

TRANS/WP.11/60th/INF.5

ECONOMIC COMMISSION FOR EUROPE

INLAND TRANSPORT COMMITTEE

Working Party on the Transport of Perishable Foodstuffs

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(Geneva, 2-5 November 2004)

AGREEMENT ON THE INTERNATIONAL CARRIAGE OF PERISHABLE FOODSTUFFS AND
ON THE SPECIAL EQUIPMENT TO BE USED FOR SUCH CARRIAGE (ATP)

Annex 1, Appendix 1,

Submitted by the expert from the Netherlands

Executive summary:	Adoption of provisions on the manufacture and assembly of body kits
Action to be taken:	Introduction of additional paragraphs.
Relevant documents:	TRANS/WP.11/2004/2 (CLCCR) / TRANS/WP.11/2003/7(CLCCR).

Introduction:

The document TRANS/WP.11/ 2004/2 is the result of years of development by CLCCR and makes an attempt to end doubtful practices with body kits.

Despite (we hope) that nobody will be against the ending of these doubtful practices and that document 2004/2 is in contents good, there seems to be reluctance to accept the proposal. In order to come to results during the 2004 session of WP.11 the Netherlands would suggest a different solution.

In short this would result in the adoption of some additional definitions in Annex 1, a new text in Annex 1, Appendix 1, paragraph 2 and 4, two model forms and the adoption of the text of the CLCCR document in the ATP handbook.

For the future we could decide, if there is sufficient support in WP.11, to draft a new general annex „Provisions concerning the manufacture of special equipment and checks for conformity of production“ with more detailed provisions for manufacturers (and assemblers).

Proposal : Introduce the following text:

Annex 1 (Introduce a new paragraph 5, 6 and 7)

Body kit: A constituent of parts of an insulated body consisting of as a minimum, those parts of importance to the overall heat transfer: side walls, a roof, a floor, a front end and a rear end, as well as their means of connection. The major parts of a body kit are delivered in a non-assembled form. Rear frame and door(s), if any, deemed to be supplied fully assembled and operable. Side door(s), if any, deemed to be built into the side walls and be fully operable.

Manufacturer: The corporation to which the Type Test Certificate is issued and:

- be liable for the complete product,
- owns or has obtained the rights to use product design,
- have direct control over production and production circumstances, and
- employs competent personnel.

Transitional provisions

For a period of [1 year] following the date of entry into force of this amendment, bodies assembled from body kits not conforming to article 2, c) of Annex 1, Appendix 1 shall be accepted for approval. Additional checks on the completed body may be requested by the competent authority of the country in which the equipment is to be registered or recorded before a certificate of compliance is issued.

Annex 1, Appendix 1

[2(c)]

New equipment shall be delivered by the manufacturer complete with all parts of importance to the overall heat transfer (i.e. roof, floor, walls, front and rear end, operable door constructions and seals) in compliance with the test report.

Equipment may be delivered as a “body kit” to an acknowledged assembler. The manufacturer shall have investigated, recorded and certified the competence of the assembler to assemble the body kit in a proper way before delivering the first kit to the assembler. Alteration(s) to the body made by the assembler may render the Type test report invalid.

Annex 1, Appendix 1

4 [(d)]

In case of a body assembled from a body kit the following additional documents shall be supplied:

- a declaration of the manufacturer stating the competence of the assembler to assemble a body kit properly; and
- a declaration of conformity of assembly with the instructions by the assembler.

Annex 1, Appendix 1

Introduce the following model forms as described in document 2004/2: 12 (Declaration of Conformity for a body Assembled from a kit): 13 (Certification attesting the competence of an assembler to assemble a specific ATP body kit).

ATP Handbook

Introduce the text (of page 3 to 5) of document 2004/2 in the ATP handbook (Attachment to Annex 1, Appendix 1).

Justification:

The choice of wording and style of document 2004/2, although in it self good, is very detailed and strict like an instruction. The style of ATP however is of a “framework” agreement, which merely states the objectives to be reached.

Therefore the proposed location proposed by CLCCR to introduce the text of document 2004/2 is not considered appropriate.

Annex 1 Appendix 2 is dealing with “Methods and procedures for measuring and checking the insulating capacity and the efficiency of the cooling or the heating appliances...” not provisions for production control.

Safety:

Feasibility:

Enforceability:

Economical aspects:
