

July 14, 2006



U.S. Department
of Transportation

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

**Pipeline and Hazardous
Materials Safety Administration**

DOT-SP 12818
(SIXTH REVISION)

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: (See individual authorization letter)
2. PURPOSE AND LIMITATION:
 - a. This special permit authorizes the transportation in commerce of certain foreign manufactured non-DOT specification steel cylinders which are used as components (fire extinguishers) in aircraft. This special permit provides no relief from the Hazardous Materials Regulations (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. Unless otherwise stated herein, this special permit consists of the special permit authorization letter issued to the grantee together with this document.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR §§ 173.301(j) and 173.302a in that a non-DOT specification cylinder is not authorized except as specified herein.
5. BASIS: This special permit is based on the application of Kidde Aerospace dated February 6, 2006, submitted in accordance with § 107.109.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper shipping name	Hazard Class/ Division	Identification Number	Packing Group
Fire extinguisher <i>containing compressed or liquefied gas</i>	2.2	UN1044	N/A

7. SAFETY CONTROL MEASURES:

a. PACKAGING - Prescribed packagings are non-DOT specification foreign-made steel cylinders bearing L'Hoteliar (formerly Kidde Dexaero) Part Numbers 811456 and 811475. Each cylinder must have affixed, or by use of an adhesive metal label, the approval number and the name and address of the manufacturer. This marking also must include the serial number, capacity, weight, charging pressure, test pressure, date of test, inspector's stamp, name of contents and filling instructions.

b. OPERATIONAL CONTROLS -

(1) This special permit covers only cylinders (fire extinguishers) to be used in aircraft of foreign manufacture, which cylinders are provided for under the bilateral agreement between France and the United States, implemented by the French Direction Generale del' Aviation Civile (DGAC) and the United States Federal Aviation Administration (FAA).

(2) The cylinders (fire extinguisher) are installed on the Fan Jet Falcon Series aircraft manufactured by Dassault Aviation and have received design approval as manifested by type certification of the aircraft by the DGAC and subsequent validation by the FAA (Type Certificate A7EU).

(3) Each fire extinguisher shipped under this special permit must be overpacked in strong outside packagings.

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

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reoffer it for transportation provided no modifications or change are made to the package 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. MARKING:

(1) The outside of each cylinder must be plainly and durably marked "DOT-SP 12818" and with the name of contents, in connection with and in addition to the other markings and the label prescribed by the DOT regulations.

(2) Each strong outside packaging containing fire extinguishers authorized under, and in compliance with, this special permit must be marked "INSIDE CONTAINERS COMPLY WITH DOT-SP 12818".

d. Transportation of the cylinders covered by this special permit is only authorized to and from the cylinder requalification facility.

e. Packages permanently marked 'DOT-E 12818', prior to October 1, 2007 may continue to be used under this special permit for the remaining service life the package or until the special permit is no longer valid. Packages marked on or after October 1, 2007 must be marked 'DOT-SP 12818'.

f. Shipping papers displaying 'DOT-E 12818' 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, cargo aircraft only, and passenger-carrying aircraft subject to transportation limitations as prescribed for equivalent size DOT specification cylinders. (See paragraph 8.d for restrictions).

10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each cargo vessel, aircraft or motor vehicle used to transport packages covered by this special permit. The shipper must furnish a current copy of this special permit to the air carrier before or at the time the shipment is tendered.

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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.
- 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 'exemption' 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

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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.:

A handwritten signature in blue ink that reads "R. Ryan Parker". The signature is stylized with a large, sweeping initial "R" and a long horizontal stroke extending to the right.

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/kah