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Item 1 of the provisional agenda

Item 4 (b) of the provisional agenda

**Proposals for amendments to the Regulations annexed to ADN:
other proposals**

Correcting a non-existing reference in "Special provisions for wastes"

Transmitted by the European Barge Union and the European Skippers Organization (EBU/ESO)*. **

Introduction

1. Since the 2017 edition of ADN, Chapter 5.4, paragraph 5.4.1.1.3, "Special provisions for wastes", contains a reference which does not exist.
2. Further on in the same paragraph, reference is only made to 5.4.1.1.1 of ADN, which might give the impression that the transport of wastes containing dangerous goods in tank vessels cannot be documented correctly.

Problem

3. In the ADN, Chapter 5.4, paragraph 5.4.1.1.3, "Special provisions for wastes", the second paragraph contains a reference to 5.4.1.1.1 "(k)", which does not exist (the last bullet point in 5.4.1.1.1 is "(i)"). It could not be retrieved where this probable error comes from, but it has been included since the 2017 edition of ADN:

"If the provision for waste as set out in 2.1.3.5.5 is applied, the following shall be added to the dangerous goods description required in 5.4.1.1.1 (a) to (d) and (k):"

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** A/77/6 (Sect. 20), table 20.6.



4. In the same paragraph only reference is made to 5.4.1.1.1, "General information required in the transport document for carriage in bulk or in packages", which is to be transported in dry cargo vessels.

5. By reading this, it could be falsely concluded that transport of wastes containing dangerous goods in tank vessels (5.4.1.1.2 of ADN) cannot be documented by the ADN, which is not the case.

Proposal

6. The following correction is proposed (proposed changes are bold and underlined, text to be deleted is bold and stricken through):

Chapter 5.4., 5.4.1.1.3, "Special provisions for wastes", second paragraph:

"If the provision for waste as set out in 2.1.3.5.5 is applied, the following shall be added to the dangerous goods description required in 5.4.1.1.1 (a) to (d) ~~and (k)~~ **for dry cargo vessels and to 5.4.1.1.2 (a) to (d) for tank vessels.**"

7. With this correction, a minor error is fixed and reference is made to the documents for the transport of wastes containing dangerous goods in tank vessels.

Justification

8. As wastes containing dangerous goods are being transported in tank vessels, a reference to the provisions for the transport document annotation for carriage in tank vessels (5.4.1.1.2 (a) to (d) of ADN) shall be included in 5.4.1.1.3.

9. There is no plausible reason to exclude transport by tanker shipping from the special provision for wastes. For instance, substance UN 3264, to which 5.4.1.1.3 refers by way of example, is included in both Table A and Table C. Other substances mentioned in this provision are also transported in tank vessels.

10. Apart from the explicit reference to 5.4.1.1.1, there is no indication from the wording that the provision should only apply to transport in dry cargo vessels. Nor is there any exclusion by means of 2.1.3.5.5. It can consequently be assumed that the non-citation of 5.4.1.1.2 in 5.4.1.1.3 is an oversight.
