



U.S. Department
of Transportation
**Research and
Special Programs
Administration**

JAN 23 2003

400 Seventh St., S.W.
Washington, D.C. 20590

Mr. Jeff Bartlett
Bartlett Reloaders
1309 West Ninth Street
Owensboro, Kentucky 42301

Ref. No. 02-0322

Dear Mr. Bartlett:

This is in response to your December 10, 2002 letter requesting clarification of the requirements concerning smokeless powder for small arms in § 173.171, under the Hazardous Materials Regulations (HMR; 49 CFR parts 171-180). Your questions are paraphrased and answered as follows:

- Q1. May four UN 4G combination packages, each holding 8 pounds of smokeless powder for small arms, be transported in one UN 4G overpack box?
- A1. The answer is yes, provided the 100 pound net mass limitation in § 173.171 (b) is not exceeded.
- Q2. May six UN 4G combination packages, each holding 8 pounds of smokeless powder for small arms, be transported in one UN 4G overpack box?
- A2. The answer is yes, provided the 100 pound net mass limitation in § 173.171 (b) is not exceeded.

Additionally, the requirements of § 173.171(d) do not apply to those packagings authorized under § 173.171(a), (b) or (c).

I hope this information is helpful.

Sincerely,

Hattie L. Mitchell, Chief
Regulatory Review and Reinvention
Office of Hazardous Materials Standards



020322

173.171

BARTLETT RELOADERS

1300 WEST NINTH STREET

OWENSBORO, KENTUCKY 42301

FFL 61-02957

Bells
 8173-177
 Smokeless Powder
 Small Arms
 02-0322

COMPONENTS ★ AMMUNITION ★ REPAIRS ★ NEW ARMS ★ EQUIPMENT

10 Dec 2002

Mr. Edward Mazzullo
 Director
 Office of HAZ MAT Standards
 Washington, DC
 fax 202-366-3012

Re: Clarification of Regulations
 CFR 49.173.171

Dear Mr. Mazzullo:

I am contacting you after talking with Ms. Diane LaValle, who works in the Exemptions department. I am a HAZ MAT shipper of gunpowder (Smokeless powder for small arms), utilizing UPS as my shipper. I currently receive this powder from a DOD demil contractor, classified as Division 1.3C & 4.1, with the appropriate EX numbers. I repackage the powder into 8# containers, utilizing DOT tested and approved, UN 4G, combo packaging.

My shipping questions are as follows:

- 1) Can I ship four (4), UN 4G, combo packages (each holding 8#) in one (1) UN 4G overpack box?
- 2) Can I ship six (6), UN 4G, combo packages (each holding 8#) in one (1) UN 4G overpack box?

Thanking you for your attention to this matter, I remain,

Sincerely,

Jeff Bartlett
 T.J. Bartlett Co., Inc.
 dba Bartlett Reloaders
 1300 W. 9th St.
 Owensboro, KY
 42301-2029
 ph. 270-684-6248
 fax 270-684-6249