

September 20, 2006



U.S. Department
of Transportation

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

**Pipeline and Hazardous
Materials Safety Administration**

DOT-SP 11321
(EIGHTH REVISION)

EXPIRATION DATE: August 31, 2010

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: E.I. DuPont de Nemours and Company, Inc.
Wilmington, DE
2. PURPOSE AND LIMITATION:
 - a. This special permit authorizes the transportation in commerce of non-insulated DOT specification cargo tanks and portable tanks containing titanium tetrachloride which is toxic by inhalation. This special permit provides no relief from any Hazardous Materials Regulation (HMR) other than as specifically stated herein.
 - b. The safety analyses performed in development of this special permit only considered the hazards and risks associated with transportation in commerce.
 - c. No party status will be granted to this special permit.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 172.101 Column 7 Special Provisions B14 and TP38 in that non-insulated packagings are not authorized except as specified herein.
5. BASIS: This special permit is based on the application of E.I. DuPont de Nemours and Company dated September 14, 2006 submitted in accordance with § 107.109.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Proper Shipping Name/ Hazardous Materials Description	Hazard Class/ Division	Identi- fication Number	Packing Group
Titanium tetrachloride	8	UN1838	II, Hazard Zone B

7. SAFETY CONTROL MEASURES:

a. PACKAGING - Packagings prescribed are DOT Specification MC 312, MC 330, MC 331, and DOT 412 cargo tanks and DOT Specification 51, IM 101 and UN T20 portable tanks which do not meet the insulation requirements of § 172.101 Column 7 Special Provisions B14 and TP38.

1. Prescribed cargo tanks are constructed of SA 516 Grade 70 steel. Thickness for tank shell and heads must be the greater than 0.375 inch and 0.500 inch, respectively, or the thickness required for a tank with a design pressure at least equal to 1.5 times the vapor of the lading at 46°C (115°F).

2. Prescribed portable tanks are constructed of SA-240 Type 316L stainless steel, SA-516 Grade 70 carbon steel and SA-612 carbon steel. The minimum thickness for tank shell and heads must be the greater than 0.350 inch or the thickness required for a tank with a design pressure at least equal to 1.3 times the vapor of the lading at 46°C (115°F).

b. TESTING - Each packaging must be requalified and inspected in accordance with the requirements for the appropriate DOT specification cargo tank or portable tank in 49 CFR Part 180.

c. OPERATIONAL CONTROLS - Drivers must be trained and instructed to, when possible, move their vehicle away from the site of an accident involving a loss of fuel or fire, provided no lives will be endangered by moving the vehicle.

8. SPECIAL PROVISIONS:

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

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

c. Each cargo tank must be plainly and durably marked on the curb side near the front and each portable tank must be plainly and durably marked on two sides near the center in letters at least 2 inches high on a contrasting background, "DOT-SP 11321".

d. Packagings permanently marked "DOT-SP 11321", prior to October 1, 2007 may continue to be used under this special permit for the remaining service life of the packaging or until the special permit is no longer valid. Packagings marked on or after October 1, 2007 must be marked "DOT-SP 11321".

e. Shipping papers displaying "DOT-SP 11321" may continue to be used until October 1, 2007, provided the special permit remains valid.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle, rail freight, cargo vessel.

10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each cargo vessel or motor vehicle used to transport packages covered by this special permit.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit 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 special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.

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- o Persons operating under the terms of this special permit 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.

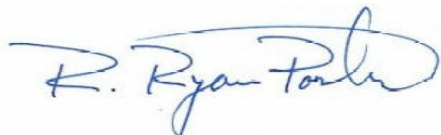
Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

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

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU)—"The Hazardous Materials Safety and Security Reauthorization Act of 2005" (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "special permit" to "special permit" and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:



for Robert A. McGuire
Associate Administrator
for Hazardous Materials Safety

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

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: CHH/sln