



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

32615

[Docket No. HM-57; Amdts. Nos. 171-14,
172-14, 172-20, 173-61, 173-74, 174-14,
175-7, 177-21, 178-26]

CLASSIFICATION OF CORROSIVE
HAZARDS

Postponement of Mandatory Effective Date

In the matter of Parts 171, 172, 173,
174, 175, 177, 178.

On October 12, 1973 (38 FR 28292), the
Hazardous Materials Regulations Board
("the Board") published a revised text
to the next to the last paragraph of FR
Doc. 73-1594 (39 FR 20837) which read
as follows:

Amendments Nos. 171-14, 172-14, 172-20,
173-61, 173-74, 174-14, 175-7, 177-21, 178-26,
except as they pertain to materials corrosive
only to aluminum, are effective December 31,
1973, and are effective in their entirety on
September 30, 1974. However, compliance
with the regulations, as amended therein, is
authorized immediately.

The Council for Safe Transportation
of Hazardous Articles (COSTHA) has
petitioned for a further extension of the
effective date on materials corrosive only
to aluminum pending the resolution of
matters in Docket HM-112. In that
Docket (39 FR 3022), the Board proposed
reclassification of these materials as
Other Regulated Materials, Group B
(ORM-B), which would have certain
marking requirements but would other-
wise not be substantively regulated un-
less shipped by aircraft.

COSTHA points out that:

The original date for close of the com-
ment period of Docket No. HM-112 has been
extended from May 28, 1974 to August 31,
1974. It is unlikely that there could be any
administrative determination on the status
of regulation of aluminum corrosives before
September 30, 1974. Furthermore, necessary
packaging changes and alteration in ship-
ping practices require a lead time of at least
6 months for many shippers.

The Board agrees with this evaluation
of the circumstances and hereby changes
the mandatory effective date of Amend-
ments Nos. 171-14, 172-14, 172-20,
173-61, 173-74, 174-14, 175-7, 177-21,
178-26 as they pertain to materials cor-
rosive only to aluminum from Septem-
ber 30, 1974 to September 30, 1975. How-
ever, voluntary compliance with these
regulations as they pertain to aluminum
is authorized.

(Transportation of Explosives Act (18 U.S.C.
831-835); sec. 6, Department of Transporta-
tion 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), and 1655(c)))

Issued in Washington, D.C. on Sep-
tember 5, 1974.

R. P. SKULLY,
Board Member, for the
Federal Aviation Administration.

ROBERT A. KAYE,
Board Member, for the
Federal Highway Administration.

JOHN W. INGRAM,
Board Member, for the
Federal Railroad Administration.

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