



U.S. Department of Transportation
**Pipeline and Hazardous Materials
Safety Administration**

1200 New Jersey Ave, SE
Washington, D.C. 20590

NOV 22 2011

John Rhodes
Packaging Engineer
W.M. Barr & Company
P.O. Box 1879
Memphis, TN 38101

Reference No.: 11-0250

Dear Mr. Rhodes:

This is in response to your October 3, 2011 letter requesting clarification of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180) as they pertain to label placement. You have provided a picture of a package labeled with a flammable liquid label that has one corner of the square on point extending onto a separate side panel of the package. You ask if this example constitutes a violation of § 172.406(f).

It is the opinion of this office that the label placement pictured in the photograph you submitted is not in violation of § 172.406(f). The requirements for label visibility in § 172.406(f) require that labels must be clearly visible and may not be obscured by markings or attachments. The intent of this requirement is to ensure that hazard communication labels clearly illustrate the hazards presented within the package, and that the view of the required label is not obstructed by any additional markings or packaging accessories that may reduce the effectiveness of the required hazard communication. The slight overlap of the label in the picture you provided does not reduce the effectiveness of the label to convey the hazards represented within the package.

I hope this satisfies your inquiry. Please contact us if we can be of further assistance.

Sincerely,

Delmer Billings
Senior Regulatory Advisor
Standards and Rulemaking Division



Webb
§172.406(f)
Labeling
11-0250

October 3, 2011

Office of Hazardous Materials Safety
Pipeline and Hazard Materials Safety Administration
U.S. Department of Transportation
1200 New Jersey Avenue SE
East Building 2nd Floor
Washington, DC 20590

To Whom It Mat Concern,

I have enclosed a picture of a box the a flammable diamond affixed in the upper left corner. As you can see, a small portion of the left corner is wrapped around the side of the box. Is this much overlap a violation of 172.406 (f)? Also, the label with the number Y9116 was not applied by my company.

I look forward to your response.

Best regards,

A handwritten signature in cursive script that reads "John Rhodes".

John Rhodes, Packaging Engineer
(901) 775-5447

cc: Attachment



DATE: 09/24/11 10:55 AM
REMEDY: 3483088
Y9116

GAC182
15 ACETONE 1 Q. 2PK
UNION ACETONE
W. W. BARN COMPANY, INC.
20071121 1000 2888