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THESES AND MAJOR PAPERS

A Policy Analysis of the Commercial Fishing Industry Vessel Safety Act of 1988

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Degree Type

Major Paper

Degree Name

Master of Arts in Marine Affairs

Abstract

During the mid-1980's, the crisis in marine insurance and growing concern over fishing vessel safety combined to stimulate passage of the Commercial Fishing Industry Vessel Safety Act of 1988. This law was enacted with the goal of improving the overall safety of commercial fishing industry vessels. However, the Act as passed by Congress contained no provisions for marine insurance reform. As a result, the commercial Fishing Industry Vessel Safety Act offered little incentive for the industry to improve upon its dubious safety record. With the exception of self-insurance clubs, the vast burden of implementing the Act has fallen upon the U.S. Coast Guard. Implementation of any congressional mandate necessarily involved identification of Congressional intent. In the case of the Commercial Fishing Industry Vessel Safety Act, the intent of Congress was to promote a proactive risk management system and the use of voyage terminations as a primary enforcement mechanism. Unfortunately, this policy has been implemented within the Coast Guard such that the authority to terminate a fishing vessel voyage is concentrated at a high level within that agency, and the Coast Guard has been precluded from effectively utilizing the enforcement tool which Congress provided for in the Act. Instead, the Coast Guard has focused its enforcement efforts on post-contact control measures such as mandating exposure suits and life rafts, and in so doing has missed the opportunity to prevent accidents by creating a new risk management regime. By refocusing enforcement efforts within the Coast Guard in order to create a more effective risk management system, the fishing vessel safety program currently in place in this country could be vastly improved. Likewise, a more aggressive data gathering protocol and the utilization of risk management methodology to measure and identify hazards within the commercial fishing industry is necessary to the effectiveness of this program.

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The Merchant Shipping Act 1988 c.12 was an Act of Parliament of the United Kingdom. It aimed to prevent foreign fishing fleets from fishing in British territorial waters. In the Factortame case, its provisions in Parts I and II, Registration of British Ships, were disapplied by the House of Lords when they were found to conflict with European Community law and the Common Fisheries Policy. Part II dealt only with fishing vessels and was found to be repugnant by the European Court of Justice. The Acronym. Definition. CFVSA. Commercial Fishing Vessel Safety Act of 1988. Copyright 1988-2018 AcronymFinder.com, All rights reserved. Suggest new definition. Want to thank TFD for its existence? Tell a friend about us, add a link to this page, or visit the webmaster's page for free fun content. Link to this page Commercial Fishing Industry Vessel Safety Act of 1988. Commercial Fishing Revolving Loan Fund. Commercial Fishing Vessel. Commercial Fishing Vessel Examination. Commercial Fishing Vessel License. Commercial Fishing Vessel Safety. Commercial Fishing Vessel Safety Act of 1988. Commercial Fishing Vessel Safety Exam. Commercial flops. Commercial flops. Comparisons of the safety record of the fishing industry with other industrial sectors indicate that it continues to be the most dangerous occupation by a significant margin. Satety data from fishing vessels are scarce and often accompanied with a high degree of uncertainty. For this reason the use of conventional probabilistic risk assessment may not be well suited. This paper proposes two novel approaches for risk and maintenance modelling of fishing vessels. Besides, the flexible policies are optimized to minimize customer's cost, which is the sum of the downtime loss and shared

ma	maintenance cost. A practical example is provided to illustrate the effectiveness of the proposed flexible warranty policies.						