

constituent may also be used. For example: “Flammable liquids, n.o.s. (contains Xylene and Benzene), 3, UN 1993, II”.

(e) Except for those materials in the UN Recommendations, the ICAO Technical Instructions, or the IMDG Code (see §171.7 of this subchapter), a material that is not a hazardous material according to this subchapter may not be offered for transportation or transported when its description on a shipping paper includes a hazard class or an identification number specified in the §172.101 Table.

[Amdt. 172–101, 45 FR 74665, Nov. 10, 1980, as amended by Amdt. 172–103, 51 FR 5970, Feb. 18, 1986; Amdt. 172–123, 55 FR 52589, Dec. 21, 1990; 56 FR 66252, Dec. 20, 1991; Amdt. 172–127, 57 FR 52938, Nov. 5, 1992; Amdt. 172–130, 58 FR 51531, Oct. 1, 1993; 66 FR 33425, June 21, 2001]

#### § 172.203 Additional description requirements.

(a) *Exemptions.* Each shipping paper issued in connection with a shipment made under an exemption must bear the notation “DOT-E” followed by the exemption number assigned and so located that the notation is clearly associated with the description to which the exemption applies.

(b) *Limited quantities.* The description for a material offered for transportation as “limited quantity,” as authorized by this subchapter, must include the words “Limited Quantity” or “Ltd Qty” following the basic description.

(c) *Hazardous substances.* (1) Except for Class 7 (radioactive) materials described in accordance with paragraph (d) of this section, if the proper shipping name for a material that is a hazardous substance does not identify the hazardous substance by name, the name of the hazardous substance must be entered in parentheses in association with the basic description. If the material contains two or more hazardous substances, at least two hazardous substances, including the two with the lowest reportable quantities (RQs), must be identified. For a hazardous waste, the waste code (e.g., D001), if appropriate, may be used to identify the hazardous substance.

(2) The letters “RQ” shall be entered on the shipping paper either before or

after, the basic description required by §172.202 for each hazardous substance (see definition in §171.8 of this subchapter). For example: “RQ, Allyl alcohol, 6.1, UN 1098, I”; or “Environmentally hazardous substance, solid, n.o.s., 9, UN 3077, III, RQ (Adipic acid)”.

(d) *Radioactive material.* The description for a shipment of a Class 7 (radioactive) material must include the following additional entries as appropriate:

(1) The words “RADIOACTIVE MATERIAL” unless these words are contained in the proper shipping name.

(2) The name of each radionuclide in the Class 7 (radioactive) material that is listed in §173.435 of this subchapter. For mixtures of radionuclides, the radionuclides that must be shown must be determined in accordance with §173.433(f) of this subchapter. Abbreviations, e.g., “<sup>99</sup>Mo”, are authorized.

(3) A description of the physical and chemical form of the material, if the material is not in special form (generic chemical description is acceptable for chemical form).

(4) The activity contained in each package of the shipment in terms of the appropriate SI units (e.g., Becquerel, Terabecquerel, etc.) or in terms of the appropriate SI units followed by the customary units (e.g., Curies, millicuries, etc.). Abbreviations are authorized. Except for plutonium-238, plutonium-239, and plutonium-241, the weight in grams or kilograms of fissile radionuclides may be inserted instead of activity units. For plutonium-238, plutonium-239, and plutonium-241 the weight in grams or kilograms of fissile radionuclides may be inserted in addition to the activity units. For the shipment of a package containing a highway route controlled quantity of Class 7 (radioactive) materials (see §173.403 of this subchapter) the words “Highway route controlled quantity” must be entered in association with the basic description.

(5) The category of label applied to each package in the shipment. For example: “RADIOACTIVE WHITE-I.”

(6) The transport index assigned to each package in the shipment bearing RADIOACTIVE YELLOW-II or RADIOACTIVE YELLOW-III labels.

(7) For a shipment of fissile Class 7 (radioactive) materials:

(i) The words "Fissile Excepted" if the package is excepted pursuant to § 173.453 of this subchapter;

(ii) For a fissile material, controlled shipment, the additional notation: "Warning—Fissile material, controlled shipment. Do not load more than \* \* \* packages per vehicle." (Asterisks to be replaced by appropriate number.) "In loading and storage areas, keep at least 6 m (20 feet) from other packages bearing radioactive labels"; and

(iii) If a fissile material, controlled shipment is to be transported by water, the supplementary notation must also include the following statement: "For shipment by water, only one fissile material, controlled shipment is permitted in each hold."

(8) For a package approved by the U.S. Department of Energy (DOE) or U.S. Nuclear Regulatory Commission (USNRC), a notation of the package identification marking as prescribed in the applicable DOE or USNRC approval. (See § 173.471 of the subchapter.)

(9) For an export shipment or a shipment in a foreign made package, a notation of the package identification marking as prescribed in the applicable International Atomic Energy Agency (IAEA) Certificate of Competent Authority which has been issued for the package. (See § 173.473 of the subchapter.)

(10) For a shipment required by this subchapter to be consigned as exclusive use:

(i) An indication that the shipment is consigned as exclusive use; or

(ii) If all the descriptions on the shipping paper are consigned as exclusive use, then the statement "Exclusive Use Shipment" may be entered only once on the shipping paper in a clearly visible location.

(11) For a shipment of low specific activity material or surface contaminated objects, the appropriate group notation of LSA-I, LSA-II, LSA-III, SCO-I, or SCO-II, unless the group notation is contained in the proper shipping name as described in the § 172.101 Table.

(e) *Empty packagings.* (1) The description on the shipping paper for a packaging containing the residue of a haz-

ardous material may include the words "RESIDUE: Last Contained \* \* \*" in association with the basic description of the hazardous material last contained in the packaging.

(2) The description on the shipping paper for a tank car containing the residue of a hazardous material must include the phrase, "RESIDUE: LAST CONTAINED \* \* \*" before the basic description.

(f) *Transportation by air.* When a package containing a hazardous material is offered for transportation by air and this subchapter prohibits its transportation aboard passenger-carrying aircraft, the words "Cargo aircraft only" must be entered after the basic description.

(g) *Transportation by rail.* (1) A shipping paper prepared by a rail carrier for a rail car, freight container, transport vehicle or portable tank that contains hazardous materials must include the reporting mark and number when displayed on the rail car, freight container, transport vehicle or portable tank.

(2) The shipping paper for each DOT-113 tank car containing a Division 2.1 material or its residue must contain an appropriate notation, such as "DOT 113", and the statement "Do not hump or cut off car while in motion."

(3) When shipments of elevated temperature materials are transported under the exception permitted in § 173.247(h)(3) of this subchapter, the shipping paper must contain an appropriate notation, such as "Maximum operating speed 15 mph."

(h) *Transportation by highway.* Following the basic description for a hazardous material in a Specification MC 330 or MC 331 cargo tank, there must be entered for—

(1) *Anhydrous ammonia.* (i) The words "0.2 PERCENT WATER" to indicate the suitability for shipping anhydrous ammonia in a cargo tank made of quenched and tempered steel as authorized by § 173.315(a), Note 14 of this subchapter, or

(ii) The words "NOT FOR Q and T TANKS" when the anhydrous ammonia does not contain 0.2 percent or more water by weight.

(2) *Liquefied petroleum gas.* (i) The word "NONCORROSIVE" or

“NONCOR” to indicate the suitability for shipping “Noncorrosive” liquefied petroleum gas in a cargo tank made of quenched and tempered steel as authorized by §173.315(a), Note 15 of this subchapter, or

(ii) The words “NOT FOR Q and T TANKS” for grades of liquefied petroleum gas other than “Noncorrosive”.

(i) *Transportation by water.* Each shipment by water must have the following additional shipping paper entries:

(1) Identification of the type of packagings such as barrels, drums, cylinders, and boxes.

(2) The number of each type of package including those in a freight container or on a pallet.

(3) The gross mass of each type of package or the individual gross mass of each package.

(4) The name of the shipper.

(5) Minimum flash point if 61 °C or below (in °C closed cup (c.c.) in association with the basic description.

(6) Subsidiary hazards not communicated in the proper shipping name shown either following the hazard class or division in parentheses, or in association with the basic description.

(j)[Reserved]

(k) *Technical names for “n.o.s.” and other generic descriptions.* Unless otherwise excepted, if a material is described on a shipping paper by one of the proper shipping names identified by the letter “G” in column (1) of the §172.101 Table, the technical name of the hazardous material must be entered in parentheses in association with the basic description. For example “Corrosive liquid, n.o.s., (Octanoyl chloride), 8, UN 1760, II”, or “Corrosive liquid, n.o.s., 8, UN 1760, II (contains Octanoyl chloride)”. The word “contains” may be used in association with the technical name, if appropriate. For organic peroxides which may qualify for more than one generic listing depending on concentration, the technical name must include the actual concentration being shipped or the concentration range for the appropriate generic listing. For example, “Organic peroxide type B, solid, 5.2, UN 3102 (dibenzoyl peroxide, 52–100%)” or “Organic peroxide type E, solid, 5.2, UN 3108 (dibenzoyl peroxide, paste, <52%)”. Shipping descriptions for toxic mate-

rials that meet the criteria of Division 6.1, PG I or II (as specified in §173.132(a) of this subchapter) or Division 2.3 (as specified in §173.115(c) of this subchapter) and are identified by the letter “G” in column (1) of the §172.101 Table, must have the technical name of the toxic constituent entered in parentheses in association with the basic description.

(1) If a hazardous material is a mixture or solution of two or more hazardous materials, the technical names of at least two components most predominately contributing to the hazards of the mixture or solution must be entered on the shipping paper as required by paragraph (k) of this section. For example, “Flammable liquid, corrosive, n.o.s., 3, UN 2924, II (contains Methanol, Potassium hydroxide)”.

(2) The provisions of this paragraph do not apply—

(i) To a material that is a hazardous waste and described using the proper shipping name “Hazardous waste, liquid or solid, n.o.s.”, classed as a miscellaneous Class 9, provided the EPA hazardous waste number is included on the shipping paper in association with the basic description, or provided the material is described in accordance with the provisions of §172.203(c) of this part.

(ii) To a material for which the hazard class is to be determined by testing under the criteria in §172.101(c)(11).

(iii) If the n.o.s. description for the material (other than a mixture of hazardous materials of different classes meeting the definitions of more than one hazard class) contains the name of the chemical element or group which is primarily responsible for the material being included in the hazard class indicated.

(iv) If the n.o.s. description for the material (which is a mixture of hazardous materials of different classes meeting the definition of more than one hazard class) contains the name of the chemical element or group responsible for the material meeting the definition of one of these classes. In such cases, only the technical name of the component that is not appropriately identified in the n.o.s. description shall be entered in parentheses.

(1) *Marine pollutants.* (1) If the proper shipping name for a material which is a marine pollutant does not identify by name the component which makes the material a marine pollutant, the name of that component must appear in parentheses in association with the basic description. Where two or more components which make a material a marine pollutant are present, the names of at least two of the components most predominantly contributing to the marine pollutant designation must appear in parentheses in association with the basic description.

(2) The words "Marine Pollutant" shall be entered in association with the basic description for a material which is a marine pollutant.

(3) Except for transportation by vessel, marine pollutants subject to the provisions of 49 CFR 130.11 are excepted from the requirements of paragraph (1) of this section if a phrase indicating the material is an oil is placed in association with the basic description.

(m) *Poisonous materials.* Notwithstanding the hazard class to which a material is assigned—

(1) If a liquid or solid material in a package meets the definition of a Division 6.1, Packing Group I or II, according to this subchapter, and the fact that it is a poison is not disclosed in the shipping name or class entry, the word "Poison" or "Toxic" shall be entered on the shipping paper in association with the shipping description.

(2) For materials which are poisonous by inhalation (see §171.8 of this subchapter), the words "Poison-Inhalation Hazard" or "Toxic-Inhalation Hazard" and the words "Zone A", "Zone B", "Zone C", or "Zone D", for gases or "Zone A" or "Zone B" for liquids, as appropriate, shall be entered on the shipping paper immediately following the shipping description. The word "Poison" or "Toxic" need not be repeated if it otherwise appears in the shipping description.

(n) *Elevated temperature materials.* If a liquid material in a package meets the definition of an elevated temperature material in §171.8 of this subchapter, and the fact that it is an elevated temperature material is not disclosed in the proper shipping name (for example, when the words "Molten" or "Elevated

temperature" are part of the proper shipping name), the word "HOT" must immediately precede the proper shipping name of the material on the shipping paper.

(o) *Organic peroxides and self-reactive materials.* The description on a shipping paper for a Division 4.1 (self-reactive) material or a Division 5.2 (organic peroxide) material must include the following additional information, as appropriate:

(1) If notification or competent authority approval is required, the shipping paper must contain a statement of approval of the classification and conditions of transport.

(2) For Division 4.1 (self-reactive) and Division 5.2 (organic peroxide) materials that require temperature control during transport, the control and emergency temperature must be included on the shipping paper.

(3) The word "SAMPLE" must be included in association with the basic description when a sample of a Division 4.1 (self-reactive) material (see §173.224(c)(3) of this subchapter) or Division 5.2 (organic peroxide) material (see §173.225(c)(2) of this subchapter) is offered for transportation or transported.

[Amdt. 172-29A, 41 FR 40677, Sept. 20, 1976]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting §172.203, see the List of CFR Sections Affected which appears in the Finding Aids section of the printed volume and on GPO Access.

#### § 172.204 Shipper's certification.

(a) *General.* Except as provided in paragraphs (b) and (c) of this section, each person who offers a hazardous material for transportation shall certify that the material is offered for transportation in accordance with this subchapter by printing (manually or mechanically) on the shipping paper containing the required shipping description the certification contained in paragraph (a)(1) of this section or the certification (declaration) containing the language contained in paragraph (a)(2) of this section.

(1) "This is to certify that the above-named materials are properly classified, described, packaged, marked and labeled, and are in proper condition for