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Item 7 (a) of the provisional agenda

Standardization of technical and safety requirements in inland navigation:

European Code for Inland Waterways (resolution No. 24, revision 5)

Outcome of the thirty-third meeting of the CEVNI Expert Group and amendments to the European Code for Inland Waterways

Note by the secretariat

Mandate

1. This document is submitted in line with the programme of work of the Transport subprogramme for 2020 (ECE/TRANS/2020/21, chapter IV, table, section A, para. 11) adopted by the Inland Transport Committee at its eighty-second session (ECE/TRANS/294, para. 136).
2. At its informal meeting held on 29–30 June 2020, the Working Party on Working Party on the Standardization of Technical and Safety Requirements in Inland Navigation (SC.3/WP.3) took note of the decisions of the thirty-third meeting of the CEVNI Expert Group held virtually on 23 June 2020, and asked the secretariat to issue a detailed report for the sixty-fourth session of the Working Party on Inland Water Transport. The full report of the meeting, including the amendment proposals for CEVNI agreed by the Expert Group, is reproduced in the annex.

Annex

Decisions of the thirty-third meeting of the CEVNI Expert Group

1. The CEVNI Expert Group held its thirty-third meeting on 23 June 2020 as a virtual meeting.
2. The meeting was attended by Messrs. B. Birkhuber and A. Joch (Austria), Ms. H. Liégeois (Belgium), Messrs. E. Brodsky and A. Zhegalin (Russian Federation), Ms. M. Hirtz (Central Commission for the Navigation of the Rhine, hereafter CCNR), Mr. I. Alexander (Danube Commission, hereafter DC), Ms P. Brückner (Mosel Commission, hereafter MC), Ms. C. Daloze (secretariat of the Convention on Collection, Deposit and Reception of Waste Produced during Navigation on the Rhine and Inland Waterways (CDNI)), Ms. C. Paddison (European Boating Association, hereafter EBA) and Ms. V. Ivanova (ECE secretariat).
3. Mr. Z. Milkovic (International Sava River Basin Commission) has informed the secretariat that he was not able to take part.
4. The Group adopted the provisional agenda (CEVNI EG/2020/10/Rev.1):
 - I. Adoption of the minutes of the thirty-second meeting of the CEVNI Expert Group (11 February 2020, Geneva)

Document: CEVNI EG/2019/20
 - II. Amendment proposals to articles 1.10 and 9.02 of CEVNI
Documents: CEVNI EG/2020/2, CEVNI EG/2020/6
 - III. Amendment proposal to chapter 10 of CEVNI
Document: CEVNI EG/2020/7
 - IV. Amendment proposal to article 4.07 of CEVNI
Document: CEVNI EG/2020/8/Rev.1
 - V. Application of the three-tone signal and the frequency of sound signals prescribed by CEVNI
Documents: CEVNI EG/2020/5/Rev.1, ECE/TRANS/SC.3/WP.3/2020/18
 - VI. Amendment proposal to Article 1.07 of CEVNI
Document: CEVNI EG/2020/11
 - VII. Comparison of CEVNI, the updated consolidated version of the Police Regulations for the Navigation of the Rhine, the Basic Rules for Navigation on the Danube and the Navigation Rules on the Sava River Basin
Documents: ECE/TRANS/SC.3/WP.3/2019/15, ECE/TRANS/SC.3/WP.3/2020/2, ECE/TRANS/SC.3/WP.3/2020/15, ECE/TRANS/SC.3/WP.3/2020/16 and CEVNI EG/2020/12
 - VIII. Other business:
Harmonization of types and categories of waste generated on board vessels
Document: ECE/TRANS/SC.3/WP.3/2020/29
 - IX. Next meeting.

I. Adoption of the minutes of the thirty-second meeting of the CEVNI Expert Group (11 February 2020, Geneva)

Document: CEVNI EG/2020/9

5. The Group adopted the minutes of its thirty-second meeting held on 11 February 2020 in Geneva, back-to-back with the fifty-sixth session of the Working Party on the Standardization of Technical and Safety Requirements in Inland Navigation (SC.3/WP.3).

II. Amendment proposals to articles 1.10 and 9.02 of CEVNI

Documents: CEVNI EG/2020/2, CEVNI EG/2020/6

6. Following its decision at its thirty-second meeting, the Group continued discussion of the list of vessel's papers and other documents to be available on board, based on the proposal prepared by Austria (CEVNI EG/2020/2). Mr. Birkhuber provided clarifications on the proposal. Ms. Paddison mentioned that some of the documents mentioned in CEVNI EG/2020/2 were not required for small and recreational craft and therefore an additional analysis of the proposed list might be required. Ms. Hirtz informed the meeting about the amendments to Article 1.10 of the Police Regulations for the Navigation of the Rhine (RPNR) and a new Annex 13 which include a table with the list of the certificates and other vessel's papers to be available on board, organized thematically, introduced by CCNR Resolution 2019-II-16 (see annex to ECE/TRANS/SC.3/WP.3/2020/17, part A).

7. The Group asked the secretariat to modify the draft based on the comments made at the meeting and decided to finalize it at its next meeting. The participants were invited to send their proposals to the secretariat by 24 July 2020.

III. Amendment proposal to chapter 10 of CEVNI

Document: CEVNI EG/2020/7

8. The Group continued to discuss the proposal of Austria on modifying article 10.06 and a new annex 12 "Model Waste Water Log" aimed to prevent an illegal discharge of domestic waste water and sludge from on-board sewage plants (CEVNI EG/2020/7). Mr. Birkhuber provided the background information for the proposal. Ms. Paddison commented on the applicability of this provision for small and recreational craft in terms of the available infrastructure in all countries across Europe. Ms. Dalozé mentioned that control measures for the deposit on waste water generated on board vessels had been included in the CDNI working programme and an evaluation of possible options was under way; she mentioned that this document, if transmitted to the CDNI secretariat, would constitute a good background for the discussion within CDNI.

9. The Group decided to (a) exclude small and recreational craft from the obligation to have a waste water log issued by a competent authority at the pan-European level, (b) prepare a working document for the fifty-eighth session of SC.3/WP.3 based on CEVNI EG/2020/7 and (c) transmit the finalized document to the CDNI secretariat for consideration by Contracting Parties.

IV. Amendment proposal to article 4.07 of CEVNI

Document: CEVNI EG/2020/8/Rev.1

10. The Group continued to discuss the amendment proposal to article 4.07 (CEVNI EG/2020/8/Rev.1). Mr. Brodsky provided clarifications on the additional modifications introduced in the document. The discussion went on (a) vessels holding an inspection certificate and (b) comparable electronic chart display devices. Austria, Russian Federation, CCNR, MC and EBA participated. It was mentioned that the term "inspection certificate", if included in CEVNI, would require clarification. It was also mentioned that comparable

electronic chart display devices were authorized on the Rhine and the Mosel till 30 November 2023 and 1 July 2021, respectively.

11. The Group agreed to delete the text “vessels holding an inspection certificate” and “comparable electronic chart display devices” from the draft and asked the secretariat to transmit the amended draft to SC.3/WP.3 for the consideration and preliminary adoption.

V. Application of the three-tone signal and the frequency of sound signals prescribed by CEVNI

Documents: CEVNI EG/2020/5/Rev.1, ECE/TRANS/SC.3/WP.3/2020/18

12. The Group took note of the information from member States and River Commissions on the application of the three-tone signal (ECE/TRANS/SC.3/WP.3/2020/18) and the outcome of the discussion at the fifty-sixth session of SC.3/WP.3 (ECE/TRANS/SC.3/WP.3/112, para. 48) and decided to keep this provision in CEVNI. For this purpose, the Group agreed to modify subparagraph (a) of article 6.32, paragraph 4, as follows:

4. When radiotelephone contact cannot be established with the oncoming vessels, the vessel proceeding downstream shall:

- (a) Give the three-tone signal and repeat it as often as necessary. This provision does not apply to small craft;

If the competent authority does not require a device for emitting the three-tone signal to be fitted on board vessels, the provision in (c) below shall apply.

VI. Amendment proposal to Article 1.07 of CEVNI

Document: CEVNI EG/2020/11

13. The Group considered the discrepancies in different language versions of article 1.07, paragraph 2, the second sentence (CEVNI EG/2020/11) and decided to replace “in front of the vessel” with “astern” in the Russian text.

VII. Comparison of CEVNI, the updated consolidated version of RPNR, the Basic Rules for Navigation on the Danube and the Navigation Rules on the Sava River Basin

Documents: ECE/TRANS/SC.3/WP.3/2019/15, ECE/TRANS/SC.3/WP.3/2020/2, ECE/TRANS/SC.3/WP.3/2020/15, ECE/TRANS/SC.3/WP.3/2020/16 and CEVNI EG/2020/12

14. The Group considered the results of the comparison between CEVNI and (a) RPNR (ECE/TRANS/SC.3/WP.3/2019/15 and ECE/TRANS/SC.3/WP.3/2020/2), (b) the Basic Rules for Navigation on the Danube (DFND) (ECE/TRANS/SC.3/WP.3/2020/15) and (c) the Navigation Rules on the Sava River Basin (NRSRB) (ECE/TRANS/SC.3/WP.3/2020/16), summarized in CEVNI EG/2020/12.

15. The Group took note of table 1 in CEVNI EG/2020/12 and decided that no amendments to chapter 2 of CEVNI were needed.

16. The Group took note of table 2 in CEVNI EG/2020/12 and decided as follows:

- The following paragraphs of table 2 were duly noted and no amendments to chapter 3 of CEVNI were needed: 1–18, 20–21, 23–45, 47–50, 53, 54, 57–61, 63–65, 67–69, 72, 74–80

- Paragraph 19: check the English translation of the term “rades” (in French) of Article 3.09(5) of RPNR; when amended, this provision could be included in article 3.09 of CEVNI
- Paragraph 22: *add* a new paragraph (c) in article 9.04 of CEVNI, based on Article 3.10, paragraph 1(c(ii)) of DFND

Authorize that vessels whose full width is visible from astern, to screen the stern lights mentioned in paragraph (c) (ii).

- Paragraph 46: in article 3.18, paragraph 1, *add* in the end:

The flag can be replaced by a board of the same colour.
- Paragraph 51: in article 3.20, paragraph 4, *add* new paragraphs (e) and (f)
 - (e) **when the vessel is a part of an assembly of vessels which cannot be separated before the end of the night and the vessels of this formation on the fairway side have the light prescribed in paragraph 1 above;**
 - (f) **when the vessel is located entirely on the water surface between non-submerged groynes or stationary behind a longitudinal dyke emerging from the water;**
- Paragraph 52: in article 3.20, *add* a new paragraph 5:

In special cases, certain vessels assembled in a place specially assigned for their berthing, may be exempted by the competent authority from the obligation to carry the light prescribed in paragraph 1 or 2 above.
- Paragraph 55: article 3.23, the last sentence, *modify*

The provisions of article 3.20, paragraph 4 (a)–(d) and (f), are applicable.
- Paragraph 56: article 3.24, *add* in the end:

In this case, the provision of article 3.20, paragraph 4 (c) is not applicable.
- Paragraph 62: article 9.04, paragraph 9, *modify*
 - 9. With respect to article 3.27, the competent authorities may prescribe:
 - (a) a yellow scintillating light instead of the blue for fire-fighting and rescue vessels;
 - (b) **additional marking for vessels of the supervising authorities.**
- Paragraph 66: ask the secretariat to collect information from member States whether they still applied the distress signals mentioned in article 3.30, paragraph 1 (c) to (g)
- Paragraphs 70, 71 and 73: ask the secretariat to collect information from member States whether they still applied the following signs, as they were no longer applied in RPNR and RPNM:
 - (i) the prohibition sign prescribed in article 3.31, paragraph 1, in the form of a circular white board bordered with red, with a red diagonal and the figure of a pedestrian in black (see Annex 3, sketch 66);
 - (ii) the prohibition sign prescribed in article 3.32, paragraph 1, in the form of circular white board bordered with red, with a red diagonal and a picture of a cigarette emitting smoke (see Annex 3, sketch 67).

17. With respect to chapter 4, the Group agreed on the following:

(a) The Group duly noted paragraphs 1–7 of table 3 and agreed that no amendments to chapter 4 of CEVNI were needed;

(b) For paragraphs 8–18 of table 3, Mr. Brodsky provided comments on articles 4.05 and 4.06 of CEVNI and stressed that they needed a revision. The Group asked the Russian Federation to prepare amendment proposals for its next meeting.

18. The Group took note of table 4 and decided that no amendments to chapter 5 of CEVNI were needed, except paragraph 4, which would be considered by the Group when discussing Annex 8 to CEVNI.

19. The Group took note of table 5 in CEVNI EG/2020/12 and decided as follows:

- The following paragraphs of table 5 were duly noted and no amendments to chapter 6 of CEVNI were needed: 1–3, 5, 8–24, 26–28, 30–33, 35, 38–43, 44,¹ 45, 47–60, 62–66, 68, 71
- Paragraph 4: in article 6.02, paragraph 2, *modify*
 “in relation to vessels other than small craft, **including high-speed craft**”
- Paragraphs 6, 7 and 36: to come back later and to consider them as a separate item
- Paragraph 25: in article 6.05, paragraph 5, *replace* the reference to paragraph 4 with paragraph 3 of this article; after “vessel”, *add* “or convoy”
- Paragraphs 29 and 37: article 9.07, *add* new paragraphs 4a and 4b
 - 4a. With respect to article 6.10, paragraph 1, the competent authorities may allow that the overtaking vessel may pass to port or starboard of the vessel being overtaken.**
 - 4b. With respect to article 6.10, the competent authorities may prohibit the overtaking in narrow fairways.**
- Paragraph 34: in article 6.08, *add* a new paragraph 3
 - 3. When the signals mentioned in paragraph 2 cannot be not displayed due to some reasons, vessels shall stop and wait for the permission from the competent authorities to continue the voyage by radiotelephone or by means of the corresponding signals.**
- Paragraph 46: article 6.13, paragraph 1, *modify*
 Vessels may turn only after making certain that the movements of other vessels, **with due regard of paragraphs 2 and 3 below**, will allow them to do so safely, and without obliging such other vessels to change their course or speed abruptly.
- Paragraph 61: check the English translation of the term “rades” (in French) in Article 6.18(2) of RPNR; when amended, this provision could be included in article 6.18, paragraph 2 of CEVNI
- Paragraph 67: in article 6.21, paragraph 1, *replace* “control” *with* “manoeuvrability”;
- Paragraph 69: in article 9.07, *add* a new paragraph 5a
 - 5a. With respect to article 6.21, paragraph 3, the competent authorities may prescribe that the motorized vessel which provides the main propulsion of a side-by-side formation, shall be located starboard of this formation; however, when one or several pushed barges are coupled side-by-side, one barge may be located on the starboard side of the formation.**

20. With respect to article 6.10, paragraph 1, of CEVNI the Group invited CCNR to investigate a possibility of harmonizing the respective provision of RPNR with CEVNI.

21. Mr. Birkhuber mentioned that, in case the provisions of Article 3.09, paragraph 5, and Article 6.18, paragraph 2 of RPNR are introduced in CEVNI, there might be a need for further harmonization of provisions related to roadsteads and harbours, including the marking contained in RPNR.

¹ SC.3/WP.3 may wish to replace “B.2, B.3 and B.4” with “B.2a, B.2b, B.3a, B.3b, B.4a or B.4b” in article 6.12.

22. With respect to article 6.21 (paragraph 70, table 5 of CEVNI EG/2020/12), the Group asked CCNR to clarify the terms in Article 8.03, paragraph 1, of RPNR, and decided to come back to this issue at its next meeting.

23. The Group decided to continue discussion starting from paragraph 72 of table 5 in CEVNI EG/2020/12 at its next meeting. The secretariat was asked to prepare a comparison table for the annexes to CEVNI, RPNR, DFND and NRSRB to facilitate further work.

VIII. Other business: Harmonization of types and categories of waste generated on board vessels

Document: ECE/TRANS/SC.3/WP.3/2020/29

24. The secretariat informed the Group about a proposal for the harmonized types and categories of aimed to facilitate its separate collection, efficient recycling and reuse, jointly prepared by the secretariat jointly with the CDNI secretariat, DC and via donau (ECE/TRANS/SC.3/WP.3/2020/29).

IX. Next meeting

25. The CEVNI Expert Group agreed on the following preliminary date for its thirty-fourth meeting to be a half-day session during the period 1–5 October 2020. The final date will be agreed later.
