



U.S. Department  
of Transportation

**Research and  
Special Programs  
Administration**

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

JUN 3 1998

R. J. Reinemann  
Lieutenant, U.S. Coast Guard  
Department of Transportation  
222 W. Oglethorpe Ave., Suite 402  
Savannah, GA 31401

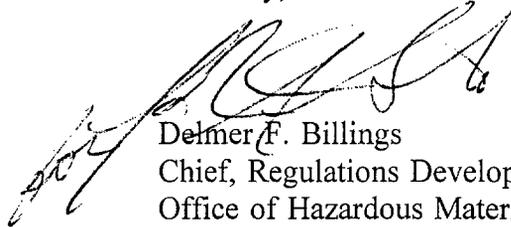
Dear Lieutenant Reinemann:

This is in response to your letter concerning the transportation of ORM-D materials by water borne traffic. Specifically, you are requesting clarification concerning the use of the ORM-D classification for international shipments (i.e., outside of the U.S. and its territories) under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180).

Entries preceded by a "D" in column one of the Hazardous Materials Table (HMT) may not be suitable for international shipments under the provisions of international regulations (e.g., International Maritime Organization Dangerous Goods Code (IMDG)) as outlined in § 172.101(b)(3) of the HMR. The ORM-D designation is suitable for domestic shipments, as specified by the letter "D" in column one of the HMT. Since there is no provision for the ORM-D classification in the IMDG regulations, a different shipping name must be chosen which complies with IMDG regulations. Please note that vessel shipments within the U.S. may conform to the HMR.

I hope this answers your inquiry. If we can be of further assistance, do not hesitate to contact us.

Sincerely,



Delmer F. Billings  
Chief, Regulations Development  
Office of Hazardous Materials Standards

U.S. Department  
of Transportation

United States  
Coast Guard



Commanding Officer  
U.S. Coast Guard  
Marine Safety Office

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16616

FEB 24 1998

*Contractor  
File 107.14*

Mr. Edward T. Muzzulo  
Director, Office of Hazardous Material Standards  
U.S. Department of Transportation  
Research and Special Programs Administration (DHM-10)  
400 Seventh Street SW  
Washington, DC 20590

Dear Mr. Muzzulo:

I am requesting written regulatory clarification in accordance with 49 Code of Federal Regulations 107.14 for the transportation of Other Regulated Material (ORM-D) in international transportation involving water borne traffic.

During regulatory compliance inspections, it has been found that shippers of small quantities of materials, in class 3 and class 8, have been designating these packages as ORM-D. As ORM-D is not found in the International Maritime Dangerous Goods code (IMDG) and no reference is found in the 49 C.F.R. sections 173.144 through 173.156 to exclude water transport from this regulation, it has been increasingly difficult to regulate the proper transportation of these commodities for both the U.S. Coast Guard and National Cargo Bureau. To add additional confusion, it is not clearly explained in 49 C.F.R. 171.8 or the above referenced sections, that the "D" is meant for domestic transportation.

If you have any questions please contact Ensign Eagle or the Facility Safety Division at the above number. Thank you for your assistance in this matter.

Sincerely,

R. J. REINEMANN  
Lieutenant, U.S. Coast Guard  
By direction of the  
Captain of the Port