U.S. Department of Transportation
Research and Special Programs Administration

JUL - 9 1993

DOT-E 11061

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

EXPIRATION DATE: July 30, 1993

(FOR RENEWAL, SEE 49 CFR SECTION 107.105.)

1. GRANTEE: ICI Canada, Forest Products Division, Montreal, Quebec, Canada (U.S. Agent - ICI Americas, Wilmington, Delaware)

2. PURPOSE AND LIMITATION: This emergency exemption authorizes the transportation in commerce of a DOT Specification 105A500W tank car, containing a division 2.3 material, meeting all DOT requirements except that the tank car has a defective liquid valve which is equipped with a chlorine "C" kit. This exemption provides no relief from any regulations other than as specifically stated.

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

4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR 173.31(b)(3); 179.100-12(c); 179.100-13; and 179.102-2.

5. BASIS. This emergency exemption is based on ICI Canada's application of June 29, 1993, submitted in accordance with 49 CFR 107.113, and a determination that it is necessary for the protection of life and property.

6. HAZARDOUS MATERIALS (49 CFR 172.101):

| Hazardous materials description/proper shipping name | Hazard Class/Division | Identification number | Packing Group |
|---|---|---|---|
| Chlorine | 2.3 | UN 1017 | N/A |

7. PACKAGING(S) and SAFETY CONTROL MEASURES:

a. PACKAGING - Packaging prescribed is a DOT Specification 105A500W tank car, ACFX 75219, with a defective liquid valve on the "A" end of the tank car. The valve has been equipped with a chlorine "C" kit to prevent the emission of chlorine vapors.

b. The manway protective housing cover, while opened, must be chained or otherwise fastened so that it cannot change position during transportation.

c. TESTING - The safety relief valve for tank car ACFX 75219 must be retested prior to the tank car being refilled.

d. MARKING - Tank car ACFX 75219 must be marked "DOT-E 11061" in four inch letters on a contrasting background above the DOT specification number.

8. SPECIAL PROVISIONS.

a. Shipment of tank car ACFX 75219 is authorized from SCM Chemical, Baltimore, Maryland, to ICI Canada, Becancour, Quebec, Canada, a distance of approximately 926 miles utilizing the most direct route via CSX Transportation, Buffalo and Pittsburgh Railroad, and Canadien National. Routing for the shipment is authorized as CSXT-New Castle-BP-Buffalo-CN.

b. Persons who receive packages covered by this exemption may reoffer them for transportation provided no modifications or changes are made to the packages, all terms of this exemption are complied with, and a current copy of this exemption is maintained at each facility from which such reoffering occurs.

9. MODES OF TRANSPORTATION AUTHORIZED. Rail freight.

10. MODAL REQUIREMENTS: The Federal Railroad Administration is to be notified if any unusual incident, such as derailment or exterior tank car damage, occurs during the movement by contacting the:

Federal Railroad Administration
Office of Safety, RRS-12
400 Seventh Street, S.W.
Washington, D.C. 20590
(202) 366-9178 or 366-0549

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 Hazardous Materials Transportation Act:

- All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, Parts 171-180.
- Any use or application of this exemption, including display of its number, when the exemption has expired or is otherwise no longer in effect unless a regulation has been amended making the exemption no longer necessary.
- Registration required by 49 CFR 107.601 et seq., when applicable.

12. REPORTING REQUIREMENTS. The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (49 CFR 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must also inform the AAHMS, in writing, as soon as practicable of any incidents involving the package and shipments made under this exemption.

Issued at Washington, D.C.:

J. Suzanne Hedgepeth

Alan I. Roberts
Associate Administrator for
Hazardous Materials Safety

JUL - 9 1993
(DATE)

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

The original of this exemption is on file at the above office. Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

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