

November 21, 2014



U.S. Department  
of Transportation

East Building, PHH-30  
1200 New Jersey Avenue S.E.  
Washington, D.C. 20590

**Pipeline and Hazardous  
Materials Safety Administration**

DOT-SP 11458  
(SIXTEENTH REVISION)

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: (See individual authorization letter)
2. PURPOSE AND LIMITATION:
  - a. This special permit authorizes the transportation in commerce of display packs of Consumer commodity packages or limited quantities packages that exceed the 30 kg gross weight limit. This special permit provides no relief from the Hazardous Material Regulations or the International Maritime Dangerous Goods (IMDG) Code other than as specifically stated herein. This special permit serves as an "exemption" under Chapter 7.9, Section 7.9.1 of the IMDG Code. The most recent revision supersedes all previous revisions.
  - b. The safety analyses performed in development of this special permit only considered the hazards and risks associated with transportation in commerce.
  - c. Unless otherwise stated herein, this special permit consists of the special permit authorization letter issued to the grantee together with this document.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180 and the IMDG Code.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 172.203(a) in that the special permit number must be marked on shipping papers, § 173.156(b)(2) in that transportation by cargo vessel is not authorized, § 173.156(b)(2)(v) in that the maximum net quantity of hazardous material permitted on one palletized unit may not exceed 250 kg and Chapter 3.4, Section 3.4.2.1 of the IMDG Code in that the total gross mass of a package may not exceed 30 kg, except as provided herein.

November 21, 2014

5. BASIS: This special permit is based on the Pipeline and Hazardous Materials Safety Administration's (PHMSA) editorial review under § 107.105 initiated on February 16, 2012 and additional information dated October 30, 2014.
6. HAZARDOUS MATERIALS (49 CFR § 172.101):

<b>Proper Shipping Name</b>	<b>Hazardous Class or Division</b>	<b>Identification Number</b>	<b>Packing Group</b>
Class 3, 8, 9 and Division 2.1, 2.2 and 5.1 materials reclassified as Consumer Commodity*	ORM-D*	None	None
Class 3, 8, 9 and Division 2.1, 2.2 and 5.1 materials transported as Limited Quantities	As Appropriate	As Appropriate	As Appropriate

\*The proper shipping description "Consumer Commodity, ORM-D" may not be used for air transportation after December 31, 2012.

7. SAFETY CONTROL MEASURES:
- a. PACKAGING - Combination packages, which conform to the packaging requirements of Subpart B of 49 CFR Part 173, meeting the following limitations:
- (1) The inner containers must conform to the quantity limits for inner packagings prescribed in §§ 173.150(b), 173.152(b), 173.154(b), 173.155(b) and 173.306(a) and (b), as appropriate.
  - (2) The inner containers must be packed into trays to prevent individual containers from moving freely inside the completed combination package during transportation.
  - (3) The tray(s) must be placed into a fiberboard box. The fiberboard box must be banded and secured to the pallet by metal, fabric, or plastic straps to form a single palletized unit.

November 21, 2014

- (4) The maximum net quantity of hazardous material permitted on one palletized unit is 550 kilograms.

8. SPECIAL PROVISIONS:

a. For the purpose of this special permit display packs are defined as follows: a pallet-sized package intended to be placed on the floor of retail instrumentalities, and provide direct customer access to consumer commodities contained therein once the outer fiberboard packaging is removed.

b. A person who is not a holder of this special permit who receives a package covered by this special permit may re-offer it for transportation provided no modifications or changes are made to the package and it is reoffered for transportation in conformance with this special permit and the HMR.

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

d. This special permit in no way affects the need to obtain any required authorizations from other agencies of the United States Government or from the competent authorities of countries of transit and destination.

e. The outside of each palletized unit covered by this special permit must be plainly and durably marked as either "Consumer commodity" as prescribed in § 172.316 or "Limited Quantities" as prescribed in § 172.315. You may not identify the load as both. It must also be marked "DOT-SP 11458" in letters at least 1 inch in height on a background of sharply contrasting color.

f. The marking requirements of § 172.203(a) are waived.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle, rail freight and cargo vessel.

10. MODAL REQUIREMENTS: Packages covered by this special permit may be transported by rail freight only in trailer-on-flat-car (TOFC) or container-on-flat-car (COFC) service, or roadrailer/railrunner. When offered for transportation under the terms of the IMDG Code, a current copy of this special permit must be carried aboard each cargo vessel used to transport packages covered by this special permit.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq.:
- o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
  - o Persons operating under the terms of this special permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
  - o Registration required by § 107.601 et seq., when applicable.

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

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

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) - 'The Hazardous Materials Safety and Security Reauthorization Act of 2005' (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "exemption" to "special permit" and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR 171.15 Immediate notices of certain hazardous materials incidents, and 171.16 Detailed hazardous materials incident

November 21, 2014

reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:



for Dr. Magdy El-Sibaie  
Associate Administrator for Hazardous Materials Safety

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 special permit may be obtained by accessing the Hazardous Materials Safety Homepage at [http://hazmat.dot.gov/sp\\_app/special\\_permits/spec\\_perm\\_index.htm](http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm) Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: LaValle