

February 23, 2006



U.S. Department
of Transportation

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

**Pipeline and
Hazardous Materials
Safety Administration**

DOT-SP 11798
(ELEVENTH REVISION)

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. GRANTEE: (See Individual Authorization Letter)
2. PURPOSE AND LIMITATION:
 - a. This special permit authorizes a 10-year retest interval for Specification DOT 3A and 3AA cylinders used for the transportation in commerce of certain Division 2.1 and Division 2.2 gases. 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 §§ 180.209(b)(1)(ii) and 180.209(b)(1)(iv) in that additional materials are authorized as specified in paragraph 6 of this special permit and that the hammer test is not required.
5. BASIS: This special permit is based on the application of Air Products and Chemicals dated March 18, 2005, submitted in accordance with § 107.105 and additional information dated September 8, 2005.

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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
Compressed gas, flammable, n.o.s. (Containing silane, argon, hydrogen, nitrogen or helium) ¹	2.1	UN1954	N/A
Compressed gas, n.o.s. (Containing silane, argon, hydrogen, nitrogen or helium) ¹	2.2	UN1956	N/A
Compressed gas, n.o.s. (Containing only mixtures of nitrogen trifluoride with argon, nitrogen or helium) ¹	2.2	UN1956	N/A
Nitrogen Trifluoride	2.2	UN2451	N/A
Silane	2.1	UN2203	N/A

¹ The gas mixture must have a dew point at or below minus 52°F at one atmosphere.

7. SAFETY CONTROL MEASURES:

a. PACKAGING - Packagings prescribed are DOT Specification 3A or 3AA cylinders, not exceeding 56.7 Kg (125 pounds) water capacity

b. TESTING - Cylinders may be retested and reinspected every 10 years in accordance with § 180.205 using either the hydrostatic testing and visual inspection described in § 180.205 or by ultrasonic examination (UE) in accordance with existing DOT special permits applicable to DOT Specification 3A and 3AA cylinders. The 10 years requalification period applies only to cylinders that meet all requirements specified in § 180.209(b) except that they may contain the commodities listed in paragraph 6 above and the hammer test is not required.

c. OPERATIONAL CONTROLS - The moisture limit for the transportation of silane and nitrogen trifluoride is 25 ppm.

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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 modification or change is 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 cylinder covered by this special permit must be plainly and durably marked "DOT-SP 11798" in proximity to existing DOT markings. Additionally, the cylinders that are shipped as bundle, exterior cylinder on each side of a bundle (module) must be marked with letters at least 2 inches high on a contrasting background "DOT-SP 11798".

d. This special permit provides no relief from the quantity limitations in column 9A and 9B of the § 172.101, Hazardous Materials Table.

e. Transportation of Division 2.1 materials (flammable gases) are not authorized aboard cargo vessel or aircraft unless specifically authorized in the Hazardous Materials Table (§ 172.101).

f. Packagings permanently marked "DOT-E 11798", 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 11798".

g. Shipping papers displaying "DOT-E 11798" 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.

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10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each cargo vessel or aircraft used to transport packages covered by this special permit. The shipper must furnish a 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 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

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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.:

A handwritten signature in blue ink, appearing to read "R. Ryan Torler". The signature is fluid and cursive, with a large initial "R" and a long, sweeping underline.

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: RP/KH