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Working Party on the Transport of Perishable Foodstuffs

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Item 5 (b) of the provisional agenda

Proposals of amendments to the ATP: New proposals

Proposal for a correction to Annex 2 and Annex 3¹

Transmitted by the Government of the Netherlands

Summary

Executive summary: There are inconsistencies in the listing of foodstuffs in Annex 2 and between Annex 2 and Annex 3.

Action to be taken: Correction of the relevant texts by adoption of the proposed amendments.

Related documents: None.

¹ Submitted 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 02.11).

Introduction

1. There are inconsistencies in the listing of foodstuffs in Annex 2 and between Annex 2 and Annex 3 of the ATP. At the end of Annex 2 paragraph 4 it is stated that two foodstuffs, butter and concentrated fruit juice, are allowed to rise in temperature above the stated temperature in Annex 2, if intended for immediate processing at the destination. The corresponding footnote¹ states that the temperature of these foodstuffs may not exceed the temperatures mentioned for the foodstuffs in Annex 3. However butter and concentrated fruit juice are not mentioned in Annex 3 and it is not immediately clear from the descriptions of the seven categories in Annex 3 in which one to place them.

2. Additionally, there is a contradiction in the list of foodstuffs in Annex 2. The contradiction exists between the descriptions of the foodstuffs for the groups of -12 °C and -18 °C. The -12 °C description reads "All frozen foodstuffs (except butter)" while the -18 °C group also reads "frozen fish, fish products, molluscs and crustaceans". The present wording "All frozen foodstuffs (except butter)" does not allow for different temperatures for frozen fish and fish products, molluscs and crustaceans.

Proposal

3. Proposal 1, Annex 2: (new text underlined)

"Ice cream	-20 °C
Frozen or quick (deep)-frozen fish, fish products, molluscs and crustaceans and all other quick (deep)-frozen foodstuffs	-18 °C
All frozen foodstuffs (except <u>fish, fish products,</u> <u>molluscs and crustaceans and</u> butter)	-12 °C
Butter	-10 °C"

4. Proposal 2, in Annex 3; (new text underlined)

"III. Meat products,³ pasteurized milk, either at + 6° C or at temperature indicated on the label and/or on the transport documents"
butter, fresh dairy products (yoghurt, kefir, cream and fresh cheese⁴), ready cooked foodstuffs (meat, fish, vegetables), ready to eat prepared raw vegetables and vegetable products⁵, concentrated fruit juice and fish products not listed below

Justification

5. By introducing the words "fish, fish products, molluscs and crustaceans" under the exceptions for the frozen foodstuffs in general it will become possible to have different temperatures for these foodstuffs.

6. It is not clear if concentrated fruit juice should be classified as "frozen" or "quick-frozen". However, it is presumed to be "frozen" and this can certainly be indicated by the consignee or shipper. No additional clarification is therefore needed.

7. By introducing "butter" and "concentrated fruit juice" in group III of Annex 3 the relation between Annex 2 and 3 becomes consistent. Inclusion of butter in Group III is in line with earlier versions of Annex 3.
 8. Costs: No additional costs are expected.
 9. Feasibility: No problems are expected.
 10. Enforceability: Enforceability will improve.
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