

Committee of Experts on the Transport of Dangerous Goods and on the Globally Harmonized System of Classification and Labelling of Chemicals

Sub-Committee of Experts on the Transport of Dangerous Goods

20 June 2012

Forty-first session

Geneva, 25 June – 04 July 2012

Item 5 (d) of the provisional agenda:

**Miscellaneous proposals of amendments to the Model Regulations
on the Transport of Dangerous Goods: miscellaneous**

Exemptions for machinery and equipment permanently fixed to vehicles. Amendment to document ST/SG/AC.10/C.3/2012/9

Transmitted by the expert from Switzerland

Summary

Action to be taken: Amend special provision 363 of chapter 3.3.

Introduction

1. After having sent the proposal contained in document ST/SG/AC.10/C.3/2012/9, the same proposal has been discussed in March by the Joint Meeting of the RID Committee of Experts and the Working Party on the Transport of Dangerous Goods (JM), and during May by the Working Party on the Transport of Dangerous Goods (WP.15) for road transports in ADR and by the Committee of Experts for railway transports RID, in Europe. All these organisations have agreed on the principle that the exemption in SP 363 is also applicable for vehicles. This can be read for example under items 46 and 47 in the report of the WP.15 of May ECE/TRANS/WP.15/215.

2. In order to achieve this, however, another wording has been adopted for letter c) in the SP 363. We propose hereafter the text adopted by the WP.15 in the place of the one which appears in item 6. in Document ST/SG/AC.10/C.3/2012/9.

Proposal 1

6. Amend subparagraph (c) of special provision 363 as follows:

“(c) The machinery or equipment shall be ~~loaded in an orientation~~ **oriented** to prevent inadvertent leakage of dangerous goods and secured by means capable of restraining the machinery or equipment to prevent any movement during carriage which would change the orientation or cause it to be damaged.”

Justification

7. Not referring to the loading allows to interpret that not only loaded machinery or equipment but also machinery or equipment which is part of a vehicle or another mean of transport can benefit from the exemption in SP 363.
