

§ 176.415

49 CFR Ch. I (10–1–02 Edition)

for any other hazard set forth in part 173 of this subchapter.

(c) When Division 1.5 compatibility group D materials, ammonium nitrate, or any of the ammonium nitrate fertilizers listed in paragraph (a) of this section are transported by vessel:

(1) They must be stowed well away from any steam pipe, electric circuit, or other source of heat;

(2) Smoking is prohibited except in designated areas away from the material and “No-Smoking” signs must be posted in accordance with § 176.60;

(3) Fire hoses must be connected, laid out, and tested before loading or unloading commences; and

(4) A fire watch must be posted in the hold or compartment where the material is being loaded or unloaded.

(d) When any of the hazardous materials listed in paragraph (a) of this section is transported in bags by vessel:

(1) The requirements specified in paragraph (c) of this section must be complied with;

(2) The temperature of the bagged material may not exceed 54 °C (130 °F);

(3) Minimum dunnage and sweatboards must be used to prevent any friction or abrasion of bags, and to allow for the circulation of air and access of water in the event of fire;

(4) The bags must be stowed from side to side, out to the sweatboards;

(5) A space of 46 cm (18 inches) must be provided between any transverse bulkhead and the bags;

(6) The bags must be stowed so as to provide a 46 cm (18 inch) athwartship trench along the centerline of the compartment, continuous from top to bottom;

(7) The bags must be stowed so as to provide a 46 cm (18 inch) amidship trench running fore and aft from bulkhead to bulkhead;

(8) The bags may not be stowed less than 46 cm (18 inches) from any overhead deck beam;

(9) The bags must be stowed so as to provide vent flues 36 cm (14 inches) square at each corner of the hatch continuous from top to bottom;

(10) Trenching must be accomplished by alternating the direction of the bags in each tier (bulkheading); and

(11) The bags must be blocked and braced as necessary to prevent shifting

of the bagged cargo adjacent to any trench area.

(e) Notwithstanding § 176.83(b) of this part, ammonium nitrate and ammonium nitrate fertilizers classed as Division 5.1 (oxidizers) materials, may be stowed in the same hold, compartment, magazine, or freight container with Class 1 materials (explosive), except those containing chlorates, in accordance with the segregation and separation requirements of § 176.144 of this part applying to Explosives, blasting, type B, and Explosives, blasting, type E, Division 1.5 compatibility group D.

(f) No mixture containing ammonium nitrate and any ingredient which would accelerate the decomposition of ammonium nitrate under conditions incident to transportation may be transported by vessel.

[Amdt. 176-30, 55 FR 52706, Dec. 21, 1990, as amended at 56 FR 66282, Dec. 20, 1991; Amdt. 176-34, 58 FR 51533, Oct. 1, 1993; Amdt. 176-38, 60 FR 49111, Sept. 21, 1995; 65 FR 58630, Sept. 29, 2000; 66 FR 45384, Aug. 28, 2001]

§ 176.415 Permit requirements for Division 1.5, ammonium nitrates, and certain ammonium nitrate fertilizers.

(a) Except as provided in paragraph (b) of this section, before any of the following material is loaded on or unloaded from a vessel at any waterfront facility, the owner/operator must obtain written permission from the nearest COTP:

(1) Ammonium nitrate UN 1942, ammonium nitrate fertilizers containing more than 60 percent ammonium nitrate, ammonium nitrate fertilizer, Division 5.1 (oxidizer) UN 2070, or Division 1.5 compatibility group D materials packaged in a paper bag, burlap bag, or other nonrigid combustible packaging, or any rigid packaging with combustible inside packagings.

(2) Any other ammonium nitrate or ammonium nitrate fertilizer not listed in § 176.410 (a) or (b) except ammonium nitrate fertilizer, Class 9, UN 2071.

(b) Any of the following may be loaded on or unloaded from a vessel at any waterfront facility without a permit:

(1) Ammonium nitrate fertilizer, Division 5.1 (oxidizer) UN 1942, in a rigid packaging with noncombustible inside packaging.

(2) Ammonium nitrate fertilizer, Division 5.1 (oxidizer) UN 2067, if the nearest COTP is notified at least 24 hours in advance of any loading or unloading in excess of 454 kg (1,000 pounds).

(3) Ammonium nitrate fertilizer, n.o.s., Division 5.1 (oxidizer) NA 2072, containing 40 percent or more fine calcium carbonate or dolomite.

(4) Non-acidic ammonium nitrate fertilizer, n.o.s., Division 5.1 (oxidizer) UN 2072, containing less than 5 percent organic material and 60 percent or less ammonium nitrate.

(5) Division 1.5 compatibility group D material in a rigid packaging with non-combustible inside packaging.

(6) Ammonium nitrate fertilizer, Class 9, UN 2071.

(c) Before a permit may be issued, the following requirements must be met in addition to any others the COTP may impose:

(1) If the material is ammonium nitrate fertilizer, Division 5.1 (oxidizer), UN2070; or Explosives, blasting, type E, Division 1.5 compatibility group D, UN0332 in combustible packaging or in a rigid packaging with combustible inside packaging, it must be loaded or unloaded at a facility remote from populous areas or high value or high hazard industrial facilities so that in the event of fire or explosion loss of lives and property may be minimized;

(2) If the material is an ammonium nitrate fertilizer, Division 5.1 (oxidizer), UN2070, containing more than 60 percent ammonium nitrate; or ammonium nitrate fertilizer, Division 5.1 (oxidizer), UN2070 in rigid packagings with combustible inside packagings, it must be loaded or unloaded at a facility removed from congested areas or high value or high hazard industrial facilities;

(3) Each facility at which the material is to be loaded or unloaded must conform with the requirements of the port security and local regulations and must have an abundance of water readily available for fire fighting;

(4) Each facility at which the material is to be loaded or unloaded must be located so that each vessel to be loaded or unloaded has an unrestricted passage to open water. Each vessel must be moored bow to seaward, and must be

maintained in a mobile status during loading, unloading, or handling operations by the presence of tugs or the readiness of engines. Each vessel must have two wire towing hawsers, each having an eye splice, lowered to the water's edge, one at the bow and the other at the stern; and

(5) If the material is ammonium nitrate fertilizer, Division 5.1 (oxidizer), UN2070; an ammonium nitrate fertilizer, Division 5.1 (oxidizer) containing more than 60 percent ammonium nitrate; or a Division 1.5 compatibility group D material in non-rigid combustible packaging and loaded in freight containers or transport vehicles, it may be loaded or unloaded at a non-isolated facility provided that facility is approved by the COTP.

[Amdt. 176-30, 55 FR 52706, Dec. 21, 1990, as amended at 56 FR 66282, Dec. 20, 1991; Amdt. 176-35, 59 FR 49134, Sept. 26, 1994; 65 FR 58630, Sept. 29, 2000; 66 FR 45185, 45384, 45385, Aug. 28, 2001]

Subpart K [Reserved]

Subpart L—Detailed Requirements for Division 2.3 (Poisonous Gas) and Division 6.1 (Poisonous) Materials

SOURCE: Amdt. 176-30, 55 FR 52708, Dec. 21, 1990, unless otherwise noted.

§ 176.600 General stowage requirements.

(a) Each package required to have a POISON GAS, POISON INHALATION HAZARD, or POISON label, being transported on a vessel, must be stowed clear of living quarters and any ventilation ducts serving living quarters and separated from foodstuffs, except when the hazardous materials and the foodstuffs are in different closed transport units.

(b) Each package required to have both a POISON GAS label and a FLAMMABLE GAS label thereon must be segregated as a Division 2.1 (flammable gas) material.

(c) Each package bearing a POISON label displaying the text "PG III" or bearing a "PG III" mark adjacent to the poison label must be stowed away from foodstuffs.