

construction: Rayburn Custom Yachts, Vancouver, B.C.

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators. According to the applicant: "I have reviewed the following publications as well as all referenced Internet sites within these publications and found nothing shown as available for charter out of San Diego, CA. The Log, Sea Magazine, Power & Motoryacht, ShowBoats Intentional, BI Captain's Log, Dupont Registry A Buyers Guide to Fine Boats. I do not believe the chartering of my vessel will impact any other commercial charter service in my area."

(6) A statement on the impact this waiver will have on U.S. shipyards. According to the applicant: "The vessel has been and continues to be serviced by Driscoll Marine and other marine service companies in the San Diego, CA area. Its charter use will only increase the need to marine services in this area."

Dated: August 14, 2002.

By order of the Maritime Administrator.

**Joel C. Richard,**

*Secretary, Maritime Administration.*

[FR Doc. 02-21004 Filed 8-16-02; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Maritime Administration

[Docket Number: MARAD-2002-13136]

#### 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 ANTARES.

**SUMMARY:** As authorized by Pub. L. 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 Pub. L. 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-2002-13136. 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 Pub. L. 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:* ANTARES. *Owner:* Antares Investment Co.

(2) Size, capacity and tonnage of vessel. *According to the applicant:* "The vessel is a "Golden Star" 42' Aft Cabin, Sun Deck, Motor Yacht (#992742) with a 30,000 # displacement. She is

authorized to carry no more than 12 passengers."

(3) Intended use for vessel, including geographic region of intended operation and trade. *According to the applicant:* "The ANTARES will be docked at and available for "Back-Bay" Day Cruises, on the Alabama and Florida Panhandle Gulf Coast, out of SanRoc Cay Marina, in Orange Beach, Alabama. Local, USCG Licensed Captains will pilot the vessel, for charter, a maximum of 72 days per year."

(4) Date and Place of construction and (if applicable) rebuilding. *Date of construction:* 1989. *Place of construction:* Taiwan, ROC.

(5) A statement on the impact this waiver will have on other commercial passenger vessel operators. *According to the applicant:* "It is expected that this waiver will have no impact on other commercial passenger vessel operators; because it is believed that there are no other "motor vessels," in the area, offering this type of charter service. Existing operators offer "offshore" fishing charters or "scheduled" back-bay dolphin and sightseeing cruises. \* \* \* The "enterprise" will provide employment opportunities for local Captains, First Mates and "Service" companies."

(6) A statement on the impact this waiver will have on U.S. shipyards. *According to the applicant:* "It is also expected that this waiver will 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-2002-13138]

#### 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 DISCOVERY.

**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