U.S. Department
of Transportation

**Pipeline and
Hazardous Materials
Safety Administration**

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

SEP 2 1 2005

DOT-E 12720
(FIRST REVISION)

EXPIRATION DATE: August 31, 2007

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: American Honda Motor Company
Torrance, CA

2. PURPOSE AND LIMITATION:

a. This exemption authorizes the transportation in commerce, by cargo vessel, of battery fluid in authorized packagings, in an overpack used to ship a motor vehicle, without securing the overpack to the floor of the freight container. This exemption does not provide relief from any other Hazardous Materials Regulation other than as specifically stated herein.

b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.

3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.

4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 172.203(a) in that marking the exemption number on the shipping paper is waived; 176.76(a)(4) in that the load (overpack) is not secured to the floor of the freight container.

5. BASIS: This exemption is based on the application of American Honda Motor Company dated August 24, 2005, submitted in accordance with § 107.109.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Proper Shipping Name/ Hazardous Materials Description	Hazard Class/ Division	Identi-fication Number	Packing Group
Battery fluid, acid	8	UN2796	II
Battery fluid, alkali	8	UN2797	II

7. SAFETY CONTROL MEASURES:

PACKAGING - The packaging prescribed is a combination package consisting of a non-specification, non-reusable, high-strength plastic inner receptacle, packed in a strong outer fiberboard box or UN4G fiberboard box, as specified in §§ 173.154 or 173.202. The combination package is shipped with a motor vehicle in an overpack or dedicated handling device and the combination package must meet the following conditions:

(1) The gross weight of the combination packaging may not exceed 5 kgs gross mass and the inner packaging volumetric capacity may not exceed 1.0 liter.

(2) The combination packaging must be tightly packed and secured to prevent movement of the inner packages within the overpack or dedicated handling device.

(3) No more than one (1) combination package may be offered in any overpack or dedicated handling device.

8. SPECIAL PROVISIONS:

a. A current copy of this exemption must be maintained at each facility where the package is offered or reoffered for transportation.

b. Each overpack must be marked in accordance with §172.301(c).

c. The marking requirements of § 172.203(a) as waived.

9. MODES OF TRANSPORTATION AUTHORIZED: Cargo vessel.

10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each cargo vessel used to transport packages covered by this exemption.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

- All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- Persons operating under the terms of this exemption must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
- Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when the exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this exemption are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR

§§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this exemption must notify the Associate Administrator for Hazardous Materials Safety -- OHMEA, in writing, of any incident involving a package, shipment or operation conducted under terms of this exemption.

Issued in Washington, D.C.:

Robert A. McGuire
for Associate Administrator for
Hazardous Materials Safety

SEP 2 1 2005
DATE

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, Washington, D.C. 20590. Attention: PHH-31.

Copies of this exemption may be obtained by accessing the Hazardous Materials Safety Homepage at http://hazmat.dot.gov/exemptions Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

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