

December 28, 2006



U.S. Department  
of Transportation

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

**Pipeline and Hazardous  
Materials Safety Administration**

DOT-SP 7573  
(THIRTEENTH REVISION)

EXPIRATION DATE: November 30, 2010

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: U.S. Department of Defense (DOD)  
Ft. Eustis, VA
2. PURPOSE AND LIMITATION:
  - a. This special permit authorizes the transportation in air commerce of the hazardous materials described herein, which are not otherwise authorized for shipment by cargo aircraft or are in quantities greater than those authorized for shipment by cargo 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. Party status will not 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 Parts 172 and 175, except as specified herein.
5. BASIS: This special permit is based on DOD's application dated December 27, 2006, submitted in accordance with § 107.109.

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6. HAZARDOUS MATERIALS (49 CFR § 172.101):

<b>Proper Shipping Name/ Hazardous Materials Description</b>	<b>Hazard Class/ Division</b>	<b>Identi- fication Number</b>	<b>Packing Group</b>
Military explosives and ammunition/as appropriate per § 172.101	1.1, 1.2, 1.3, 1.4 and 1.5, as appropriate	As appropriate	As appropriate
Other hazardous materials/as appropriate per § 172.101	As appropriate	As appropriate	As appropriate

7. SAFETY CONTROL MEASURES:

a. Authorized Hazardous Materials. Hazardous materials authorized by this special permit are limited to materials authorized to be transported by common carrier, by motor vehicle in conformance with 49 CFR Parts 107 and 171-180.

b. Authorized Airports.

(1) Airports authorized by this special permit are limited to U.S. military bases and civil airports within the jurisdiction of the United States of America.

(2) The DOD must have advance permission from the owner or operator of civil airports being used where the material is to be loaded or unloaded or where the aircraft is to land while the material is on board. The DOD will notify the Office of Hazardous Materials Special Permits and Approvals (OHMSPA) (or other designated agency) of airfields used under the special permit.

(3) When the destination is changed after departure because of weather or other unforeseen circumstances, permission from the owner or operator of the alternate airport must be obtained as soon as practicable.

c. Loading and Stowage of Materials.

(1) Loading and stowage of military explosives (including ammunition) and other hazardous materials aboard aircraft must be in accordance with procedures

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specified in Air Force Regulation AFJMAN 24-204. All loading and unloading operations under this special permit must be monitored by a qualified DOD representative or a technician qualified in accordance with 14 CFR 121.433a or AFJMAN 24-204 to ensure compliance with the prescribed procedures of AFJMAN 24-204.

(2) During loading and unloading, no person may smoke or carry a lighted cigarette, cigar or pipe, or operate any device capable of causing an open flame within 50 feet of the aircraft.

(3) Unless emergency conditions prescribe otherwise, the loading and unloading of the aircraft must be conducted at a safe distance from heavily populated areas, and from any place of human abode or assembly. However, at an airport where the airport owner, operator or authorized representative thereof has designated a specific location for loading or unloading, explosives may not be loaded or unloaded at any other location.

d. Operational Requirements.

(1) Operation of the aircraft during take-off, enroute, and landing must be conducted at a safe distance from heavily populated areas.

(i) Before movement of the aircraft prior to take-off, the pilot of the aircraft shall notify the control tower of the class(es) of explosives(s) (including ammunition) on board.

(ii) The pilot of the aircraft, prior to entering an airport traffic area, must notify the control tower of the class(es) of explosive(s) (including ammunition) on board and request this information be relayed to the appropriate airport officials.

(iii) When under radar control during the approach and landing phase, the pilot must request appropriate vectors so as to avoid heavily populated areas.

(2) No persons other than required flight crew members and mission essential personnel may be carried on the aircraft. Prior to take-off, all crew members will be

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instructed in proper procedures to be followed during an emergency involving hazardous materials.

(3) No fueling operations of the aircraft may be conducted during the loading and unloading of explosives.

(4) Fuel tanks of vehicles and self-propelled equipment will not exceed 50% of their capacity. Equipment (other than self-propelled) will be drained to the maximum extent possible.

8. SPECIAL PROVISIONS:

a. This special permit applies only to transportation in air commerce of explosives and other hazardous materials deemed essential to national defense via DOD contract airlift services and civil air operators under contract to the Air Mobility Command (AMC).

b. Prior to its use, approval for use of this special permit must be obtained from the HQ AMC, Director of Operations or designated representative.

c. The aircraft to be used must be those contract airlift services and civil air operators under contract to AMC. DOD must maintain on file with the OHMSPA, an up-to-date list naming each carrier used under this special permit.

d. When requested by OHMSPA, DOD will obtain and provide to OHMSPA a copy of the manual required by 14 CFR 121.133(a) from each air carrier used under this special permit.

e. Except as otherwise stated in this special permit, the following regulations do not apply to operations performed in conformance with this special permit: 49 CFR Parts 172 and 175.

f. Shipping papers (including the certifications required by § 172.204 as implemented by AFJMAN 24-204) are required for all hazardous material carried under this special permit.

g. This special permit authorizes transportation of hazardous materials in aircraft of United States registry in domestic and international air commerce. It does not grant authority to use foreign controlled airspace or airports outside the United States.

9. MODES OF TRANSPORTATION AUTHORIZED: Cargo aircraft only.
10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each aircraft used to transport packages covered by this special permit. The shipper shall furnish a current copy of this special permit 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 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 the 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 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](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: sln