

1 **“§ 5035. Vice Chief of Naval Operations: appointment;**
2 **powers and duties; succession to duties of**
3 **Chief of Naval Operations**

4 “(a) There is a Vice Chief of Naval Operations appoint-
5 ed by the President, by and with the advice and consent of
6 the Senate, from officers on the active-duty list in the line of
7 the Navy serving in grades above captain and eligible to
8 command at sea.

9 “(b) The Vice Chief of Naval Operations, while so serv-
10 ing, has the grade of admiral without vacating his regular or
11 reserve grade.

12 “(c) The Vice Chief of Naval Operations has such au-
13 thority and duties with respect to the Department of the
14 Navy as the Chief of Naval Operations, with the approval of
15 the Secretary of the Navy, may delegate to or prescribe for
16 him. Orders issued by the Vice Chief of Naval Operations in
17 performing such duties have the same effect as those issued
18 by the Chief of Naval Operations.

19 “(d) When there is a vacancy in the office of Chief of
20 Naval Operations or during the absence or disability of the
21 Chief of Naval Operations—

22 “(1) the Vice Chief of Naval Operations shall per-
23 form the duties of the Chief of Naval Operations until
24 a successor is appointed or the absence or disability
25 ceases; or