



Economic Commission for Europe**Inland Transport Committee****Working Party on the Transport of Dangerous Goods****Joint Meeting of the RID Committee of Experts and the
Working Party on the Transport of Dangerous Goods**

Bern, 15–19 March 2021

Item 2 of the provisional agenda

Tanks**Clarification on using tanks after the deadline specified for
the next test or inspection****Transmitted by the International Union of Wagon Keepers (UIP)*, **,*******Introduction**

1. As Poland noted in document ECE/TRANS/WP.15/AC.1/2019/19, the operation of tanks whose intermediate inspection has expired is not sufficiently regulated. So far, it has not been possible to come up with any new arrangements.
2. This situation led to the joint proposal from the International Union of Railways (UIC) and UIP (ECE/TRANS/WP.15/AC.1/2020/12) and informal document INF.56, which Poland submitted to the autumn 2020 session of the RID/ADR/ADN Joint Meeting. Although the text received some support and it was confirmed that a clear interpretation should be found (as stated in the report of the working group on tanks), the proposal was not adopted. The majority in the working group on tanks were of the view that with regard to the intermediate inspection, an interpretation should be supported which gives the operator leeway to be able to use the tank fully in the three months following the date, i.e. also to be able to fill it again. See report of the working group on tanks (ECE/TRANS/WP.15/AC.1/158/Add.1, Item 8).
3. UIP was asked to draft a new proposal to reflect this opinion.

Further UIP comments

4. As already stated in the report of the working group on tanks, if unrestricted use of the tank during the 3-month period, including refilling, were adopted, the filler's obligations in accordance with 1.4.3.3 (b) would also have to be adapted accordingly.

* A/75/6 (Sect.20), para 20.51.

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5. If refilling is allowed within this 3-month period, this period will unfortunately also be exceeded during the transport time. For the periodic inspection in 4.3.2.3.7 (b), another three months are allowed for passing the deadline, under the conditions described. UIP is of the view that in this case, a similar rule should be introduced for the intermediate inspection.

Proposal

6. With regard to a rule for the intermediate inspection, add a new 4.3.2.3.8 to 4.3.2.3 (new text is shown in **bold**, deleted text is ~~crossed-out~~):

“4.3.2.3.7 Tank-wagons, demountable tanks, battery-wagons (RID)/ fixed tanks (tank-vehicles), demountable tanks, battery-vehicles (ADR), tank-containers, tank swap bodies and MEGCs may not be filled or offered for carriage after the deadline for the test or inspection required by 6.8.2.4.2, 6.8.3.4.6 and 6.8.3.4.12 has expired.

However, tank-wagons, demountable tanks, battery-wagons (RID)/ fixed tanks (tank-vehicles), demountable tanks, battery-vehicles (ADR), tank-containers, tank swap bodies and MEGCs filled prior to the date of expiry of the last periodic inspection may be carried:

(a) for a period not to exceed one month after the expiry of these deadlines;

(b) unless otherwise approved by the competent authority, for a period not to exceed three months after the expiry of these deadlines in order to allow the return of dangerous goods for proper disposal or recycling. Reference to this exemption shall be mentioned in the transport document.

4.3.2.3.8 Tank-wagons, demountable tanks, battery-wagons (RID)/ fixed tanks (tank-vehicles), demountable tanks, battery-vehicles (ADR), tank-containers, tank swap bodies and MEGCs may continue to be operated after the deadline for the next intermediate test or inspection required by 6.8.2.4.3 has expired:

(a) for a period not to exceed three months after the expiry of these deadlines;

(b) unless otherwise approved by the competent authority, for a period not to exceed six months after the expiry of these deadlines in order to allow the return of dangerous goods for proper disposal or recycling. Reference to this exemption shall be mentioned in the transport document.”

1.4.3.3 In paragraph (b), after “date of the next inspection”, insert a reference to a footnote* to read as follows:

“*) **If the next inspection due is an intermediate inspection in accordance with 6.8.2.4.3, the extended period according to 4.3.2.3.8 shall apply.”**

Alternative

7. The above proposal is based on the discussions at the working group on tanks in September 2020 and differs from some of the opinions expressed in the meantime, which are justified by:

- the filling provisions (may not be refilled);
- harmonisation with rules on the periodic inspection (no refilling after the date either);
- harmonisation with Chapter 6.7 (no refilling in the 3 months after the date in this case either).

UIP would like to add once again the proposal submitted for the Joint Meeting in September 2020 as an alternative and requests the Joint Meeting to take a decision:

“4.3.2.3.7 Tank-wagons, demountable tanks, battery-wagons (RID)/fixed tanks (tank-vehicles), demountable tanks, battery-vehicles (ADR), tank-containers, tank swap bodies and MEGCs may not be filled, ~~or offered~~ **or accepted** for carriage after the ~~deadline~~ **date specified** for the **next** test or inspection required by 6.8.2.4.2, **6.8.2.4.3**, 6.8.3.4.6 and 6.8.3.4.12 has expired.

However, tank-wagons, demountable tanks, battery-wagons (RID)/fixed tanks (tank-vehicles), demountable tanks, battery-vehicles (ADR), tank-containers, tank swap bodies and MEGCs filled prior to the date of ~~expiry of the last periodic~~ **specified for the next** inspection may be carried:

(a) for a period not to exceed one month after ~~the expiry of these deadlines~~ **the date specified if the inspection due is a periodic inspection in accordance with 6.8.2.4.2;**

(b) unless otherwise approved by the competent authority, for a period not to exceed three months after the expiry of ~~these deadlines~~ **of the date specified, if the inspection due is a periodic inspection in accordance with 6.8.2.4.2**, in order to allow the return of dangerous goods for proper disposal or recycling. Reference to this exemption shall be mentioned in the transport document.

(c) **for a period not to exceed three months after the date specified, if the inspection due is an intermediate inspection in accordance with 6.8.2.4.3.”**