



U.S. Department  
of Transportation  
**Pipeline and Hazardous  
Materials Safety  
Administration**

1200 New Jersey Ave., S.E.  
Washington, DC 20590

JUL 24 2008

Mr. John Foglio  
Manager, Hazardous Materials  
Transportation Safety  
Evonik Degussa Corporation  
379 Interpace Parkway  
Parsippany, NJ 07054-0677

Ref. No.: 08-0155

Dear Mr. Foglio:

This responds to your letter regarding the requirements under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180) for placement of the words “Limited Quantity” or “Ltd Qty” on a preprinted shipping paper.

According to your letter, your company uses a computer generated, preprinted shipping paper to describe its hazardous materials offered for transportation in commerce. The manner in which your computer generated system is set up, “Limited Quantity” appears after the basic description, but sometimes not directly after it. Often times, technical names of marine pollutants and hazardous substances appear directly after the packing group and before the words “Limited Quantity”. Sometimes, safety phrases appear in the same position. For example, Stow away from foods or other phrases, such as the control and emergency temperatures, when applicable, may appear in the position between the packing group and “Limited Quantity”.

Currently, the basic description on a shipping paper must be shown in the following sequence: the proper shipping name, hazard class/division number, identification number, and packing group, if applicable (see § 172.202(a)). The description for a hazardous material offered for transportation as “Limited Quantity,” must include the words “Limited Quantity” or “Ltd Qty” following the basic description (see § 172.203(b)). A shipping paper may contain additional information concerning the material provided the information is not inconsistent with the required description. Unless otherwise permitted or required, additional information must be placed after the basic description (see §172.201(a)(4)).

Additional information, such as that prescribed by § 172.203 (e.g., hazardous substances or marine pollutants) or other additional information concerning a hazardous material must be placed after the basic description on a shipping paper, except that certain notations such as

“RQ” may appear before the proper shipping name, and a technical name or chemical group name for a generic description may follow the proper shipping name. Shipping papers that are designed in columnar form may have the quantity shipped and type of packaging, e.g., “19 drums” entered before the basic description. Other information such as safety phrases or the control and emergency temperatures must be entered on the shipping paper after the basic description, which means in association with the basic description (i.e., its clear that the information applies to that description).

Although you did not provide a copy of your preprinted shipping paper, the sequence for “Limited Quantity” or “Ltd. Qty” and the “safety phrases” appearing after the basic description, in the manner described in your letter, are acceptable.

I hope this information is helpful. If we can be of further assistance, please contact us.

Sincerely,



Susan Gorsky  
Acting Chief, Standards Development  
Office of Hazardous Materials Standards

Engram  
§172.203  
Shipping Papers  
08-0155

May 21, 2008

Associate Administrator for  
Hazardous Materials Safety  
Pipeline and Hazardous Materials Safety Administration  
Attention: Office of Hazardous Materials Standards (PHH-10)  
Department of Transportation  
East Building  
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Washington, DC 20590-0001

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Re: Placement of the phrase "Limited Quantity"

Dear Mr. John Gale,

Section 172.203 requires the words "Limited Quantity" to be entered on the shipping paper following the basic description. The way our computer system is set up "Limited Quantity" appears after the basic description but sometimes not directly after it. Oftentimes technical names of marine pollutants and hazardous substances appear directly after the packing group and before the words "Limited Quantity". Sometimes other safety phrases appear in the same position. For example, Stow away from foods or other may appear in the position between the packing group and "Limited Quantity".

We don't think it is intended to require the placement of the words "Limited Quantity" directly after the packing group because by comparison the Control and Emergency temperatures, when applicable, which seem to be more important need only be "included on the shipping paper" and not in any specific place.

We are informed by our IT department that it will take up to 10 man days to change our system and we don't want to spend that kind of money under the circumstances unless we have to do so. It is permitted to have other safety information

between the packing group and the words "Limited Quantity" even if some of that information is not required information like the example "Stow away from food" keeping in mind that even emergency temperatures need only be "included on the shipping paper in no specific place? We would agree to put the words in capital letters so they will stand out more if that makes any difference.

Please advise. Thank you.

Sincerely,

A handwritten signature in cursive script that reads 'John Foglio'.

John Foglio  
Manager, Hazardous Materials  
Transportation Safety