1. **GRANTEE:** Western International Gas & Cylinders, Inc.  
   Bellville, TX

2. **PURPOSE AND LIMITATION:**
   
   a. This special permit authorizes the transportation in commerce of certain Transport Canada (TC) or Canadian Transport Commission (CTC) cylinders not authorized for transport within the United States, for the purposes of requalification or refill. 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 the development of this special permit only considered the hazards and risks associated with the transportation in commerce.

   c. No party status will be granted to this special permit.

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

4. **REGULATIONS FROM WHICH EXEMPTED:** 49 CFR 171.12 in that Transport Canada or CTC specification cylinders not corresponding with DOT specifications are not authorized, except as specified herein.

5. **BASIS:** This special permit is based on the application of Western International Gas & Cylinders, Inc. dated July 14, 2022, submitted in accordance with § 107.105, the public proceeding thereon, and additional information submitted January 20, 2023.
6. **HAZARDOUS MATERIALS (49 CFR 172.101):**

<table>
<thead>
<tr>
<th>Proper Shipping Name</th>
<th>Hazard Class/Division</th>
<th>Identification Number</th>
<th>Packing Group</th>
</tr>
</thead>
<tbody>
<tr>
<td>Acetylene, dissolved</td>
<td>2.1</td>
<td>UN1001</td>
<td>N/A</td>
</tr>
</tbody>
</table>

7. **SAFETY CONTROL MEASURES:**

a. **PACKAGING:** Prescribed packagings are non-DOT specification steel cylinders which are in full compliance with one of the following Transport Canada (TC) or Canadian Transport Commission (CTC) specifications: TC 8WM, TC 8WAM or CTC 8WC.

b. **REQUALIFICATION:** Prior to each cylinder being filled with acetylene for the first time by the grantee the cylinder shell and the porous filler must be requalified in accordance with § 180.205 by a DOT RIN (Requalifier Identification Number) holder and marked in accordance with § 180.213.

c. **MARKING:** Each cylinder must be marked with "DOT-SP 21413" in addition to the markings required by the original specification.

d. **OPERATIONAL CONTROLS:** No person may perform requalification or refill of cylinders to this special permit unless:

   (1) That person an employee of the grantee of this special permit and has a current copy of this special permit at the location of requalification or refill.

   (2) Complies with all the terms and conditions of this special permit.

8. **SPECIAL PROVISIONS:**

a. A person who is not a holder of this special permit who receives a package covered by this special permit may reoffer 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.

b. Shippers (offerors) may use the cylinders specified and tested in accordance with the provisions of this special permit for the transportation in commerce of those hazardous materials specified herein, provided no modifications or changes are made to the cylinders.
All terms of this special permit and other applicable requirements contained in 49 CFR Parts 100-185 must be met.

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

d. Transportation of Division 2.1 (flammable gas) is not authorized aboard cargo vessels unless specifically authorized in the Hazardous Materials Table (§ 172.101).

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

10. **MODAL REQUIREMENTS**: A current copy of this special permit must be carried aboard each cargo vessel, or motor vehicle 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 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.:

[Signature]

for William Schoonover
Associate Administrator for Hazardous Materials Safety


Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at [https://www.phmsa.dot.gov/approvals-and-permits/hazmat/special-permits-search](https://www.phmsa.dot.gov/approvals-and-permits/hazmat/special-permits-search). Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: RS/TG