

QUESTION: A transporter delivers a shipment of hazardous waste to the facility designated on the Manifest. The Manifest describes the shipment as 500 drums, with each drum weighing 450 lbs. The owner/operator of the facility determines that all 500 drums are accounted for but that each drum weighs only 430 lbs, not the designated 450 lbs. Is the owner/operator required to attempt to resolve the discrepancy with either the transporter or generator within 15 days; and if resolution fails, file a discrepancy report to the Regional Administrator?

ANSWER: No. Sections 264.72 and 265.72 define significant manifest discrepancies as (1) variations greater than 10 percent in weight for bulk quantities, and (2) any variation in piece count for batch waste. In this instance, the piece count is accurate (number of drums), and the variation in weight is less than 10 percent. Some States, however, may require a discrepancy report to be filed in this instance.

Source: Carolyn Barley