

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:* EAGLE 3. *Owner:* Four Q, Inc.

(2) Size, capacity and tonnage of vessel. *According to the applicant:* "Size: 52'.5 Gross Tonnage—40."

(3) Intended use for vessel, including geographic region of intended operation and trade. *According to the applicant:* "Geographic Region—Primarily New England & Caribbean." "EAGLE 3 is used for chartering purposes."

(4) Date and Place of construction and (if applicable) rebuilding. *Date of construction:* 1988. *Place of construction:* Tan Shui, Taipei: Republic of China.

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators. *According to the applicant:* "Four Q should have no impact on other commercial passenger vessel operators. The operation of this vessel is by operators who have significant experience 20+ years or more by licensed USCG Captains."

(6) A statement on the impact this waiver will have on U.S. shipyards. *According to the applicant:* "This vessel should have no impact on U.S. Shipyards."

Dated: August 14, 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-2002-13140]

#### 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 HOT TAMALE II.

**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 September 18, 2002.

**ADDRESSES:** Comments should refer to docket number MARAD-2002-13140. 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: HOT TAMALE II. Owner: Eldridge Management Corporation.

(2) Size, capacity and tonnage of vessel. *According to the applicant:* "50'6" LOA \* \* \* 49 gross tons and 39 net tons."

(3) Intended use for vessel, including geographic region of intended operation and trade. *According to the applicant:* "\* \* \* sportfishing. The intended geographic area would be in the waters off the South and Southeast coasts of Florida and the Florida Keys, from Ft. Lauderdale and all the way around to Key West."

(4) Date and Place of construction and (if applicable) rebuilding. Date of construction: 1981. Place of construction: Singapore.

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators. *According to the applicant:* "As far as having a negative impact on the commercial fishing operators in the same areas of operation, I think the day boats that carry large numbers of passengers for fishing are in an entirely different category and fish in an entirely different manner."

(6) A statement on the impact this waiver will have on U.S. shipyards. *According to the applicant:* "I cannot foresee any negative impact on US Shipyards by the granting of this waiver \* \* \* Perhaps if the general public were not under the impression that owning a charter vessel were strictly for retirees and the privileged few, than we might possibly see an increased demand for construction in smaller type charter vessels."

Dated: August 14, 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-2002-13142]

#### Requested Administrative Waiver of the Coastwise Trade Laws

**AGENCY:** Maritime Administration, Department of Transportation.