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Working Party on the Transport of Dangerous Goods

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Interpretation of ADR

Interpretation of the scope of information contained in the Chapter 5.4 of ADR

Transmitted by the Government of Poland*

Summary

Executive summary: Interpretation of the scope of information contained in Chapter 5.4 of ADR.

Action to be taken: The participant in the Working Party is invited to make an interpretation on the subject.

Introduction

1. According to the respective provisions of the Act of 22 July 2016 amending the Energy Law Act and certain other acts (Journal of Laws of 2016, item 1165), the Polish legislator was obliged to introduce changes to the Act of 19 August 2011 on carriage of dangerous goods (Journal of Laws of 2016, item 1834, “the CDG”).

2. On the basis of the above mentioned amendments the following section 2 was inserted to article 13 of the CDG: “The participant in the carriage of dangerous goods is obliged to provide in the required documents referred to in the Act, and accordingly in ADR, RID or ADN respectively the name and address of the entity which owns the

* In accordance with the programme of work of the Inland Transport Committee for 2016-2017, (ECE/TRANS/2016/28/Add.1 (9.2)).

dangerous goods upon handover to the person dealing with the carriage of the dangerous goods”.

3. Given the list of documentation and data specified in Chapter 5.4 of ADR, it should be noted that ADR does not contain the requirement to indicate the name and address of the entity which owns dangerous goods when transferring them to the carrier.

4. However, in line with the content of the Multimodal Dangerous Goods Form (Section 5.4.5 of ADR) road transport undertakings are obliged to present the data such as proper shipping name, hazard class, packing group “(...) and any other element of information required under applicable national and international regulations”.

Interpretation

5. In view of the issues presented above, Poland asks the Working Party to debate and indicate if the catalogue of information specified in Chapter 5.4 of ADR is the exhaustive list of data, or if Contracting Parties to ADR may require their road transport undertakings to provide additional information in the transport document.
