

DEPARTMENT OF THE NAVY
Office of the Chief of Naval Operations
Washington, D.C. 20350

OPNAVINST 8023.7B
OP-411H
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16 August 1965

OPNAV INSTRUCTION 8023.7B

From: Chief of Naval Operations
To: All Ships and Stations (less Marine Corps field addressees not having Navy personnel attached)

Subj: Rules and Regulations for Military Explosives and Hazardous Munitions

1. Purpose. This Instruction advises the naval service as to the applicability of U.S. Coast Guard dangerous cargo regulations to naval units and activities.

2. Cancellation. OPNAV Instruction 8023.7A of 27 December 1962 is hereby canceled and superseded.

3. Coast Guard Regulations Involved

a. Code of Federal Regulations, Title 46, Part 146 (46 CFR 146) (Subparts 146.01 through 146.27): Transportation or Storage of Explosives or Other Dangerous Articles or Substances, and Combustible Liquids on Board Vessels. These regulations govern the handling, packing, stowage, and transportation of the following (commercial) types of dangerous cargo in commercial ships, domestic or foreign: ICC Class A, B, and C Explosives; Flammable Liquids, Flammable Solids, and Oxidizing Materials; Corrosive Liquids; Compressed Gases; Poisons; Combustible Liquids and Hazardous Articles.

b. Code of Federal Regulations, Title 46, Part 146 (46 CFR 146) (Subpart 146.29): Detailed Regulations Governing the Transportation of Military Explosives and Hazardous Munitions on Board Vessels. These regulations govern the transportation of military explosives (ICC Class A, B, and C Explosives shipped by, for, or to the Department of the Army, the Navy, the Air Force, or the government of any country whose defense is deemed vital to the defense of the United States in domestic or foreign ships on the navigable waters of the United States, its Territories and possessions (exclusive of the Panama Canal Zone). For convenience, these regulations are distributed as a Coast Guard publication (Rules and Regulations for Military Explosives and Hazardous Munitions - CG 108, dated 1 August 1962 - the "Red Book").

4. Instruction

a. Military Explosives. Naval ships, both commissioned and noncommissioned, and naval craft, when engaged in the transportation of military explosives or other hazardous articles as cargo (i.e., not as shipboard allowance or ship's stores) shall be loaded and stowed in conformance with the regulations contained in CG 108, with the exception of the inapplicable provisions enumerated in paragraph 6 below.

b. Dangerous Articles Other Than Military Explosives. Naval activities offering such material for shipment as cargo shall insure that packing, marking, and labeling thereof conform to the requirements of 46 CFR 146 Subparts 146.01 through 146.27. Dangerous articles shall be fully identified in cargo stowage plans, shipping manifests, bills of lading and other appropriate shipping documents. Activities responsible for loading and stowage of cargo shall insure that dangerous articles are stowed on board ship in accordance with the approved stowage plan. Commanding Officers of Navy commissioned cargo ships have responsibility for final approval of cargo stowage plans and are likewise responsible that dangerous articles receive correct stowage.

5. Applicability

a. Naval and Other Cargo Ships. This directive applies specifically to commissioned cargo ships (AE, AK, AKA) and to APA when transporting military explosives as cargo. With the exception of paragraph 6 below, this directive also applies to noncommissioned cargo ships manned by civil service personnel and operated, in non-commercial service, under the cognizance of MSTs. All other ships operated by or under charter to MSTs are subject to the regulations cited herein without any provisions being inapplicable.

b. Other Naval Units. Reasonable effort shall be made to conform to applicable sections of CG 108 when loading and transporting explosives and ammunition as cargo in amphibious ships and landing craft. The loading and stowage of barges, covered lighters, and other district craft including self-propelled barges and lighters shall be guided by 46 CFR 146 (Subpart 146.10) as

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modified by section 146.29-49 of CG 108, unless further modified by instructions issued by the Bureau of Naval Weapons.

6. Inapplicable Regulations. In CG 108, sections 146.29-13 (Permit for handling military explosives) and 146.29-15 (Authority to load, handle, or discharge; facilities and use) and 146.29-17 (Prohibited explosives) need not be complied with by naval commissioned vessels. Responsibility for preparation of a cargo stowage plan rests with the loading activity or command.

7. Waivers

a. Other than as may be provided for in existing approved waivers, deviations from the requirements of CG 108 and of this Instruction are not authorized, nor is any command or unit empowered to approve such deviations. Should situations arise in which it appears infeasible to meet requirement(s), request for waiver of the specific requirement(s) may be submitted to CNO via the Chief, Bureau of Naval Weapons.

b. **46 CFR 154 (Subpart 154.06)** provides for COMSTS or his designated representative to apply directly to the Coast Guard for waivers of vessel inspection and navigation laws affecting ships operated by or under charter to MSTs. This Instruction is not intended to obviate or substitute for that procedure. However, no Naval loading or discharging activity is authorized to load or discharge a ship for which a Coast Guard waiver of CG 108 has been so obtained until it has applied for and received specific CNO approval.

c. In any case where a non-commissioned ship operated by or under charter to MSTs is to load or discharge cargo at a facility not under Navy jurisdiction, CNO approval of any waivers applying to such loading or discharging is not required.

8. Distribution of Regulations

a. **CG 108** was initially distributed to the following distribution list:

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b. No additional distribution will be made until CG 108 has been revised and reprinted, probably in Calendar 1967. However, additional copies of the current issue may be obtained as required from Publication Centers in routine manner, 46 CFR, Subparts 146.01 through 146.27, may be obtained from the Superintendent of Docu-

ments, U.S. Government Printing Office, Washington, D.C. 2042.

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Deputy Chief of Naval Operations
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