Mr. Floyd A. Whitney
President
Western Poly Drums, Inc.
8727 Rochester Ave.
Rancho Cucamonga, CA 91729-4200

Dear Mr. Whitney:

This is in response to your letter of January 25, 2000, requesting clarification of the requirements for leakproof testing of non-bulk packagings under the Hazardous Materials Regulations (HMR; 49 CFR parts 171-180). Specifically you ask whether you may follow the methods outlined in Appendix B to Part 178—Alternative Leakproofness Test Methods, as an alternative to the testing procedure required by §178.604.

The answer is yes. As stated in §178.604(d) Test method, "other methods, at least equally effective, may be used in accordance with appendix B of this part."

I hope this information is helpful.

Sincerely,

Delmer F. Billings
Chief, Standards Development
Office of Hazardous Materials Standards
Hattie L. Mitchell
U.S. Department of Transportation
Research and Special Program
400 Seventh Street, S.W.
Washington, D.C. 20590

January 10, 2000

Subject: Steel drum re-con leek proof test

Dear, Hattie L. Mitchell

Western Poly Drums, Inc. is going into re-con steel drums business.

As I understand CFR 49, #173.28 & 178.604 (d) leak proof test I can use Appendix B (2) and (3) is this correct.
We are also going to have the drums third party tested each year.

Please let me know as soon as possible if I am correct.

Floyd A Whitney
President