



DEPARTMENT OF TRANSPORTATION
HAZARDOUS MATERIALS REGULATIONS BOARD
WASHINGTON, D.C. 20590

5386

[Docket No. HM-112; Notice No. 73-9]

**TRANSPORTATION OF HAZARDOUS
MATERIALS ABOARD AIRCRAFT**

Notice of Hearing

Notice is hereby given that the Hazardous Materials Regulations Board ("the Board") will hold a public hearing beginning at 9:30 a.m. on February 20, 1975 in Room 310, Federal Office Building 10A (commonly referred to as the FAA Building) located at 800 Independence Avenue, SW., Washington, D.C. to receive comments from interested persons on present regulations pertaining to the operating requirements applicable to carriers by aircraft when they transport hazardous materials and the need for any amendments to those regulations which would improve the protections afforded the traveling public and aircraft crews.

The present operating requirements pertaining to the transportation of hazardous materials aboard aircraft are in Part 103 of Title 14, Code of Federal Regulations. Training requirements pertaining to hazardous materials are in Parts 121 and 135 of the same title. On January 24, 1974, the Board published a notice of proposed rule making (39 FR 3022) under Docket HM-112 proposing among other things a new Part 175 under Title 49, Code of Federal Regulations to replace Part 103 of Title 14. Included in that notice were several proposals pertaining to operating requirements including changes in documentation procedures.

On January 29, 1975, a notice was published in the FEDERAL REGISTER (40 FR 4329) announcing a public hearing to be held on February 10, 1975 at the location stated above. That hearing will focus on the materials presently authorized to be transported aboard aircraft. The hearing announced in this notice will focus on the operating requirements that possibly should be imposed in addition, or as an alternative, to those presently specified or proposed in Docket HM-112; Notice 73-9.

Commenters are also advised that this proceeding does not include those matters pertaining to radioactive materials covered by FAA Dockets Nos. 13668 and 14249.

The notice published on January 29 also discussed a Departmental task force which will prepare a report following consideration of the comments presented at the hearing scheduled for February 10 and the hearing announced herein or submitted in writing in connection with either hearing. The report will be made part of this docket and may serve as the basis for further rule making.

In preparation of comments, commenters should consider (1) the training requirements presently specified in 14 CFR, Parts 121 and 135 and the need for modification thereof; (2) the documentation requirements and informational

needs of crew members prescribed in 14 CFR 103.25 and proposed under Docket HM-112 (39 FR 3022) for new § 175.35, or the need for modifications thereof; (3) the purpose and benefit of the requirement that all hazardous materials (of the type and quantity authorized aboard cargo only aircraft) be accessible to crew members during flight; (4) the type and quantity of emergency gear and apparatus, such as fire extinguishers, that should be kept aboard aircraft used to transport hazardous materials; (5) the possibility of requiring registration of shippers, carriers and package manufacturers relative to the transportation of hazardous materials via aircraft; (6) the use of the gross weight of a package or the net weight of its contents to determine quantity and stowage limitations aboard aircraft and (7) any other operational factor that should be considered relative to the safety of the passengers, crew, or operation of an aircraft.

The Director of the Office of Hazardous Materials acting as the designated representative of the Board Member for the Federal Aviation Administration in accordance with 49 CFR 170.31(b) will preside at the hearing. Any person who wishes to make an oral statement at the hearing should notify the Director in writing or preferably by telephone or telegram providing his name, address, telephone number, and the approximate time needed for his presentation. The notification should be provided on or before February 18, 1975 and addressed to Director, Office of Hazardous Materials, Department of Transportation, Washington, D.C. 20590. ((202) 426-0656)

Interested persons not desiring to make oral presentations are invited to give their views in writing. Communications should identify the Docket number and be submitted in duplicate to the Director at the above address by February 28, 1975.

A transcript of the hearing will be made and anyone may purchase a copy of the transcript from the reporter. A copy of the transcript and copies of all comments received will be available for examination by interested persons at the Office of the Secretary, Hazardous Materials Regulations Board, Room 6215 Trans Point Building, Second and V Streets, S.W., Washington, D.C., both before and after the closing date for comments.

(Transportation of Explosives Act (18 U.S.C. 831-835) section 8 of the Department of Transportation Act (49 U.S.C. 1655); Title VI and section 902(h) of the Federal Aviation Act of 1958 (49 U.S.C. 1421-1430, 1472(h), and 1655(c)))

Issued in Washington, D.C. on January 31, 1975.

W. J. BURNS,
Director,

Office of Hazardous Materials.

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