According to the applicant:* "I intend to keep the vessel in Ocean City, MD, and will carry charters of no more than six passengers. Charters will be run on the Atlantic Ocean, no more than one hundred nautical miles north, south, or east of home port."

(4) Date and Place of construction and (if applicable) rebuilding. *Date of construction:* 1988. *Place of construction:* Kaosiung, Taiwan, Republic of China.

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators. *According to the applicant:* "* * * I can state without hesitation that granting this waiver will not adversely affect the existing charter boat operators. Over the last few years, the Ocean City area has experienced tremendous growth * * * the current fleet of charter boats cannot meet the demand during peak season."

(6) A statement on the impact this waiver will have on U.S. shipyards. *According to the applicant:* "United States shipbuilders will not be affected by the granting of the requested waiver, as a new boat purchase was never considered in the formation of Redfish."

Dated: February 26, 2002.

By order of the Maritime Administrator.

Joel C. Richard,

Secretary, Maritime Administration.

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DEPARTMENT OF TRANSPORTATION

Maritime Administration

[Docket Number: MARAD-2002-11691]

Requested Administrative Waiver of the Coastwise Trade Laws

AGENCY: Maritime Administration, Department of Transportation.

ACTION: Invitation for public comments on a requested administrative waiver of