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Item 5 (b) of the provisional agenda

Proposals of amendments to ATP: new proposals

Restoring of the intended meaning of 6.2.2(ii)

Transmitted by the Government of Italy

Summary

Executive summary: Various modification has been applied to chapter 6 “Verifying the efficiency of thermal appliances of equipment in service” (previously paragraph 46 in ATP 2009) in the last 13 years.

The reordering of the chapter subsections between the 2018 version (where the chapter was ordered as 6.2(i) – 6.2(iv)) and the 2020 version (where the point has been divided in 6.2.1(i) – 6.2.1(iii) and 6.2.2(i) – 6.2.2(ii)) changed by accident the meaning of the sentence in 6.2.2(ii).

This proposal addresses this editorial problem by amending the text to restore the intended meaning.

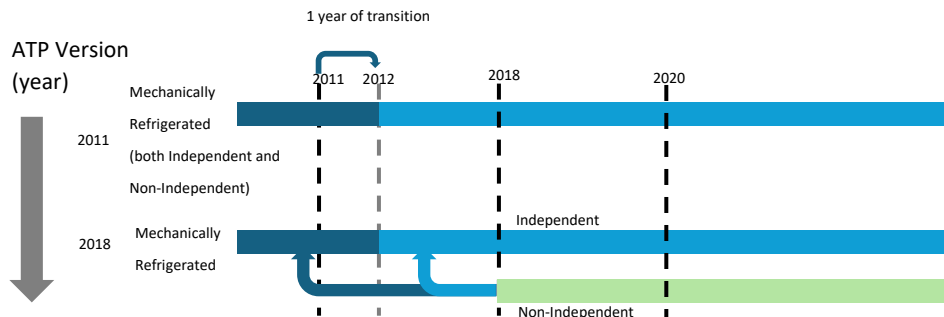
Action to be taken: Modify the sentence in paragraph 6.2.2(ii) to restore the intended meaning.

Related documents: Other key documents are listed.

Introduction

1. Various modification has been applied to chapter 6 “Verifying the efficiency of thermal appliances of equipment in service” (previously paragraph 46 in ATP 2009). The main modifications are summarised in the following figure:





2. The 2011 ATP defined a new test for equipment constructed after 02/01/2012.
3. The 2018 ATP prescribed different testing methods for independent and non-independent equipment constructed after 06/01/2018. This ATP version explicitly stated that equipment constructed before 06/01/2018 has to be tested according the test in force at the time of the construction. This is guarantee in paragraph 6.2(iv), that refers to 6.2(i) (test procedure for equipment constructed between 02/01/2012 and 06/01/2018) and 6.2(ii) (test procedure for equipment constructed prior than 02/01/2012):

“(iv) Transitional provisions for non-independent equipment in service:

For equipment constructed prior to 6 January 2018, this provision need not be applied. In this case the equipment shall comply with the requirements of (i) or (ii) of this paragraph as applicable for the date of construction.”

4. The ATP released in 2020 (and later versions) renumbered the paragraph as follows:

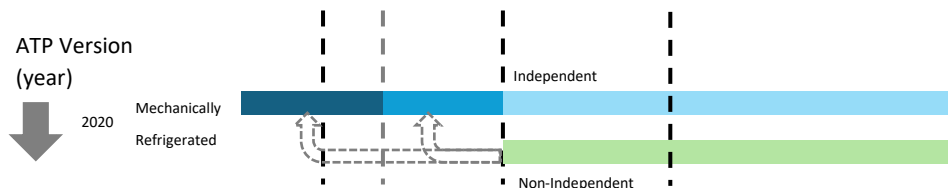
- “6.2.1 Independent equipment
 - 6.2.1(i) Equipment constructed from 2 January 2012
 - 6.2.1(ii) Transitional provision applicable to equipment in service [prior to 02/01/2012]
 - 6.2.1(iii) Multi-compartment equipment
- 6.2.2 Non-independent equipment
 - 6.2.2(i) Non-independent equipment, the refrigeration unit of which is powered by the engine of the vehicle
 - 6.2.2(ii) Transitional provision for non-independent equipment in service”

5. The same text of 6.2(iv) (2018) is now reported under 6.2.2(ii) (2020):

“(ii) Transitional provisions for non-independent equipment in service:

For equipment constructed prior to 6 January 2018, this provision need not be applied. In this case the equipment shall comply with the requirements of (i) or (ii) of this paragraph as applicable for the date of construction.”

6. The change in the number of the paragraphs incidentally changed the meaning of the text by breaking the reference to the previous testing methods.



7. The wording “[...] the requirements of (i) or (ii) of this paragraph [...]” can be interpreted as referring to 6.2.2(i) and 6.2.2(ii) (making this reference circular) as “**this paragraph**” is now 6.2.2.

8. According to the original intentions they should be updated to the new paragraph numbering “[...] the requirements of (i) or (ii) of paragraph 6.2.1 [...]”

Proposal

9. Amend 6.2.2(ii) to read as follows:

“For equipment constructed prior than 6 January 2018, this provision need not be applied. In this case the equipment shall comply with the requirements of **6.2.1(i)** or **6.2.1(ii)** as applicable for the date of construction.”

Justification

Cost: No cost expected.

Feasibility: No economic consequences.

Advantages: recover the original meaning of the text

Disadvantages: none

No transitional period required

Impact: Improving text clarity and reducing subjective interpretation.

Enforceability: No need for observed or monitoring period.
