

Comments

“Fumigant Marking Requirements”

May 15, 2009

name: John V. Currie

organization: International Vessel Operators Hazardous materials Association, Inc.

comments: While 173.9 requires that the marking must consist of red or black letters on a white background, the UN Model Regulations at 5.5.2.3 authorizes only black letters and symbols. Thus the international marking is acceptable in the US however the red marking authorized by 49 CFR is not acceptable in international transport. This seems like an excellent opportunity to amend 49 CFR for the sake of international harmonization to require black only. A transition period could be provided to allow use of inventories of red markings. Also, for further clarification, the provisions of IMDG Code 5.3.1.3 might be included in your guidance document to state "Class 9 placards shall not be affixed to a fumigated unit except as required for other class 9 substances or articles packed therein." This instruction would alleviate a common error that is experienced in intermodal transportation of fumigated units.

name: Michael Cohen

organization: Hanjin Shipping (Steamship Line)

comments: Instead of simply saying "being prominently displayed so as to be seen by anyone entering the unit"..... this is potentially ambiguous to some people. Suggest being more pointed and simply stating: "Label to be placed on the door of the freight container."

name: Jean Diaz

organization: USDOT

comments: P. 2, middle column, second para., insert comma after "freight container"

Same para, change "which" to "that"

Same column, first bullet, change "The" to lower case "t"

Same column, third bullet, second line, insert comma after "container"

Third column, second para, is there an extra space between "fumigant" and "used"?

Same column, bottom para, change "which" to "that"

Same column, same para, insert comma after "fumigation"

Same column, same para, delete the parenthesis () around "i.e.,"