

**Economic and Social Council**

Distr.: General
7 August 2015
English
Original: French

Economic Commission for Europe
Inland Transport Committee
Working Party on the Transport of Dangerous Goods**Ninety-ninth session**

Geneva, 9-13 November 2015

Item 6 (b) of the provisional agenda

Proposals for amendments to annexes A and B of ADR:**Miscellaneous proposals****Special provision 664****Transmitted by the Government of Switzerland¹***Summary*

Executive summary: The information required in the transport document pursuant to the last sentence of subparagraph (e) of special provision 664 is useful only when there is an additive and is incorrect when the additive device does not comply with special provision 664 but falls under transitional measure 1.6.3.44.

Action to be taken: Replace the last sentence of subparagraph (e) of special provision 664 with “In this case, the wording ‘additive device’ replaces the information required under 5.4.1.1.1 (e)”. Add the following sentence to transitional measure 1.6.3.44: “The following should be added to section 11 of the certificate of approval which conforms to the model shown in 9.1.3.5: ‘Tank-vehicle with additive device in accordance with transitional measure 1.6.3.44’.”

Reference documents:**Introduction**

1. At the ninety-eighth session of the Working Party (May 2015), during the discussion of document ECE/TRANS/WP.15/2015/3, the delegation of Switzerland noted that the information provided for in subparagraph (e) of special provision 664 to be included in the transport document should be revised.

¹ In accordance with the programme of work of the Inland Transport Committee for 2014-2015 (ECE/TRANS/240, para. 100 and ECE/TRANS/2014/23, module 9, para. 9.1).



2. The information is necessary in order to know under what conditions additives are being transported. It is only needed in the transport document when additives are being transported, and it is probably the consignor who requires the use of an additive or not. In this case, whether or not the information is provided depends on whether there is actually an additive in the additive device. However, the last sentence of subparagraph (e) of special provision 664 implies that the information should always be included in the transport document. We do not think that this is always necessary. Moreover, the information does not apply to additive devices that do not comply with special provision 664 and which are therefore subject to transitional measure 1.6.3.44.

3. The situation is different for additive devices authorized under transitional measure 1.6.3.44. In this case, the information is required, but not in the transport document and not for the same purpose. It is needed to identify not the product being transported but, rather, the tank equipment when it does not comply with special provision 664. However, the information currently provided for under subparagraph (e) of special provision 664 is incorrect in the case of additive devices that fall under transitional measure 1.6.3.44, precisely because they do not comply with special provision 664. “Carriage in accordance with special provision 664” is therefore inaccurate.

4. Information regarding the tank equipment should, however, appear in section 11 of the certificate of approval which conforms to the model shown in 9.1.3.5, given that the certificate is intended for the authorities that inspect the tank and the vehicle and which should know that the equipment does not comply with special provision 664. We suggest that the phrase “tank-vehicle with additive device in accordance with transitional measure 1.6.3.44” should always appear, irrespective of whether the additive device contains a product for a given consignment. However, it should not be included in the transport document because it has nothing to do with the presence of a product in the device but with the fact that the tank-vehicle has such a device in the first place.

5. Regarding the transport document, since subparagraph (e) of special provision 664 states that only subparagraphs (a) to (d) of 5.4.1.1.1 should be complied with and since the product is placed in an additive device that either complies with special provision 664 or comes under transitional measure 1.6.3.44, the wording of the last sentence of subparagraph (e) of special provision 664 should be amended.

6. As is required under 5.4.1.1.1 (e) in the case of packages, the number and description of the additive device should also appear in the transport document. The current wording of subparagraph (e) of special provision 664 should be replaced with “In this case, the wording ‘additive device’ replaces the information required under 5.4.1.1.1 (e).”

7. The words “in this case” are needed because it is only when the particular additive is present that the information needs to be included in the transport document.

8. This way, it would be obvious what should replace the information required under 5.4.1.1.1 (e). This should be clear to everyone, given that the term “additive device” is in the list of tank equipment under 1.2.1.

9. The description applies both to devices that comply with special provision 664 and to those that come under transitional measure 1.6.3.44. Those that do not comply with 1.6.3.44 are indicated in the certificate of approval which conforms to the model shown in 9.1.3.5.

Proposal

10. Replace the last sentence of subparagraph (e) of special provision 664 with “In this case, the wording ‘additive device’ replaces the information required under 5.4.1.1.1 (e).”
 11. Add the following sentence to transitional measure 1.6.3.44: “The following should be added to section 11 of the certificate of approval which conforms to the model shown in 9.1.3.5: ‘Tank-vehicle with additive device in accordance with transitional measure 1.6.3.44’.”
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