U.S. Department
of Transportation

**Research and
Special Programs
Administration**

JAN 4 1990

400 Seventh Street, S.W.
Washington, D.C. 20590

DOT-E 10302

1. Austin Powder Company, Cleveland, Ohio is hereby granted an emergency exemption from certain provisions of this Department's Hazardous Materials Regulations to offer packages of a high explosive for transportation in commerce subject to the limitations and special requirements specified herein. This exemption authorizes shipments of trinitrotoluene (TNT), Class A explosive, in packages which are labeled in accordance with IMO regulations rather than DOT regulations and provides no relief from any regulation other than as specifically stated.

2. BASIS. This exemption is based on Austin Powder Company's application dated December 20, 1989 submitted in accordance with 49 CFR 107.113 based on a protection of life and property.

3. HAZARDOUS MATERIALS (Descriptor and class). Trinitrotoluene (TNT), classed as class A explosive.

4. PROPER SHIPPING NAME (49 CFR 172.101). High explosive.

5. REGULATION AFFECTED. 49 CFR 171.12 (d), 172.411(a).

6. MODES OF TRANSPORTATION AUTHORIZED. Motor vehicle and cargo vessel.

7. SAFETY CONTROL MEASURES. Packagings must be transported in closed motor vehicles from port-of-entry to final destination.

8. SPECIAL PROVISIONS.

a. A copy of this exemption must be carried on each motor vehicle used to transport packages covered by this exemption.

b. Labels on packages may be as specified in IMO's IMDG Code rather than as specified in 49 CFR, Part 172.

c. Placarding must be as specified for Explosives A in 49 CFR, Part 172.

9. REPORTING REQUIREMENTS. Any incident involving a fire, explosion, or loss of contents of the package must be reported to the Office of Hazardous Materials Transportation as soon as practicable.

10. EXPIRATION DATE. January 31, 1990.

Issued at Washington, D.C.:

JAN 4 1990

Date

Alan I. Roberts
Director
Office of Hazardous Materials
Transportation

Address all inquiries to: Director Office of Hazardous Materials Transportation, Research and Special Programs Administration, U.S. Department of Transportation, Washington, D.C. 20590. Attention: Exemptions Branch.

Dist: USCG, FHWA