



**Economic and Social
Council**

Distr.
GENERAL

ECE/TRANS/WP.15/AC.1/2010/4
26 November 2009

ENGLISH
Original: ENGLISH AND FRENCH

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, 22-25 March 2010
Item 5 (b) of the provisional agenda

PROPOSALS FOR AMENDMENTS TO RID/ADR/ADN

New proposals

Clarification of the carrier's obligations with regard
to the checking of the conformity with the test deadline

Proposal by the International Union of Railways (UIC)^{1, 2}

Introduction

1. In accordance with 1.4.2.2.1 (d), the carrier shall ascertain that the date of the next test for tank-wagons/tank-vehicles, battery-wagons/battery-vehicles, wagons with demountable tanks/ demountable tanks, portable tanks, tank-containers and MEGCs has not expired.
2. In certain cases (e.g. for intermediate inspections in accordance with 6.7.3.15.2 and 6.8.2.4.3), this date may also be exceeded by three months.

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/2010/4.

3. For the purposes of legal transparency, it is therefore proposed to replace the wording "date of the next test" in 1.4.2.2.1 (d) and in the note to this sub-section by "deadline for the next test". In addition, there should be a reference in the Note to the regulations in 6.8.2.4.3. Should the UIC proposal OTIF/RID/RC/2010/5 (ECE/TRANS/WP.15/AC.1/2010/5) be accepted, there should also be a reference to the new sub-section 6.8.2.4.4 in the note.

Proposal

4. Amend 1.4.2.2.1 (d) to read (amended text is underlined):

"(d) Ascertain that the ~~date of~~ deadline for the next test for tank-wagons/tank-vehicles, battery-wagons/battery-vehicles, wagons with demountable tanks/demountable tanks, portable tanks, tank-containers and MEGCs has not expired;"

NOTE: Tanks, battery-wagons/battery-vehicles and MEGCs may however be carried after the expiry of ~~this date~~ this deadline under the conditions of 4.1.6.10 (in the case of battery-wagons/battery-vehicles and MEGCs containing pressure receptacles as elements), 4.2.4.4, 4.3.2.4.4, 6.7.2.19.6, 6.7.3.15.6, ~~or~~ 6.7.4.14.6 or 6.8.2.4.3".

Justification

5. By introducing the term "deadline", better consideration will in future be given to the expiry of the date of the next test which is permissible in certain cases. There are no negative implications on safety and no problems with regard to practicability are expected.
