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**Economic Commission for Europe****Inland Transport Committee****Working Party on the Transport of Dangerous Goods**

**Joint Meeting of Experts on the Regulations annexed to the European Agreement concerning the International Carriage of Dangerous Goods by Inland Waterways (ADN) (ADN Safety Committee)**

**Twenty-seventh session**

Geneva, 24–28 August 2015

Items 4 (b) and 5 of the provisional agenda

**Proposals for amendments to the Regulations annexed to ADN:****Other proposals****Proposals to amend Chapter 1.16 and 9.3.X.8.1 – Proposals of consequential and additional amendments****Transmitted by the Informal Correspondence Working Group***Summary*

<b>Executive summary:</b>	Following-up on the initial proposals made during the August 2014 ADN Safety Committee meeting
<b>Action to be taken:</b>	Paragraph 7, tables on pages 3 to 6, pages 7 to 10, and pages 11 to 15.
<b>Related documents:</b>	ECE/TRANS/WP.15/AC.2/2014/43, ECE/TRANS/WP.15/AC.2/2014/44, WP.15/AC.2/25/INF.7, ECE/TRANS/WP.15/AC.2/52 (paragraphs 44 and 45)

## Introduction

1. At the 25<sup>th</sup> session of the ADN Safety Committee (August 2014), France submitted for consideration some amendments to 1.16.3 (ECE/TRANS/WP.15/AC.2/2014/43) and 9.3.X.8.1 (ECE/TRANS/WP.15/AC.2/2014/44) of the Regulations annexed to ADN, dealing respectively with “Inspection procedure” (in order to issue the certificate of approval) and “Classification”.

2. At this same session, the German delegation commented and requested some modifications in these proposals by submitting document WP.15/AC.2/25/INF.7. Germany also proposed to extend the scope of the amendments by slight modifications to 1.16.5, 1.16.13.1, 1.16.13.4 and 8.1.2.3 (e).

3. In its final report (ECE/TRANS/WP.15/AC.2/52 - paragraphs 44 and 45), the Committee asked France to lead an informal correspondence working group, constituted as follows, for further consideration of these issues:

- Austria
- Germany
- Netherlands
- Romania
- Ukraine
- Recommended ADN classification societies

## Proposed amendments to Chapter 1.16 and 9.3.X.8.1

4. The proposed amendments to Chapter 1.16 and 9.3.X.8.1, resulting from documents ECE/TRANS/WP.15/AC.2/2014/43, ECE/TRANS/WP.15/AC.2/2014/44 and WP.15/AC.2/25/INF.7, and from the discussions in plenary, are presented on pages 3 to 6.

## Consequential amendments

5. The consequential amendments, resulting from documents ECE/TRANS/WP.15/AC.2/2014/43, ECE/TRANS/WP.15/AC.2/2014/44 and WP.15/AC.2/25/INF.7 are presented on pages 7 to 10.

## Other amendments proposed

6. During the discussions, it appeared that other amendments (additional and editorial) would be necessary. The corresponding proposals are presented on pages 11 to 15.

7. Some footnotes have been included in order to provide additional information. It is not intended to maintain these footnotes in the consolidated proposal, which could be submitted for the twenty-eighth session in January 2016.

## Follow-up

8. The Safety Committee is invited to consider the proposals in the tables on pages 3 to 6, pages 7 to 10, and pages 11 to 15, and to take action as it deems appropriate.

Current text and provisions	Outcome of documents 2014/43, INF.7, and discussions in August 2014
<p><b>1.16.3 Inspection procedure</b></p> <p>1.16.3.1 The competent authority of the Contracting Party shall supervise the inspection of the vessel. Under this procedure, the inspection may be performed by an inspection body designated by the Contracting Party or by a recognized classification society. The inspection body or the recognized classification society shall issue an inspection report certifying that the vessel conforms partially or completely to the provisions of these Regulations.</p> <p>1.16.3.2 This inspection report shall be drawn up in a language accepted by the competent authority and shall contain all the necessary information to enable the certificate to be drawn up.</p>	<p><b><u>1.16.3</u></b></p> <p><b><u>1.16.3.1</u></b></p> <p>The competent authority of the Contracting Party shall supervise the inspection of the vessel. Under this procedure, the inspection may be performed by an inspection body designated by the Contracting Party or by a recognized classification society <b><u>according to Chapter 1.15</u></b>. The inspection body or the recognized classification society shall issue an inspection report certifying that the vessel conforms partially or completely to the <b><u>applicable provisions of these Regulations related to the construction and equipment of the vessel.</u></b></p> <p><b><u>This inspection report shall indicate any non-conformities, transitional provisions, equivalents and derogations from the Regulations applicable to the vessel.<sup>(1)</sup></u></b></p> <p><b><u>If the inspection report does not ensure that all the applicable provisions referred to in 1.16.3.1 are fulfilled, the competent authority may require any additional information in order to issue a provisional certificate of approval according to 1.16.1.3.1 (b).</u></b></p> <p><b><u>The</u></b> inspection report shall be drawn up in a language accepted by the competent authority and shall contain all the necessary information to enable the certificate to be drawn up.</p> <p><b><u>1.16.3.2</u></b></p> <p><b><u>1.16.3.3</u></b></p> <p><b><u>1.16.3.4</u></b></p> <p><b><u>The provisions of 1.16.3.1, 1.16.3.2 and 1.16.3.3 apply to the first inspection referred to in 1.16.8, to the special inspection referred to in 1.16.9 and to the periodic inspection referred to in 1.16.10.</u></b></p>

(1) ) Equivalents and derogations according to ADN 1.5.3 and transitional provisions according to ADN 1.6.7.

The new first sentence comes from the proposal for the new 1.16.3.4 referred to in document ECE/TRANS/WP.15/AC.2/2014/43.

The case(s) where the vessel conforms only partially to the applicable provisions is shifted to 1.16.1.3.1 by the addition of a new paragraph (see hereunder).

Current text and provisions	Outcome of documents 2014/43, INF.7, and discussions in August 2014
	<p><b><u>1.16.3.5</u></b></p> <p><b><u>Where the inspection report is issued by a classification society, the inspection report may include the certificate referred to in 9.1.0.88.1, 9.2.0.88.1, 9.3.1.8.1, 9.3.2.8.1 or 9.3.3.8.1.</u></b></p> <p><b><u>The presence on board of the certificates issued by the classification society for the purposes of 8.1.2.3 (f) and 8.1.2.3 (o) remains mandatory.</u></b></p>
<p><b>1.16.5 Application for the issue of a certificate of approval</b></p> <p>The owner of a vessel, or his representative, who requests a certificate of approval, shall deposit an application with the competent authority referred to in 1.16.2.1. The competent authority shall specify the documents to be submitted to it. In order to obtain a certificate of approval a valid vessel certificate shall accompany the request.</p>	<p><b><u>1.16.5</u></b></p> <p><b><u>Application for the issue of a certificate of approval</u></b></p> <p>The owner of a vessel, or his representative, <del>who requests a certificate of approval,</del> shall deposit an application <b><u>for a certificate of approval</u></b> with the competent authority referred to in 1.16.2.1. The competent authority shall specify the documents to be submitted to it. In order to obtain a certificate of approval, <b><u>at least a valid [vessel certificate]<sup>(2)</sup>, the inspection report referred to in 1.16.3.1, [a full set of construction plans and documents of the vessel] / [a ship record]<sup>(3)</sup> and the certificate referred to in 9.1.0.88.1, 9.2.0.88.1, 9.3.1.8.1, 9.3.2.8.1 or 9.3.3.8.1</u></b> shall accompany the request.</p>

(2) The wording “vessel certificate” is liable to be modified according to the outcome of the consideration of document ECE/TRANS/WP.15/AC.2/2015/28.

(3) This situation is comparable to the provisions related to the “tank record” according to ADR 1.2.1 and ADR 4.3.2.1.7:

**1.2.1:** “Tank record” means a file containing all the important technical information concerning a tank, a battery-vehicle or a MEGC, such as the certificates referred to in 6.8.2.3, 6.8.2.4 and 6.8.3.4;

**4.3.2.1.7:** The tank record shall be retained by the owner or the operator who shall be able to provide this documentation at the request of the competent authority. The tank record shall be maintained throughout the life of the tank and retained for 15 months after the tank is taken out of service.

Should a change of owner or operator occur during the life of the tank, the tank record shall be transferred to the new owner or operator.

Copies of the tank record or all necessary documents shall be made available to the expert for tests, inspections and checks on tanks in accordance with 6.8.2.4.5 or 6.8.3.4.16, on the occasion of periodic inspections or exceptional checks.

Current text and provisions	Outcomes of documents 2014/43, INF.7, and discussions in August 2014
<p><b>1.16.13 Withholding and return of the certificate of approval</b></p> <p>1.16.13.1 The certificate of approval may be withdrawn if the vessel is not properly maintained or if the vessel's construction or equipment no longer complies with the applicable provisions of these Regulations.</p> <p>1.16.13.4 When an inspection body or a classification society observes, (§1 only) in the course of an inspection, that a vessel or its equipment suffers from serious defects in relation to dangerous goods which might jeopardize the safety of the persons on board or the safety of shipping, or constitute a hazard for the environment, it shall immediately notify the competent authority to which it answers with a view to a decision to withhold the certificate.</p>	<p><b><u>1.16.13</u></b></p> <p><b><u>1.16.13.1</u></b></p> <p><b>Withholding and return of the certificate of approval</b></p> <p>The certificate of approval may be withdrawn if the vessel is not properly maintained or if the vessel's construction or equipment no longer complies with the applicable provisions of these Regulations, <b><u>or if the vessel's highest class according to 9.2.0.88.1, 9.3.1.8.1, 9.3.2.8.1 or 9.3.3.8.1 is not valid.</u></b></p> <p><b><u>1.16.13.4</u></b> <b>(§1 only)</b></p> <p>When an inspection body or a <b><u>recognised</u></b> classification society observes, in the course of an inspection, that a vessel or its equipment suffers from serious defects in relation to dangerous goods which might jeopardize the safety of the persons on board or the safety of shipping, or constitute a hazard for the environment, <b><u>or when the vessel's highest class is not valid,</u></b> it shall immediately notify the competent authority <b><u>[to which it answers?] / [to which it belongs?]</u></b> with a view to a decision to withhold the certificate.</p>

Current text and provisions	Outcomes of documents 2014/43, INF.7, and discussions in August 2014
<p><b>9.3.X.8 Classification</b></p> <p><b>9.3.X.8.1</b> The tank vessel shall be built under survey of a recognised classification society in accordance with the rules established by that classification society for its highest class, and the tank vessel shall be classed accordingly.</p> <p>The vessel's highest class shall be continued.</p> <p>The classification society shall issue a certificate certifying that the vessel is in conformity with the rules of this section <i>[and the additionally applicable rules and regulations of the classification society that are relevant for the intended use of the vessel]</i> (classification certificate).</p> <p><i>Italics into square brackets only deal with 9.3.1.8.1.</i></p> <p><i>The fourth to sixth sentences of 9.3.X.8.1 are not reproduced.</i></p>	<p><b>9.3.X.8 Classification</b></p> <p><b>9.3.X.8.1</b> The tank vessel shall be built under survey of a recognised classification society <del>in accordance with the rules established by that classification society</del><sup>(4)</sup> for its highest class, and the tank vessel shall be classed accordingly.</p> <p>The vessel's <b>highest</b><sup>(5)</sup> class shall be continued. <b><u>This shall be confirmed by an appropriate certificate issued by the classification society <i>[classification certificate] / [certificate of class]</i></u></b><sup>(6)</sup>.</p> <p><b><u><i>[The [classification certificate] / [certificate of class]]</i></u></b><sup>(7)</sup> <b><u>shall confirm that the vessel is in conformity with its own additionally applicable rules and regulations that are relevant for the intended use of the vessel</u></b>.</p> <p><i>Bold underlined italics in square brackets and highlighted in green only deal with 9.3.1.8.1 (to cover for instance the shipping of LNG in bulk).</i></p> <p><i>The current fourth to sixth sentences of 9.3.X.8.1 are not reproduced but remain valid.</i></p>

(4) To harmonize the English version with the French and German.

(5) The word "highest" is to be added in the English version of 9.3.3.8.1.

(6) "Classification certificate" is the current wording in ADN 9.3.X.8.1. "Certificate of class" would be the preference of the Recommended ADN classification societies.



Consequential amendments	
Current text and provisions	New text
<p><b>1.16.1.3 Provisional certificate of approval</b></p> <p><b>1.16.1.3.1</b> For a vessel which is not provided with a certificate of approval, a provisional certificate of approval of limited duration may be issued in the following cases, subject to the following conditions:</p> <p>(a) The vessel complies with the applicable provisions of these Regulations, but the normal certificate of approval could not be issued in time. The provisional certificate of approval shall be valid for an appropriate period but not exceeding three months;</p> <p>(b) The vessel does not comply with every applicable provision of these Regulations after sustaining damage. In this case the provisional certificate of approval shall be valid only for a single specified voyage and for a specified cargo. The competent authority may impose additional conditions.</p>	<p><b><u>1.16.1.3</u></b></p> <p><b><u>1.16.1.3.1</u></b></p> <p><b>Provisional certificate of approval</b></p> <p>For a vessel which is not provided with a certificate of approval, a provisional certificate of approval of limited duration may be issued in the following cases, subject to the following conditions:</p> <p>(a) The vessel complies with the applicable provisions of these Regulations, but the normal certificate of approval could not be issued in time. The provisional certificate of approval shall be valid for an appropriate period but not exceeding three months;</p> <p><b><u>(b) The vessel does not comply with every applicable provision of these Regulations, but the safety of carriage is not impaired according to the appraisal of the competent authority.</u></b></p> <p><b><u>The provisional certificate of approval shall be valid for an appropriate period to bring the vessel into compliance with the applicable provisions, but not exceeding three months.</u></b></p> <p><b><u>The competent authority may request additional reports in addition to the inspection report and may require additional conditions.</u></b></p> <p><b><u>NOTE: For the issuance of the final certificate of approval according to 1.16.1.2 a new inspection report according to 1.16.3.1 shall be prepared, which confirms conformity also with all hitherto unfulfilled requirements of these Regulations.</u></b></p> <p><b><u>(c)</u></b> The vessel does not comply with every applicable provision of these Regulations after sustaining damage. In this case the provisional certificate of approval shall be valid only for a single specified voyage and for a specified cargo. The competent authority may impose additional conditions.</p>

Consequential amendments			
Current text and provisions		New text	
<b>8.1.2</b>	<b>Documents</b>	<b><u>8.1.2</u></b>	<b>Documents</b>
<b>8.1.2.3</b>	(e) The classification certificate prescribed in 9.3.1.8, 9.3.2.8 or 9.3.3.8;	<b><u>8.1.2.3</u></b>	(e) The <b>certificate of class issued by the classification society</b> prescribed in <b><u>9.3.1.8.1</u></b> , <b><u>9.3.2.8.1</u></b> or <b><u>9.3.3.8.1</u></b> ;

In the case where the option **[a ship record]** would be adopted in 1.16.5, the new consequential amendments would be introduced as follows:

Optional consequential amendments			
Current text and provisions		New text	
		<b><u>1.2.1</u></b> <sup>(7)</sup>	<b><u>"Ship record" means a file containing all the important technical information concerning a vessel or a barge such as construction plans and documents about the equipment;</u></b>
		<b><u>1.6.7.2.2.5</u></b> <sup>(8)</sup>	<b><u>For a vessel or a barge [whose keel was laid] before 1 January 2017 and which does not conform to the requirements of 9.3.X.1 concerning the ship record, the retention of files for the ship record shall start at the latest at the next renewal of the certificate of approval.</u></b>

(7) Transition from ADR 1.2.1 "Tank record".

(8) Transition from ADR 1.6.3.16 and ADR 1.6.4.18 "Tank record".

Optional consequential amendments	
Current text and provisions	New text
<p><b>9.1.0.1</b>     <i>(Reserved)</i></p>	<p><b><u>9.1.0.1</u></b></p> <p><b><u>Ship record</u></b></p> <p><b><u>The ship record shall be retained by the owner, or his representative, who shall be able to provide this documentation at the request of the competent authority and the recommended classification society.</u></b></p> <p><b><u>The ship record shall be maintained throughout the life of the ship and shall be retained for 6 months after the ship is taken out of service.</u></b></p> <p><b><u>Should a change of owner or operator occur during the life of the vessel the ship record shall be transferred to the new owner or operator.</u></b></p> <p><b><u>Copies of the ship record or all necessary documents shall be made available to the competent authority for the issuance of the certificate of approval and for the recommended classification society or inspection body for first inspection, periodic inspection, special inspection or exceptional checks.</u></b></p>
<p><b>9.3.X.1</b>     <i>(Reserved)</i></p>	<p><b><u>9.3.X.1</u></b></p> <p><b><u>Ship record</u></b></p> <p><b><u>The ship record shall be retained by the owner, or his representative, who shall be able to provide this documentation at the request of the competent authority and the recommended classification society.</u></b></p> <p><b><u>The ship record shall be maintained throughout the life of the vessel and shall be retained for 6 months after the ship is taken out of service.</u></b></p> <p><b><u>Should a change of owner or operator occur during the life of the vessel the ship record shall be transferred to the new owner or operator.</u></b></p> <p><b><u>Copies of the ship record or all necessary documents shall be made available to the competent authority for the issuance of the certificate of approval and for the recommended classification society or inspection body for first inspection, periodic inspection, special inspection or exceptional checks.</u></b></p>

To avoid the “double-references” in the Regulations annexed to ADN, it is proposed to simplify sections 8.1.8 and 8.1.9, subject to the re-introduction of the third and fourth sentences of 8.1.8.3 in Chapter 1.16, as follows:

Additional amendments		
Current text and provisions		New text
	<b><u>1.16.1.3.3</u></b> (New)	<b><u>For tank vessels, the relief pressure of the safety valves or of the high-velocity vent valves shall be entered in the certificate of approval.</u></b> <b><u>If a vessel has cargo tanks with different valve opening pressures, the opening pressure of each tank shall be entered in the certificate of approval.</u></b>
<b>8.1.8</b> Certificate of approval ...	<b><u>8.1.8</u></b>	<b>Certificate of approval</b> <b><u>For procedures concerning:</u></b> - <b><u>the general, the format of the certificate and the particulars: see 1.16.1.1 and 1.16.1.2;</u></b> - <b><u>the annex to the certificate of approval: see 1.16.1.4</u></b> - <b><u>the issue of certificates: see 1.16.2;</u></b> - <b><u>the application for issue of certificates: see 1.16.5;</u></b> - <b><u>the amendments to be made to the certificate of approval: see 1.16.6;</u></b> - <b><u>the presentation of the vessel for inspection: see 1.16.7;</u></b> - <b><u>the first inspection: see 1.16.8<sup>(9)</sup>;</u></b> - <b><u>the special inspection: see 1.16.9;</u></b> - <b><u>the periodic inspection for the renewal of the certificate of approval: see 1.16.10;</u></b> - <b><u>the extension of the certificate of approval without an inspection: see 1.16.11;</u></b> - <b><u>the right of official inspection by the competent authority of a Contracting Party: see 1.16.12;</u></b> - <b><u>the withholding and return of the certificate of approval: see 1.16.13;</u></b> - <b><u>the issue of a duplicate copy: see 1.16.14.</u></b>

(9) In the current French and English versions of the annexed Regulations:

- In 1.16.8, a first inspection is required “if the validity of the certificate of approval expired more than **twelve months ago**;

- In the NOTE of the current 8.1.8, a first inspection is required “if the validity of the certificate of approval expired more than **six months ago**;

To be clarified, **and if relevant, 1.16.8 to be modified consequently.**

Additional amendments	
Current text and provisions	New text
<p><b>8.1.9</b>      <b>Provisional certificate of approval</b></p> <p>...</p>	<p><b><u>8.1.9</u></b>      <b>Provisional certificate of approval</b></p> <p><b><u>For procedures concerning:</u></b></p> <p><b><u>- the general, the format of the certificate and the particulars: see 1.16.1.3;</u></b></p> <p><b><u>- the annex to the certificate of approval: see 1.16.1.4.</u></b></p>

In Chapter 1.16, the wording "**the owner or his representative**" is considered unclear and/or not comprehensive enough, and not reflecting the reality. This is the reason why the Group proposes the following additional amendments:

Additional amendments	
Current text and provisions	New text
	<p><b><u>1.16.0</u></b> (New)</p> <p>For the purpose of this current Chapter, "owner" means "the owner or his designated representative or, if the vessel is chartered by an operator, the operator or his designated representative".</p>
<p><b>1.16.2</b>      <b>Issue and recognition of certificates of approval</b></p> <p><b>1.16.2.1</b>    The certificate of approval referred to in 1.16.1 shall be issued by the competent authority of the Contracting Party where the vessel is registered, or in its absence, of the Contracting Party where it has its home port or, in its absence, of the Contracting Party where the owner is domiciled or in its absence, by the competent authority selected by the owner or his representative.</p> <p>...(Unchanged)</p>	<p><b><u>1.16.2</u></b> <b><u>1.16.2.1</u></b></p> <p><b>Issue and recognition of certificates of approval</b></p> <p>The certificate of approval referred to in 1.16.1 shall be issued by the competent authority of the Contracting Party where the vessel is registered, or in its absence, of the Contracting Party where it has its home port or, in its absence, of the Contracting Party where the owner is domiciled or in its absence, by the competent authority selected by the owner <del>or his representative</del>.</p> <p>...(Unchanged)</p>
<p><b>1.16.5</b>      <b>Application for the issue of a certificate of approval</b></p> <p>The owner of a vessel, or his representative, who requests a certificate of approval, shall deposit an application with the competent authority referred to in 1.16.2.1. The competent authority shall specify the documents to be submitted to it. In order to obtain a certificate of approval a valid vessel certificate shall accompany the request.</p>	<p><b><u>1.16.5</u></b></p> <p><b>Application for the issue of a certificate of approval</b></p> <p>The owner of a vessel <del>or his representative</del>, who requests a certificate of approval, shall deposit an application with the competent authority referred to in 1.16.2.1. The competent authority shall specify the documents to be submitted to it. In order to obtain a certificate of approval a valid vessel certificate shall accompany the request.</p>

Additional amendments	
Current text and provisions	New text
<p><b>1.16.6 Particulars entered in the certificate of approval and amendments thereto</b></p> <p><b>1.16.6.1</b> The owner of a vessel, or his representative, shall inform the competent authority of any change in the name of the vessel or change of official number or registration number and shall transmit to it the certificate of approval for amendment.</p> <p><b>1.16.6.3</b> When the owner of the vessel, or his representative, has the vessel registered in another Contracting Party, he shall request a new certificate of approval from the competent authority of that Contracting Party. The competent authority may issue the new certificate for the remaining period of validity of the existing certificate without making a new inspection of the vessel, provided that the state and the technical specifications of the vessel have not undergone any modification.</p>	<p><b><u>1.16.6</u></b> <b>Particulars entered in the certificate of approval and amendments thereto</b></p> <p><b><u>1.16.6.1</u></b> The owner of a vessel <del>or his representative</del>, shall inform the competent authority of any change in the name of the vessel or change of official number or registration number and shall transmit to it the certificate of approval for amendment.</p> <p><b><u>1.16.6.3</u></b> When the owner of the vessel <del>or his representative</del>, has the vessel registered in another Contracting Party, he shall request a new certificate of approval from the competent authority of that Contracting Party. The competent authority may issue the new certificate for the remaining period of validity of the existing certificate without making a new inspection of the vessel, provided that the state and the technical specifications of the vessel have not undergone any modification.</p>
<p><b>1.16.7 Presentation of the vessel for inspection</b></p> <p><b>1.16.7.1</b> The owner, or his representative, shall present the vessel for inspection unladen, cleaned and equipped; he shall be required to provide such assistance as may be necessary for the inspection, such as providing a suitable launch and personnel, and uncovering those parts of the hull or installations which are not directly accessible or visible.</p>	<p><b><u>1.16.7</u></b> <b>Presentation of the vessel for inspection</b></p> <p><b><u>1.16.7.1</u></b> The owner <del>or his representative</del>, shall present the vessel for inspection unladen, cleaned and equipped; he shall be required to provide such assistance as may be necessary for the inspection, such as providing a suitable launch and personnel, and uncovering those parts of the hull or installations which are not directly accessible or visible.</p>
<p><b>1.16.9 Special inspection</b></p> <p>If the vessel's hull or equipment has undergone alterations liable to diminish safety in respect of the carriage of dangerous goods, or has sustained damage affecting such safety, the vessel shall be presented without delay by the owner or his representative for further inspection.</p>	<p><b><u>1.16.9</u></b> <b>Special inspection</b></p> <p>If the vessel's hull or equipment has undergone alterations liable to diminish safety in respect of the carriage of dangerous goods, or has sustained damage affecting such safety, the vessel shall be presented without delay by the owner <del>or his representative</del> for further inspection.</p>
<p><b>1.16.10 Periodic inspection and renewal of the certificate of approval</b></p> <p><b>1.16.10.1</b> To renew the certificate of approval, the owner of the vessel, or his representative, shall present the vessel for a periodic inspection. The owner of the vessel or his representative may request an inspection at any time.</p>	<p><b><u>1.16.10</u></b> <b>Periodic inspection and renewal of the certificate of approval</b></p> <p><b><u>1.16.10.1</u></b> To renew the certificate of approval, the owner of the vessel <del>or his representative</del>, shall present the vessel for a periodic inspection. The owner of the vessel <del>or his representative</del> may request an inspection at any time.</p>

Current text and provisions	New text
<p><b>1.16.11 Extension of the certificate of approval without an inspection</b></p> <p>By derogation from 1.16.10, at the substantiated request of the owner or his representative, the competent authority may grant an extension of the validity of the certificate of approval of not more than one year without an inspection. This extension shall be granted in writing and shall be kept on board the vessel. Such extensions may be granted only once every two validity periods.</p>	<p><b><u>1.16.11</u> Extension of the certificate of approval without an inspection</b></p> <p>By derogation from 1.16.10, at the substantiated request of the owner <del>or his representative</del>, the competent authority may grant an extension of the validity of the certificate of approval of not more than one year without an inspection. This extension shall be granted in writing and shall be kept on board the vessel. Such extensions may be granted only once every two validity periods.</p>
<p><b>1.16.12 Official inspection</b></p> <p><b>1.16.12.2</b> When exercising this right to inspect, the authorities will make all possible efforts to avoid unduly detaining or delaying a vessel. Nothing in this Agreement affects rights relating to compensation for undue detention or delay. In any instance of alleged undue detention or delay the burden of proof shall lie with the owner or operator of the vessel.</p>	<p><b><u>1.16.12</u> Official inspection</b></p> <p><b><u>1.16.12.2</u></b> When exercising this right to inspect, the authorities will make all possible efforts to avoid unduly detaining or delaying a vessel. Nothing in this Agreement affects rights relating to compensation for undue detention or delay. In any instance of alleged undue detention or delay the burden of proof shall lie with the owner <del>or operator</del> of the vessel.</p>
<p><b>1.16.13.5 Withholding and return of the certificate of approval</b></p> <p>When the inspection body or the classification society referred to in 1.16.13.1 above ascertains, by means of a special inspection according to 1.16.9, that these defects have been remedied, the certificate of approval shall be returned by the competent authority to the owner or to his representative.</p> <p>This inspection may be made at the request of the owner or his representative by another inspection body or another classification society. In this case, the certificate of approval shall be returned through the competent authority to which the inspection body or the classification society answers.</p>	<p><b><u>1.16.13.5</u> Withholding and return of the certificate of approval</b></p> <p>When the inspection body or the classification society referred to in 1.16.13.1 above ascertains, by means of a special inspection according to 1.16.9, that these defects have been remedied, the certificate of approval shall be returned by the competent authority to the owner <del>or to his representative</del>.</p> <p>This inspection may be made at the request of the owner <del>or his representative</del> by another inspection body or another classification society. In this case, the certificate of approval shall be <b>returned</b> through the competent authority to which the inspection body or the classification society answers.</p>

The thorough consideration of Chapter 1.16 has led to the highlighting of an editorial error in 1.16.13.2, which is corrected as follows:

<b>Editorial amendment</b>	
<b>Current text and provisions</b>	<b>New text</b>
<p><b>1.16.13.2</b> The certificate of approval may only be withdrawn by the authority by which it has been issued.</p> <p>Nevertheless, in the cases referred to in 1.16.2.1 to 1.16.9 above, the competent authority of the State in which the vessel is staying may prohibit its use for the carriage of those dangerous goods for which the certificate is required. For this purpose it may withdraw the certificate until such time as the vessel again complies with the applicable provisions of these Regulations. In that case it shall notify the competent authority which issued the certificate.</p>	<p><b><u>1.16.13.2</u></b> The certificate of approval may only be withdrawn by the authority by which it has been issued.</p> <p>Nevertheless, in the cases referred to in <del>1.16.2.1 to 1.16.9</del> <b><u>and 1.16.13.1</u></b> above, the competent authority of the State in which the vessel is staying may prohibit its use for the carriage of those dangerous goods for which the certificate is required. For this purpose it may withdraw the certificate until such time as the vessel again complies with the applicable provisions of these Regulations. In that case it shall notify the competent authority which issued the certificate.</p>