U.S. Department
of Transportation

**Pipeline and Hazardous
Materials Safety
Administration**

1200 New Jersey Avenue, SE
Washington, DC 20590

MAY 04 2017

Mr. Jay Johnson, DGSA
Regulatory Compliance Manager
Inmark Packaging
675 Hartman Road, Suite 100
Austell, GA 30168

Reference No. 15-0239

Dear Mr. Johnson:

This letter is in response to your email requesting clarification of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180) applicable to the manufacture of United Nations (UN) specification packaging. Specifically, you ask whether a specification packaging design may be tested and certified by a U.S. Department of Transportation (DOT) approved third party laboratory in the United States and physically manufactured and marked "USA" in Singapore for use in Asia. You further note that due to its inability to certify Division 6.2 (infectious substance) packaging designs, the competent authority of Singapore has stated it would recognize such packaging designs provided they are identical to those successfully tested and certified in the United States.

The answer is no. Marking is the final step in the packaging manufacturing process. If a packaging is marked in Singapore, it cannot be marked "USA" as the country of manufacture. If a packaging was sent to the United States and marked here, the "USA" mark is authorized.

I hope this information is helpful. Please contact us if we can be of further assistance.

Sincerely,

T. Glenn Foster

T. Glenn Foster
Chief, Regulatory Review and Reinvention Branch
Standards and Rulemaking Division

Stevens
178.1
Packaging Spec
15-0239

Goodall, Shante CTR (PHMSA)

From: Jay Johnson <jayj@inmarkinc.com>
Sent: Monday, November 30, 2015 8:42 AM
To: Foster, Glenn (PHMSA)
Cc: Stevens, Michael (PHMSA); Supko, Ben (PHMSA); Betts, Charles (PHMSA); Dodd, Alice (PHMSA); Goodall, Shante CTR (PHMSA); Heneghan, John (PHMSA); Leary, Kevin (PHMSA)
Subject: RE: Question about UN specification packaging

Good Morning Glenn,

How are things going with my request for clarification of US competent authority approval on packaging systems made outside of the USA if they are tested in the US at a DOT Approved Third Party Test lab?

We have a Division 6.2 infectious packaging system that has passed testing at TEN-E Packaging Services. We would like to manufacture this packaging system (exactly as tested) in Singapore for use in Asia.

Singapore's Approved Lab is not capable of certifying Division 6.2 packaging. They have instructed us to do the following:

There is no restriction on the manufacture of UN specification packagings in Singapore. However, for such packagings to be permitted for use to transport dangerous goods, they must be tested to the requirements of the UN Model Regulations and be allocated a UN Specification Mark by the appropriate national authority. Since there are limitations in the facilities available in Singapore, testing and certification of package types and in its allocation of a UN Specification Marking may not always be carried out in Singapore. Packagings may be manufactured in Singapore but tested in other States outside Singapore. Such packagings would then bare the VRI code of the State where the tests had been performed and marks allocated by the appropriate national authority and not the State of manufacture. CAAS would also recognise such packaging types as well and not limited to those that had been tested in Singapore or bare the SGP mark.
Hope this addresses your enquiry.

Can US competent authority approval on packaging systems be applied to systems made outside the USA.

Kind Regards,

Jay Johnson, DGSA | Regulatory Compliance Manager

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