

December 21, 2018



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 15817  
(FOURTH REVISION)

**EXPIRATION DATE: 2022-11-30**

(FOR RENEWAL, SEE 49 CFR 107.109)

1. GRANTEE: C. L. Smith Company Inc  
Saint Louis, MO
2. PURPOSE AND LIMITATION:
  - a. This special permit authorizes the manufacture, marking, sale and use of a specially designed combination packaging described herein for transportation in commerce of Division 6.1, PG II and III materials without hazard labels or placards. This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein. 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. In accordance with 49 CFR 107.107(a) party status may not be granted to a manufacturing permit. These packagings may be used in accordance with 49 CFR 173.22a.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR §§ 173.13(c)(2)(i) in that the maximum amount per inner packaging may be exceeded and 173.13(c)(2)(iii) in that a protective frame is authorized in place of an inner fiberboard box.
5. BASIS: This special permit is based on the application of C. L. Smith Company Inc dated December 17, 2018 submitted in accordance with § 107.109.

6. HAZARDOUS MATERIALS (49 CFR 172.101):

<b>Hazardous Materials Description</b>			
<b>Proper shipping name</b>	<b>Hazard Class/ Division</b>	<b>Identification Number</b>	<b>Packing Group</b>
Toxic solid, inorganic, n.o.s. <sup>1</sup>	6.1	UN3288	II or III
Toxic solid, organic, n.o.s. <sup>1</sup>	6.1	UN2811	II or III

<sup>1</sup>This special permit is limited materials that meet the definition for Division 6.1 oral toxicity only.

7. SAFETY CONTROL MEASURES:

a. PACKAGING: Packagings must meet the following requirements:

(1) Solid hazardous materials must be placed in a plastic bag further packed in a UN1H2 plastic drum. The net quantity of material in the inner packaging may not exceed 3 kilograms. The inner packaging must be sealed and must be compatible with the product;

(2) The inner packaging must be placed in an outer packaging with a protective frame insert which is designed to prevent impact and movement of the plastic drum. Only one frame insert may be placed into each outer package. The outer package must conform to § 173.211.

(3) All closures must be held securely in place by positive means.

b. TESTING: The completed package, assembled as for transportation must be successfully tested in accordance with 49 CFR Part 178 at the Packing Group I level.

8. SPECIAL PROVISIONS:

a. In accordance with the provisions of Paragraph (b) of § 173.22a, persons may use the packaging(s) authorized by this special permit for the transportation of the hazardous materials specified in paragraph 6, only in conformance with the terms of this special permit.

b. A person who is not a holder of this special permit, but receives a package covered by this special permit, may reoffer it for transportation provided no modification or change is made to the package and it is offered 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. Each packaging manufactured under the authority of this special permit must be either (1) marked with the name of the manufacturer and location (city and state) of the facility at which it is manufactured or (2) marked with a registration symbol designated by the Office of Hazardous Materials Special Permits and Approvals for a specific manufacturing facility.

e. A current copy of this special permit must be maintained at each facility where the package is manufactured under this special permit. It must be made available to a DOT representative upon request.

f. For transportation by aircraft, the completed package must be offered in conformance with § 173.27(c).

g. MARKING and LABELING: Each package shipped under this special permit must be marked "DOT-SP 15817 - NO HAZARD LABELS REQUIRED" in letters at least 12.0 mm (one-half inch) high on a contrasting background in proximity to required DOT markings.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle, rail freight, cargo aircraft and passenger-carrying aircraft.

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10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each aircraft used to transport packages covered by this special permit. The shipper must furnish a current copy of this special permit to the air carrier before or at the time the shipment is tendered.
  
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.

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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 notice of certain hazardous materials incidents, and 171.16 Detailed hazardous materials incident 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 William Schoonover  
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)  
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PO: LAVALLE/TG