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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, 8-11 September 2009 and
Geneva, 14-18 September 2009
Item 5 of the provisional agenda

TANKS

Special provision TU35 of 4.3.5

Transmitted by the Government of France^{1,2}

SUMMARY

Executive summary: This document aims to resolve the issues related to the application of special provision TU35 of 4.3.5.

Action to be taken: Modify special provision TU35.

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/2009/37.

Introduction

1. Special provision TU35 of 4.3.5 states that “empty fixed tanks (tank-vehicles), empty demountable tanks and empty tank-containers, uncleaned, which have contained these substances are not subject to the requirements of RID/ADR if adequate measures have been taken to nullify any hazard”.
2. Provision TU35 is applicable to UN numbers 3256 and 3257 only, the main hazard of which is that such substances are carried at high temperatures. The return of empty tanks, uncleaned, which have carried these substances does not therefore pose a particular hazard. However, during inspections some carriers have encountered difficulty in proving that adequate measures have been taken.
3. Thus, to avoid ambiguity, we propose that provision TU35 should be modified as follows.

Proposal

4. Under 4.3.5 of RID/ADR, in special provision TU35, delete the following phrase: “if adequate measures have been taken to nullify any hazard”.

Justification

Safety implications: None

Feasibility: No problems

Enforceability: This clarification will mean that the application problems encountered will be avoided.
