



U.S. Department  
of Transportation

Pipeline and Hazardous Materials  
Safety Administration

1200 New Jersey Ave., SE  
Washington, DC 20590

FEB 11 2009

Ms. Maria L. Evangelista  
Crown Holdings, Inc.  
11535 S. Central Ave.  
Alsip, IL 60803

Ref. No. 08-0187

Dear Ms. Evangelista:

This is in response to your request asking for clarification regarding requirements for marking specification 2P and 2Q inner non-refillable aerosol receptacles. You state that the receptacles are manufactured in the United States, but are filled and distributed solely in Canada. You ask whether the specification receptacles may be marked in accordance with Transport Canada's Transport of Dangerous Goods Regulations (TDG Regulations) or must they also conform to the specification marking requirements under the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180).

Regardless of where the aerosol receptacles are manufactured, if they conform to the TDG Regulations, they may be marked as such and are not required to also be marked in accordance with the HMR.

For your information, § 171.12(a)(2) provides for the use and transport in the United States of hazardous materials in packagings authorized by the TDG Regulations, subject to certain limitations, including equivalency to DOT specification or UN packaging authorized under the HMR.

I hope this information is helpful. If you have additional questions, please do not hesitate to contact this office.

Sincerely,

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

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Email: maria.evangelista@crowncork.com

Name: Maria L. Evangelista

Category: Specifications for Packagings (Sections 178.1 - 178.819)

Organization: Crown Holdings, Inc.

Street: 11535 S. Cnetral Ave.

City: Alsip

State: Illinois

Zip Code: 60803

Phone: 708-239-5307

Fax: 708-239-5300

Comments: Our company manufactures non-refillable aerosol cans. We request your assistance in clarifying the rules in marking 2P and 2Q cans.

For cans that we manufacture here in the US for distribution within the US, we understand that the cans need to be marked DOT 2P or DOT 2Q plus our company's DOT registration number.

How about for the cans that we make here in the US but are strictly for product filling and distribution within Canada, do the cans still need to be marked DOT 2P/2Q in addition to (Transport Canada) TC-2P and TC-2Q? Or should the cans be marked with the TC markings only? (Transport Canada marking rules are similar to DOT that is, aerosol cans are to be marked TC-2P ot TC-2Q plus the company's TC registration number).

We look forward to your response and thank you very much.

Sincerely,  
Maria L. Evangelista  
Crown Packaging  
Crown Holdings, Inc.