



U.S. Department
of Transportation

**Pipeline and
Hazardous Materials Safety
Administration**

APR 26 2005

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

Mr. Dave Madsen
Hazardous Materials Analyst-
North America
Autoliv ASP, Inc.
3350 Airport road
Ogden, Utah 84405

Ref. No.: 05-0069

Dear Mr. Madsen:

This responds to your March 25, 2005 letter regarding the marking requirements under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180), as they apply to a transport vehicle or freight container carrying Class 9 material.

Autoliv uses a CLASS 9 placard with the identification number "UN 3268" inscribed across the center. The marking requirement in § 172.336(b) specifies that an identification number displayed on a white square-on-point display configuration is not considered a placard. There is some confusion as to whether this provision applies to a Class 9 placard display.

When an identification number is not required or prohibited on a transport vehicle or a freight container under the HMR, § 172.336(b) prescribes requirements and options for display of an identification number. Provisions prohibiting display of an identification number are specified in § 172.334.

For a Class 9 material, a CLASS 9 placard is not required for domestic transportation under the HMR (see § 172.504(f)(9)). However, a bulk packaging containing a Class 9 material must be marked with the appropriate identification number displayed on either a CLASS 9 placard, an orange panel, or a "white square-on-point" display configuration. A "white square-on-point" display configuration is not considered a placard under the HMR. Non-bulk packagings of a Class 9 material must be marked with the proper shipping name and the identification number of the material, and labeled (see §§ 172.301 and 172.400).

For your information, international shipments of a Class 9 material traveling through the United States may benefit from the domestic placarding exception in § 172.504(f)(9). That is, a carrier



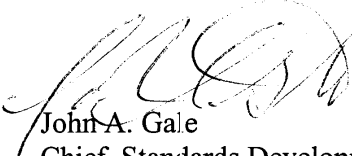
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172.301(a)(3)
172.336(b)

may take advantage of applicable domestic exceptions specified in the HMR when the hazardous material is transported within the United States even if transported under § 171.11, by aircraft, § 171.12, by vessel, or § 171.12a, to or from Canada.

I hope this satisfies your inquiry. If we can be of further assistance, please contact us.

Sincerely,

A handwritten signature in black ink, appearing to read "John A. Gale", written over a circular stamp or seal.

John A. Gale
Chief, Standards Development
Office of Hazardous Materials Standards

Engram
§ 172.301 (a)(3)
§ 172.336 (b)
Markings
05-0069

Autoliv

March 25, 2005

FY-05-041

Associate Administrator
For Hazardous Materials Safety
Research and Special Programs Administration
U.S. Department of Transportation
400 Seventh Street SW Room 8100
Washington, D.C. 20590-0001

Attention: Ed Mazzullo, Director-Hazardous Materials Standards

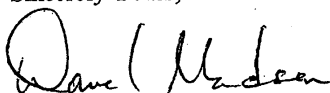
Subject: 10.2.883 Interpretation for Markings

Dear Mr. Mazzullo,

§172.301(a) (3) covers the application of markings to the transport vehicle or freight container subject to listed provisions and limitations. Autoliv uses a Class 9 placard with the UN# 3268 inscribed across the center. While §172.336(b) states that, "An identification number displayed on a white square-on-point display configuration is not considered to be a placard", there is some confusion as to whether this applies to a Class 9 placard with the UN number inscribed thereon. We are aware that these regulations are all listed in Subpart D 'Marking' and not in Subpart F 'Placarding'. Your help in better understanding this issue is of utmost importance.

Thank you in advance for your help. If you have any questions please feel free to contact me at: (801)-612-5665, fax (801)-625-7566.

Sincerely Yours,



Dave Madsen
Hazardous Materials Analyst-North America

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