



U.S. Department
of Transportation
**Research and
Special Programs
Administration**

JUL 11 2002

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

Mr. Andrew N. Romach
Corporate Regulatory Manager
URS Corporation
1600 Perimeter Park Drive
Morrisville, NC 27560

Reference No.: 02-0179

Dear Mr. Romach:

This is in response to your letter regarding emergency response information required by § 172.602 of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180). Specifically, you ask if the Emergency Response Drill (ERG) Code listed in Column N of Section 4.2, List of Dangerous Goods, in the International Civil Aviation Organization Technical Instructions, ["Column N" is actually in the International Air Transportation Association (IATA) Dangerous Goods Regulations] satisfies the emergency response information requirements in § 172.602 of the HMR.

The answer is no, the ERG Code by itself does not meet the emergency response information required by § 172.602(a) of the HMR. The code which consists of a combination of numbers and letter includes neither the basic description and technical name of the material nor the emergency response information. However, the IATA Dangerous Goods Regulations in Section 4.1.6.14, under "Column N", refers persons to ICAO's "Emergency Response Guidance for Aircraft Incidents Involving Dangerous Goods" for explanation of the ERG Code. Section 172.602(b)(3)(iii) of the HMR authorizes use of the ICAO Emergency Response Guidance aboard aircraft or other equivalent documents to meet the emergency response information requirements for a separate document.

I hope that this information is helpful.

Sincerely,

Hattie L. Mitchell
Chief, Regulatory Review and Reinvention
Office of Hazardous Materials Standards



June 21, 2002

Corbin
§172.602
Shipping Papers
02-0179

Mr. Ed Mazzullo, Director
Office of Hazardous Material Standards
Research and Special Programs Administration
U.S. Department of Transportation
400 7th Street, SW
Washington, DC 20590-0001
FAX: (202) 366-3012

Dear Mr. Mazzullo:

I am writing to you with a question about Emergency Response Information required in 49 CFR 172.602(a) to be presented on a shipping paper as allowed in 49 CFR 172.602(b)(a)(3)(i).

I am writing to request a written regulatory interpretation concerning whether or not the ERG Code listed in Column N of Section 4.2 *List of Dangerous Goods* in the International Civil Aviation Organization (ICAO) Technical Instructions would be sufficient to meet the DOT hazard communication requirements listed above and referenced in USG-12 in the ICAO. The ERG Code listed in the ICAO refers to the Emergency Response Drill Code found in the ICAO document "The Emergency Response Guidance for Aircraft Incidents Involving Dangerous Goods (ICAO Doc. 9481).

In recent discussions with DOT, the opinion was given that even though the ERG referenced in the ICAO does not include preliminary first aid measures [as required in 49 CFR 172.602(a)(7)], that referencing the guide would be sufficient to meet the DOT hazardous communication requirements.

Some confusion has emerged because the above-mentioned emergency guide is referred to by the same acronym as the DOT 2000 Emergency Response Guidebook (ERG). Written clarification of this matter would be appreciated.

Sincerely,

Andrew N. Romach
Corporate Regulatory Manager
URS Corporation