

Advance copy pending issuance
of Change to FAR Part 103

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Adminis- tration, Department of Transportation

[Docket No. 9975, Amdt. 103-6]

PART 103—TRANSPORTATION OF DANGEROUS ARTICLES AND MAG- NETIZED MATERIALS

Special Requirements for Poison

On May 8, 1969, the Hazardous Materials Regulations Board published a notice of proposed rule making, Docket No. HM-4, Notice 69-12 (34 F.R. 7456), proposing to modify the existing restrictions against commingling of poisons and foodstuffs during shipment. By a separate document published at page 18553 of this issue the Hazardous Materials Regulations Board issued an amendment to the Department's Hazardous Materials Regulations contained in Title 49 of the Code of Federal Regulations. For the reasons stated in that document corresponding changes are being made in Part 103 of the Federal Aviation Regulations.

In consideration of the foregoing, § 103.35 of Part 103 of the Federal Aviation Regulations is amended, effective December 30, 1969, as follows:

§ 103.35 Special requirements for poisons.

(a) No operator of an aircraft may carry material marked as or known to be poison (class A or B) in the same cargo compartment of an aircraft with material which is marked as or known to be foodstuffs, feeds, or any other edible material intended for consumption by humans or animals.

(b) No person may operate an aircraft that has been used to transport material marked as or known to be poison (class A or B) unless, upon removal of such poisonous material, the compartment in which it was carried is inspected for leakage, spillage, or other contamination. All contamination discovered must be either isolated or removed from the aircraft. The operation of an aircraft contaminated with such poisons is considered to be the carriage of poisonous materials under paragraph (a) of this section.

(Title VI, sec. 902(h), Federal Aviation Act of 1958, 49 U.S.C. 1421-1430, 1472(h); sec. 9, Department of Transportation Act, 49 U.S.C. 1657)

Issued in Washington, D.C., on
November 14, 1969.

SAM SCHNEIDER,
Board Member, for the
Federal Aviation Administration.

(As published in the Federal Register
[34 F.R. 18542] on Nov. 21, 1969)

Not met