

Privacy Notice

Authority: 46 U.S.C. §§3303; 70102a; and 33 C.F.R. Parts 155, 156, & 164.

Purpose: To document the outcome of a Port State Control (PSC) compliance examination conducted by the U.S. Coast Guard (USCG).

Routine Uses: The USCG Captain of the Port uses this information to ensure the results of a PSC examination is accurately documented in the Coast Guard's Marine Information for Safety and Law Enforcement (MISLE) database. The Coast Guard issues this form to document compliance with the requirements. For more information on how USCG uses this information, please see DHS/USCG PIA-008 Marine Information for Safety and Law Enforcement (MISLE), available at <https://www.dhs.gov/privacy>.

Disclosure: This notice also applies to the CG_5437B form if issued. Furnishing this information is voluntary.

An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number.

The Coast Guard estimates that the average burden for this report is 10 minutes (0.16 hours). You may submit any comments concerning the accuracy of this burden estimate or any suggestions for reducing the burden to: Commandant (CG-CVC), U.S. Coast Guard Stop 7501, 2703 Martin Luther King Jr Ave SE, Washington, DC 20593-7501 or Office of Management and Budget, Paperwork Reduction Project (1625-0037), Washington, DC 20503.

APPEAL PROCEDURES

(Reference: Title 46, Code of Federal Regulations, Subpart 1.03)

Any person directly affected by a decision or wishing to dispute the validity of a PSC action or their association with an IMO reportable control action should follow the appeal procedures contained in 46 CFR 1.03 and as outlined below:

Detentions (Safety and/or Security) not related with RO/RSO

- 1) Appeals must be submitted in writing within **30 days** after the decision or action being appealed was made. The appeal must contain a description of the decision or action appealed and the reason why the decision or action should be set aside or revised.
- 2) All IMO reportable control action appeals must be submitted first to the cognizant Officer in Charge of Marine Inspection (OCMI) for reconsideration. The issuing unit's name/address is located in the bottom left corner of the Form A.
- 3) If not satisfied by the decision or action of an OCMI after requesting reconsideration, a formal appeal of that decision or action may be made within **30 days**, via the office of the cognizant OCMI, to the District Commander of the district in which the office of the cognizant OCMI is located.
- 4) If not satisfied by the District Commander's decision or action on appeal, a formal appeal of that decision or action may be made within **30 days**, via the office of the cognizant District Commander to Commandant (CG-CVC).
- 5) Commandant (CG-CVC) is final agency action on the appeal.

RO/RSO Related Detentions (Safety and Security)

- 1) Any RO/RSO wishing to dispute their association with a detention must make their appeal in writing within 30 days after the last administrative action is taken by the Coast Guard DIRECTLY to Commandant (CG-CVC) at the following address:

United States Coast Guard Headquarters
COMMANDANT (CG-CVC)
Attn: Port State Control Division
2703 Martin Luther King Jr Ave, SE
Stop 7501
Washington, DC 20593-7501

OR

Email: portstatecontrol@uscg.mil

U.S. COAST GUARD PORT STATE CONTROL

For information on the U.S. Coast Guard's Port State Control (PSC) Program, you may visit our website at:

<http://www.dco.uscg.mil/cvc>