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INLAND TRANSPORT COMMITTEE

Working Party on the Transport of Dangerous Goods
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PROPOSALS FOR AMENDMENTS TO ANNEXES A AND B OF ADR

Carriage of infected dead animals

Note by the secretariat

1. The draft amendments adopted by the Working Party for entry into force on 1 January 2007 contain new provisions for the carriage of animal carcasses, as follows :

"2.2.62.1.12.2 Animal carcasses affected by pathogens of Category A or which would be assigned to Category A in cultures only, shall be assigned to UN 2814 or UN 2900 as appropriate.

Other animal carcasses affected by pathogens included in Category B shall be carried in accordance with provisions determined by the competent authority."

(see ECE/TRANS/WP.15/186).

2. The Working Party may wish to note that Chapter 5.5 of ADR contains already similar provisions concerning the carriage of dead animals, which read as follows:

“5.5.1.3 Dead animals which are known or reasonably believed to contain an infectious substance shall be packed, marked, labelled and carried in accordance with the conditions ² specified by the competent authority of the country of origin ³. ”

² *Such regulations are contained e.g. in the Council of the European Communities Directive 90/667/EEC of 27.11.1990, laying down the veterinary rules for the disposal and processing of animal waste, for its placing on the market and for the prevention of pathogens in feedstuffs of animal or fish origin and amending Directive 90/425/EEC (Official Journal of the European Communities, No. L 363 of 27.12.1990 p. 0051-0060).*

³ *If the country of origin is not a contracting party to ADR, the competent authority of the first country contracting party to ADR reached by the consignment.*

3. Since paragraph 5.5.1.3 was not deleted, the secretariat believes that there is now a contradiction between the provisions of 2.2.62.1.12.2 and those of 5.5.1.3. Animal carcasses affected by pathogens of category A have to be carried in accordance with the conditions of ADR for UN Nos 2814 or 2900, and not those specified by the competent authority of the country of origin. For those affected by pathogens of Category B, the reference to the competent authority in 2.2.62.1.12.2 without other specification should be interpreted as the competent authority of each country concerned by the journey, while 5.5.1.3 refers only to the competent authority of the country of origin.

Proposal

4. In order to eliminate these inconsistencies, the secretariat proposes to delete 5.5.1.3.

5. If the Working Party considers that the competent authority referred to in 2.2.62.1.12.2 should be the competent authority of the country of origin only, then the words “of the country or origin” should be added at the end of 2.2.62.1.12.2, with the same footnote as the existing footnote 3/ to 5.5.1.3.

6. The Working Party may also wish to consider whether existing footnote 2 applying to the word “conditions” in 5.5.1.3 should apply to the word “provisions” in 2.2.62.1.12.2.

7. For live animals, the secretariat notes that existing paragraph 5.5.1.1 seems to be redundant with the amended 2.2.62.1.8 (which has become 2.2.62.1.12.1, see ECE/TRANS/WP.15/186) and 2.2.62.2. Therefore the Working Party may wish to consider whether the whole section 5.5.1 should be deleted.

8. This document will also be submitted to the Joint Meeting of the RID Safety Committee and the Working Party on the Transport of Dangerous Goods at its March 2006 session, as an informal document.
