



DEPARTMENT OF TRANSPORTATION
HAZARDOUS MATERIALS REGULATIONS BOARD
WASHINGTON, D.C. 20590

37488

[Docket Nos. HM-102; Amdt. Nos. 172-33, 173-78, 174-19, 177-29]

PART 172—LIST OF HAZARDOUS MATERIALS CONTAINING THE SHIPPING NAME OR DESCRIPTION OF ALL MATERIALS SUBJECT TO PARTS 170-189 OF THIS CHAPTER

PART 173—SHIPPERS

PART 174—CARRIERS BY RAIL FREIGHT

PART 177—SHIPMENTS MADE BY WAY OF COMMON, CONTRACT, OR PRIVATE CARRIERS BY PUBLIC HIGHWAY

Flammable, Combustible, and Pyrophoric Liquids, Definitions; Extension of Mandatory Effective Date

On January 24, 1974, the Hazardous Materials Regulations Board ("the Board") published Amendment Nos. 172-23, 173-78, 174-19, and 177-29 in Docket No. HM-102 (39 FR 2768) which specified a new definition for the class of materials identified as "Flammable liquid" and created a new class of hazardous materials identified as "Combustible liquids."

The Board has received several petitions relating to modifications of certain test criteria (e.g., evaporation criteria, Setflash, viscosity), addition of certain shipping names, delay of applicability of regulations to shelf stock packaged before December 31, 1974, and marking and labeling of certain packaging containing flammable liquids. In addition, several petitioners have requested delay of the effective date for periods up to 1 year.

In view of the time that will be involved in reviewing these petitions for reconsideration, several of which the Board believes may have merit, the Board is of the opinion that there is justification to postpone the effective date in this docket.

In consideration of the foregoing, the Board has changed the mandatory effective date for Amendment Nos. 172-23, 173-78, 174-19, and 177-29 from January 1, 1975 to July 1, 1975. However, voluntary compliance continues to be authorized except as the amendments pertain to the placarding of tank cars containing combustible liquids.

(Transportation of Explosives Act (18 U.S.C. 831-835); sec. 6, Department of Transportation Act (49 U.S.C. 1655); Title VI and sec. 902(h), Federal Aviation Act of 1958 (49 U.S.C. 1421-1430, 1472(h), 1655(c))).

Issued in Washington, D.C. on October 15, 1974.

ALAN I. ROBERTS,
Secretary, Hazardous Materials
Regulations Board.

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