



**Economic and Social
Council**

Distr.
GENERAL

ECE/TRANS/WP.15/AC.1/2009/8
7 January 2009

Original: ENGLISH

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

Geneva, 23 - 27 March 2009
Item 6 of the provisional agenda

PROPOSALS FOR AMENDMENTS TO RID/ADR/ADN

Proposal to amend ADR/RID/ADN to include provisions for the retention of document,
additional inspection requirements and conformity assessment procedures for gas cartridges

Transmitted by the European Commission^{1,2}

SUMMARY

Executive summary: In the course of revising the Transportable Pressure Equipment Directive (TPED) 99/36/EC representatives of Member States and industry thought that provisions for the retention of documents, inspection body requirements and conformity assessment procedures would be better suited for inclusion in the ADR/RID/ADN rather than in the revised TPED. The European Commission suggests that the detail of these provisions be discussed in an ad-hoc Joint Meeting working group.

¹ In accordance with the programme of work of the Inland Transport Committee for 2006-2010 (ECE/TRANS/166/Add.1, programme activity 02.7 (c)).

² Circulated by the Intergovernmental Organisation for International Carriage by Rail (OTIF) under the symbol OTIF/RID/RC/2009/8.

Action to be taken:	To convene a Joint meeting working group to review the provisions for the retention of documentation, inspection body requirements and conformity assessment procedures for gas cartridges for inclusion in ADR/RID/ADN 2011.
---------------------	---

Related documents:	-
--------------------	---

Background

1. The European Commission is currently in the process of drafting a proposal for a revised Transportable Pressure Equipment Directive (1999/36/EC) (TPED) to fit closely with the new provisions for conformity assessment in sections 1.8.6 and 1.8.7 of ADR/RID/ADN 2009.

2. The work on the revision of TPED has progressed well and it should be possible for the European Commission to issue a proposal for a revised TPED in the first half of 2009. During discussions in the TPED informal working group it was proposed that some of the provisions in the draft revised TPED would be more suited to inclusion directly in ADR/RID/ADN 2011.

3. The provisions which would be most suited to inclusion in ADR/RID/ADN are:

- (a) Retention period for documents. There are several requirements in the draft TPED for documents to be retained for a substantial period. It would be appropriate if that period could be specified in ADR/RID/ADN and then the revised TPED could align with that text. The discussions in the informal working group indicated a retention period of 20 years might be appropriate.
- (b) Conformity Assessment Procedures for Gas Cartridges. The TPED informal working group took the view that while gas cartridges should be included in the scope of the revised TPED there are currently no conformity assessment procedures for gas cartridges either in ADR/RID/ADN or in TPED. It would be preferable to include the conformity assessment procedures in ADR/RID/ADN rather than in TPED. This would follow the same principle as for other transportable pressure equipment.
- (c) Operational obligations for inspection bodies. The draft revised TPED contained several operational obligations for notified bodies of the European Union (EU) which could be equally applicable to inspection bodies in ADR/RID/ADN. It was therefore suggested by the group that the operational obligations should be put directly in ADR / RID/ ADN. These obligations would continue to apply to EU notified bodies through the referencing of ADR/RID/ADN inspection bodies in the TPED definition of notified bodies.

Proposal

4. The European Commission would like the Joint Meeting to establish an ad-hoc working group to examine those provisions arising from the revision of TPED that would be suited for inclusion in ADR/RID/ADN 2011. If the Joint meeting agrees to the setting up of this working group the European Commission will submit detailed proposals for discussion at that group.
