

## **PART 9 OF ADR**

### **9.1.2.1.2 Certificate of approval for tank vehicles**

#### **Transmitted by International Road Transport Union (IRU)**

Executive summary: Harmonized interpretation for the Contracting Parties of Guidelines for completing the certificate of approval according to 9.1.2.1 of Annex B of ADR, use of tank code in certificates as the main rule

Action to be taken: Make the harmonized interpretation more precise by deciding that claim for list of substances in the certificates is exceptional

Related documents: TRANS/WP.15/165, Annex 4, point 10

#### **Introduction**

The Guidelines for completing the certificate of approval, point 10.2, contain the following interpretation:

*“For tank-vehicles and battery-vehicles one of two possibilities should be chosen by marking the appropriate:*

- *Either a reference to the tank-code in No. 9.5 and any special provisions in 9.6; or*
- *The list of substances by Class, UN number and, if necessary, packing group and proper shipping name.*

The Guidelines were approved on the basis of recommendations from a Working Group (meeting in Stuttgart 04.and 05.10.2000).

In some ADR countries the Guidelines are interpreted in a way that the list of substances (positive list) has in any case to be marked; reference to the tank code is never sufficient. As far as IRU has understood the reason for this interpretation is of pedagogical nature, meaning that the authorities believe there is a risk that the carrier and/or the consignor is unable to understand the tank codes.

In the most countries the interpretation is that reference to tank code is used as the main rule and only in certain cases the list of substances is marked in the certificate, according to the general aims of the restructured ADR.

## **Proposal**

Amend the guidelines, point 10 in order that the reference to the tank code is the main rule and that a list of substances only has to be marked in the certificate if a restriction in the number of products referred to a certain tank code is deemed to be needed.

(example to explain the proposal in practice: For the tank code L4BH special restrictions in the number of products have to be marked for tanks with a certain lining).

## **Justification**

IRU is afraid that the differences in interpretation of this important part of the guidelines lead to

- discrimination among consignors and carriers from different countries, as a carrier with a valid certificate with tank codes has to be accepted for transports to, from and through all ADR countries, also the countries, which insist on list of substances, and
- less safety due to confusion among the parties.