

Economic Commission for Europe

Inland Transport Committee

Working Party on the Transport of Dangerous Goods

Working Party on the Transport of Dangerous Goods

1 November 2021

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Item 6 of the provisional agenda

Interpretation of ADR

Editorial changes to proposed “Guideline for the determination of the first date of registration of road vehicles” in 2021/9

Transmitted by the Government of the United Kingdom

Summary

- Executive summary:** The UK supports the introduction of the Guideline as contained in the Annex of 2021/9. However, there are several editorial changes that should be made which are outlined in this informal document.
- Action to be taken:** Amend the wording of the proposed Guideline in the Annex of 2021/9.
- Related documents:** ECE/TRANS/WP.15/2021/9

Background

1. ECE/TRANS/WP.15/2021/9 introduces a guidance document on the determination of the first date of registration of road vehicles.
2. Whilst the UK supports the introduction of the Guideline, there are several editorial changes proposed to the document as outlined below.

Action to be taken

3. Amend the Guideline as below (added text underlined, deleted text strikethrough):

Guideline for the determination of the first date of registration of road vehicles (or date of entry into service if registration is mandatory) for the carriage of dangerous goods in relation to the application of the requirements of Chapter 9.2.

“The ~~column~~ “comments” column in the table in sub-section 9.2.2 contains information as to which vehicles the requirements of Chapter 9.2 apply to. ~~Besides vehicle categories,~~ The application information contains ~~besides vehicle categories,~~ in most cases, also contains application dates. The application dates ~~are referring refer~~ refer to the date of “first registration”. When registration is not mandatory, the date of entry into use shall be applied.

Where “first registration” is used, this should be interpreted as the date the vehicle was allowed for the first time on the road and the licence was issued, rather than the first application for a “Certificate of Approval for Vehicles Carrying Dangerous Goods”.

In some cases, the registration is not mandatory, such as for light trailers, or where the registration will be performed at the first periodic inspection. In these cases, the date of entry into service shall be determined. If the date of entry into service cannot be retrieved in a reliable manner, it is advised to use the production date of the vehicle.

Where vehicles are transferred from one country to another ~~country~~, the date of the registration in the initial country of registration shall be applied. If this date of first registration, or first entry into use, cannot be retrieved in a reliable manner, the production date of the vehicle shall be used.

Where vehicles are used, or have been used, by public services and have their own registration system, the date of entry into use of that registration may be used. If this cannot be retrieved in a reliable manner, the production date of the vehicle shall be used.

When an application for an (ADR) certificate of approval, as mentioned in 9.1.3, is made after the vehicle was already registered and in general use, the requirements in force at time of first registration (or entry into service) shall apply, unless transitional measures (or deleted transitional measures) no longer allow these requirements ~~in force at time of first registration~~ to be applied. With “general use”, what is meant is the a period ~~is meant~~ that the vehicle is in use ~~actually used~~, rather than the period required for completion of the construction of the vehicle.

4. The full new Guideline would therefore read as follows:

Guideline for the determination of the first date of registration of road vehicles (or date of entry into service if registration is mandatory) for the carriage of dangerous goods in relation to the application of the requirements of Chapter 9.2.

The “comments” column in the table in sub-section 9.2.2 contains information as to which vehicles the requirements of Chapter 9.2 apply to. Besides vehicle categories, the application information, in most cases, also contains application dates. The application dates refer to the date of “first registration”. When registration is not mandatory, the date of entry into use shall be applied.

Where “first registration” is used, this should be interpreted as the date the vehicle was allowed for the first time on the road and the licence was issued, rather than the first application for a “Certificate of Approval for Vehicles Carrying Dangerous Goods”.

In some cases, the registration is not mandatory, such as for light trailers, or where the registration will be performed at the first periodic inspection. In these cases, the date of entry into service shall be determined. If the date of entry into service cannot be retrieved in a reliable manner, it is advised to use the production date of the vehicle.

Where vehicles are transferred from one country to another, the date of the registration in the initial country of registration shall be applied. If this date of first registration, or first entry into use, cannot be retrieved in a reliable manner, the production date of the vehicle shall be used.

Where vehicles are used, or have been used, by public services and have their own registration system, the date of entry into use of that registration may be used. If this cannot be retrieved in a reliable manner, the production date of the vehicle shall be used.

When an application for an (ADR) certificate of approval, as mentioned in 9.1.3, is made after the vehicle was already registered and in general use, the requirements in force at time of first registration (or entry into service) shall apply, unless transitional measures (or deleted transitional measures) no longer allow these requirements to be applied. With “general use”, what is meant is the period that the vehicle is in use, rather than the period required for completion of the construction of the vehicle.