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**Proposals for amendments to Annexes A and B of ADR:
construction and approval of vehicles**

Remark on certificate of approval of EX/III vehicles intended for carriage of Class 1 substances in tanks

Transmitted by the Government of the Netherlands¹

Summary

- Executive summary:** To indicate the conformity of vehicles with the regulations in 9.7.9 a remark on the certificate of approval is proposed.
- Action to be taken:** Add a new last sentence to 9.1.3.3.
- Background documents:** ECE/TRANS/WP.15/217 paragraphs 17 and 18 and ECE/TRANS/WP.15/226 paragraphs 30 to 33.

Introduction

1. The option to carry explosive substances in tanks was introduced in ADR 2013. EX/III vehicles intended for carriage of explosive substances in tanks have to comply with the additional requirements of 9.7.9.

¹ In accordance with the programme of work of the Inland Transport Committee for 2016-2017, (ECE/TRANS/2016/28/Add.1 (9.1)).

2. It is difficult to check if an EX/III vehicle is suitable for carriage of explosive substances in tanks by the authorities during road side inspections.
3. It is proposed to add a paragraph to 9.1.3.3 for additional wording under No. 11 of the certificate of approval.

Proposals

Proposal 1

4. Introduce a new paragraph at the end of 9.1.3.3 to read:

“The certificate for EX/III vehicles intended for the carriage of explosive substances in tanks in compliance with the requirements of 9.7.9 shall bear the following remark under No. 11. “Vehicle in compliance with 9.7.9 of ADR for the carriage of explosive substances in tanks.””.

Proposal 2

5. Introduce a new transitional measure in 1.6.5 to read:

“1.6.5. xy Certificates of approval for EX/III vehicles intended for the carriage of explosive substances in tanks in compliance with the requirements of 9.1.3.3 applicable up to 31 December 2018 issued before 1 July 2019 not containing the remark concerning the compliance with 9.7.9 may continue to be used until the next periodic inspection of the vehicle.”.

Justification

6. Although the proposed wording was included in the last up-date of the “Guidelines for completing the certificate of approval according to ADR” available on the UNECE website [see

http://www.unece.org/fileadmin/DAM/trans/danger/publi/adr/guidelines/Guidelines_for_completing_the_certificate_of_approval.pdf], it should be noted that the guidelines are not

binding. To provide certainty to the control authority that a vehicle may carry explosive substances in tanks the remark need to be included in the regulation itself. The wording of this proposal is identical to earlier adopted wording for the “Guidelines”.

7. Because the new wording is only applicable to EX/III vehicles for carriage explosive substances in tanks and not to EX/III vehicles for carriage explosive substances in packages the burden of amending/changing certificates of approval will be limited.

8. It may be discussed that for tank vehicles the proposed wording is superfluous because authorization for carriage is already given under No 10 of the certificate. In this particular under No 10 in 10.2, second box the allowance for carriage of UN 0331 will be named as this entry has a (+) after the tank code, it may be concluded that automatically compliance with 9.7.9. However to remove any doubt and to limit complications it is proposed for all vehicles, including tank vehicles, to have the remark on the certificate of approval.

