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Inland Transport Committee

Working Party on the Transport of Dangerous Goods

Joint Meeting of the RID Committee of Experts and the Working Party on the Transport of Dangerous Goods

Bern, 19-23 March 2012

Item 2 of the provisional agenda

Tanks

Irregularities in the application of ADR, by some authorized bodies, under approval of the authority of a country Contracting Party to ADR and RID^{1, 2}

Transmitted by the Government of Spain

Introduction

1. In the last two years we have detected some cases of serious infractions on the constructions of road tank-vehicles, and it has happened because the approval certificate of the model or type was clearly wrong and improper.
2. In all cases, an authorized body was responsible of the irregularity.
3. Currently, there are probably hundreds of ADR swap-tanks or ADR tank-containers which have not been correctly constructed according to the requirements of Chapter 6.8 of ADR, and the problem is increasing. For this reason, a strong action is needed from Contracting Parties to the ADR to adopt different measures in order to avoid this situation in the present and in the future.
4. The honest manufacturers of ADR road tank-vehicles or tank-containers are obliged to close their factories as a consequence of this situation which is getting out of control,

¹ In accordance with the programme of work of the Inland Transport Committee for 2010-2014 (ECE/TRANS/208, para.106, ECE/TRANS/2010/8, programme activity 02.7(c)).

² Circulated by the Intergovernmental Organisation for International Carriage by Rail (OTIF) under the symbol OTIF/RID/RC/2012/4.

because the authorities of their countries deliver improper approval certificates of ADR tanks.

Proposal

5. In order to prevent and correct the situation, the Government of Spain proposes that the Joint Meeting authorize the Working Group on Tanks to examine these irregularities and issue a statement of possible infractions which the competent authority of the country affected will correct.

NOTE: The documents necessary to prove the supposed irregularities can be provided internally to the members present at the Working Group on Tanks meeting, for consideration during the meeting.

Potential impact of proposed measures

6. This proposal is intended to protect manufacturers of tank-vehicles and tank-containers meeting the construction requirements of Chapter 6.8 against concurrence from manufacturers who place on the market tanks which have been approved although they do not meet the requirement.

Economic impact

7. The statement will clarify the application of ADR and particularly of standard EN 14025 when used for the construction of ADR/RID tanks.
