



U.S. Department  
of Transportation

Research and  
Special Programs  
Administration

400 Seventh Street, S.W.  
Washington, D.C. 20590

MAR 29 2004

DOT-E 9571  
(FOURTH REVISION)

EXPIRATION DATE: November 30, 2005

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: U.S. Department of Justice  
Federal Bureau of Investigation (FBI)  
Washington, DC

(See Appendix A to this document for a list of additional grantees)

2. PURPOSE AND LIMITATION:

a. This exemption authorizes the transportation in commerce of not more than 5 grams of explosive in special packaging for U.S. Government purposes. This exemption provides relief from the Hazardous Materials Regulations (HMR) except for the provisions specifically stated herein.

b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.

3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR Parts 171 through 180, except as provided in this exemption.
5. BASIS: This exemption is based on the application of The U.S. Department of Justice (FBI) dated December 1, 2003, submitted in accordance with § 107.109.

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6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Proper Shipping Name/ Hazardous Materials Description	Hazard Class/ Division	Identi- fication Number	Packing Group
"Explosive sample for lab testing"	n/a	n/a	n/a

7. SAFETY CONTROL MEASURES:a. PACKAGING - Packaging prescribed is as follows:

(1). Inner packaging - A Schedule 40 seamless steel pipe 4 1/2 inches outside diameter by 8 1/2 inches long, tightly capped on each end with Schedule 40 steel pipe caps. This packaging is identified as "Container Blasting Cap: MD-663 MOD-O.", as described in the Navel Sea Systems Command drawings 5206195 through 520620 submitted with the original application. The capped steel pipe container must be capable of completely containing all the combustion gases of the explosion of 10 grams of PETN. The explosive substances or articles must be cushioned within the container to prevent any movement during transport.

(2). Outer Packaging is a UN 4G box, containing no more than one inner packaging, cushioned to prevent any movement during transport.

b. MARKING - The outer package shall be legibly and durably marked with the following: "DOT-E 9571" and the exterior of the inner packaging must be marked or tagged with the following: "Explosive sample for lab testing only".

8. SPECIAL PROVISIONS:

a. A person who is not a holder of this exemption who receives a package covered by this exemption may reoffer it for transportation provided no modifications or changes are made to the package and it is reoffered for transportation in conformance with this exemption and the HMR.

b. A current copy of this exemption must be maintained at each facility where the package is offered or reoffered for transportation.

- c. The authorization provided in this exemption is limited to United States Government purposes.
- d. The proper shipping name identifying the contents as "Explosive samples for lab testing" with the exemption number must be marked on the shipping paper as required by §§ 172.200 and 172.203(a).
9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle, rail freight, cargo vessel, cargo aircraft only, and passenger-carrying aircraft.
10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each cargo vessel, aircraft or motor vehicle used to transport packages covered by this exemption. The shipper must furnish a copy of this exemption to the air carrier before or at the time the shipment is tendered.
11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:
- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
  - o Persons operating under the terms of this exemption must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
  - o Registration required by § 107.601 et seq., when applicable.

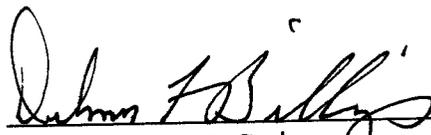
Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when this exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incident involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:

MAR 29 2004  
(DATE)

*for*   
Robert A. McGuire  
Associate Administrator for  
Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, Department of Transportation, Washington, D.C. 20590.  
Attention: DHM-31.

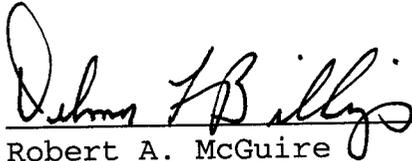
Copies of this exemption may be obtained by accessing the Hazardous Materials Safety Homepage at <http://hazmat.dot.gov/exemptions> Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

PO: scw/KFW/dl

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The following are hereby granted party status to this exemption based on their application(s) submitted in accordance with § 107.107 or § 107.109, as appropriate:

<b>Company Name City/State</b>	<b>Application Date</b>	<b>Issue Date</b>	<b>Expiration Date</b>
Central Intelligence Agency Washington, DC	Nov 25, 2003	Dec 04, 2003	Nov 30, 2005
U.S. Department of Defense Fort Eutis, VA	Nov 26, 2003	Dec 04, 2003	Nov 30, 2005



*bm*  
Robert A. McGuire  
Associate Administrator for  
Hazardous Materials Safety

**MAR 29 2004**

(DATE)