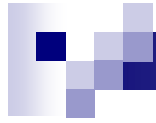




# *Regulatory Reference Guide*





# The Big Question

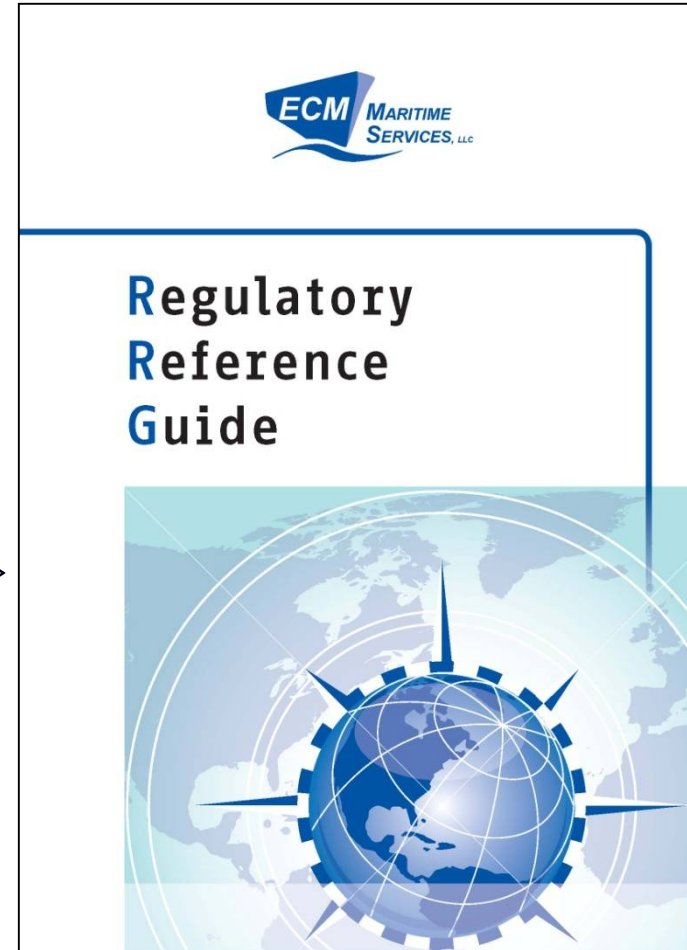
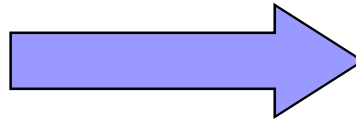
**What kind of actions should I take when my vessel is approaching US waters ?**

# The Answer

Contact your Q.I.

Or

Refer to





# Our Project

- Started on June 2006 and Completed on May 2008
- Launched on January 2009
- 1 single PDF file
- Quarterly updates
- 10 Sections
- Up to 170 Pages (increasing in every Revision)
- Up to 20 ECM forms and questionnaires reviewed in order to make easier the regulatory compliance process for our clients
- Up to 100 useful web links checked and included in the RRG



# Why the RRG

- A practical guide when trading in US, Canada, Japan, Panama and Argentina;
- A detailed operational reference for keeping up to date shipboard response plans and operational manuals as required by the U.S. federal and States, and other American laws;
- A detailed step by step description how ship owners and /or ship managers will be supported for preparing and implementing the various regulatory requirements in order to be in compliance on board their vessels;



# The Content

- **Section 1 Summary**
- **Section 2 US Federal Environmental Regulatory Requirements**
- **Section 3 US States Regulatory Requirements**
- **Section 4 US Customs and Border Protection Regulation**
- **Section 5 Other U.S. Regulatory Requirements**
- **Section 6 Canadian Environmental Regulatory Requirements**
- **Section 7 Panama Environmental Regulatory Requirements**
- **Section 8 Argentina Environmental Regulatory Requirements**
- **Section 9 OPRC HNS Protocol 2000 – Japan MDPC**
- **Section 10 ECM Forms, Questionnaires and Checklists**




# The Format

- Main Regulation References
- Summary
- Validity Date
- ECM Interpretation
- ECM Tips
- Web Links

# The Format


## Main Regulation References

## Summary


<b>Main Regulations References:</b>	
33 CFR PART 138.. Financial Responsibility For Water Pollution (Vessels)	
<b>SUMMARY:</b> OPA 90 also amended the requirements for Certificates of Financial Responsibility (COFRs) and the levels of such responsibilities. (The original limits set by Congress in 1997 were amended again in 2006). Vessel operators must have a USCG OPA 90 Certificate of Financial Responsibility (COFR) for vessels over 300 gross tons using the navigable waters of the United States. In addition, any vessel, regardless of tonnage, that is lightering or transshipping oil in the Exclusive Economic Zone (EEZ) of the USA, must have a COFR. This part sets forth the procedures by which an operator of a vessel may establish and maintain, for itself, and, where the operator is not the owner or demise charterer, for the owner and demise charterer of the vessel, evidence of financial responsibility to cover liability of the owner, operator, and demise charterer.	
	<b>Effective on:</b> See the Implementation Schedule in 33 CFR 138.15

## Validity Date

# The Format

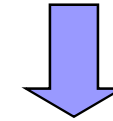
	<p>An operator may apply in advance for Certificates covering vessels which might be using United States waters at some future time.</p> <p>Obtaining Certificates in advance for such vessels would relieve the operator of the possibility of delay or detainment until a Certificate was obtained from the Coast Guard.</p>
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 **ECM Tips**

	<p>Only "operators" as defined in 33 CFR 138.20(b) may apply for Certificates and only one copy of the application form is necessary, regardless of the number of vessels operated by the applicant.</p> <p>Applications should be filed at least <u>21 days prior</u> to the date the Certificate is required.</p>
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# The Format

## Web Links



### Useful Related Links:

- OPA 90 full text : <http://www.opa90.com/opalinks.htm>
- CERCLA web site : <http://www.epa.gov/superfund/policy/cercla.htm>
- National Response Plan (NRP) & Disaster Funding :  
<http://www.uscg.mil/ccs/npfc/>
- Code of Federal Regulations Title 46 web site :  
<http://www.gpoaccess.gov/cfr/index.html>
- Superfund Amendments and Reauthorization Act (SARA) overview :  
<http://www.epa.gov/superfund/policy/sara.htm>
- Oil Spill Liability Trust Fund (OSLTF) info : <http://www.uscg.mil/ccs/npfc/>
- The COFR Web site contains information on the vessels that have been issued COFRs. The data contained therein is updated daily (M.F) as vessels are added or deleted from the list. The site also permits users to apply for, renew, change, and pay for COFR applications via the Web through the E.COFR application. <http://www.uscg.mil/ccs/npfc/COFRs/default.asp>
- COFR Blank form (pdf file) : <http://www.uscg.mil/npfc/forms.asp#cofr>
- Full pdf file of the NVIC 10-94 : <http://www.uscg.mil/hq/cg5/nvic/>



# How it works

- One single PDF file per Company
- Quarterly updates (Dec, Apr, Aug)
- Order procedure:
  - You can order your FREE trial Copy, now on [www.ecmeurope.net](http://www.ecmeurope.net) , or
  - filling the RRG form on your desk



# Benefits for ECM Clients

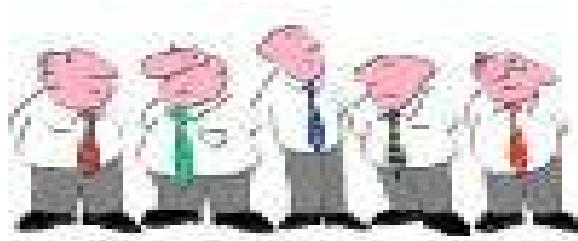
- Time-saver in compliance information;
- Provides a research tool on your desk;
- Quarterly RRG updates on your desk and on board your vessel;
- The RRG updates will be aligned with ECM Newsline & ECM Client Alerts.



# Benefits for ECM Clients

- Use the RRG as a tool for internal training for ashore and on board personnel; (i.e. the role of QI, OSRO, USCG, etc.)

# Questions ?



*Send your comments / suggestions regarding the RRG to:  
Renee Bowen and Bruno Di Lascio at: [rrg@ecmeurope.net](mailto:rrg@ecmeurope.net)*

[www.ecmeurope.net](http://www.ecmeurope.net)