

Transitional measures

Note by the Secretariat

The following amendments to Chapters 1.1 and 1.6 are proposed:

Chapter 1.1

1.1.4.3 Use of IMO type portable tanks approved for maritime transport

~~IMO type portable tanks (types 1, 2, 5 and 7) which do not meet the requirements of Chapters 6.7 or 6.8, but which have been built and approved before 1 January 2003 in accordance with the provisions (including transitional provisions) of the IMDG Code (Amdt. 29-98) may be used until 31 December 2009 provided they are found to meet the applicable inspection and test provisions of the IMDG Code (Amdt. 29-98) and that the instructions referred to in Columns (12) and (14) of Chapter 3.2 of the IMDG Code (Amdt. 33-06) are fully complied with. They may continue to be used after 31 December 2009 if they meet the applicable inspection and test provisions of the IMDG Code, but provided that the instructions of Columns (10) and (11) of Chapter 3.2 of ADR and of Chapter 4.2 are complied with.¹~~

IMO type portable tanks (types 1, 2, 5 and 7) which do not meet the requirements of Chapters 6.7 or 6.8, but which have been built and approved before 1 January 2003 in accordance with the provisions of the IMDG Code (Amdt. 29-98) may continue to be used provided that they meet the applicable periodic inspections and test provisions of the IMDG Code¹. In addition, they shall meet the provisions corresponding to the instructions set out in Columns (10) and (11) of Chapter 3.2 and the provisions of chapter 4.2 of ADR.

¹ *The International Maritime Organization (IMO) has issued "Guidance on the Continued Use of Existing IMO Type Portable Tanks and Road Tank Vehicles for the Transport of Dangerous Goods" as circular DSC.1/Circ.12 and Corrigenda. The text of this guidance can be found on the IMO website at: www.imo.org. See also 4.2.0.1 of the IMDG Code.*

Chapter 1.6

1.6.1.1 Unless otherwise provided, the substances and articles of ADR may be carried until 30 June 2014³ in accordance with the requirements of ADR applicable up to 31 December 2012.

1.6.1.21 ~~Contracting Parties may continue to issue training certificates for drivers conforming to the model applicable until 31 December 2010, instead of those conforming to the requirements of 8.2.2.8.5, until 31 December 2012. Such Training certificates for drivers conforming to the model applicable until 31 December 2010 issued by Contracting Parties until 31 December 2012, instead of those conforming to the requirements of 8.2.2.8.5, may continue in use to the end of their five year validity.~~

1.6.2.7 ~~(Deleted) Contracting Parties may continue to apply the requirements of 6.2.1.4.1 to 6.2.1.4.4 applicable until 31 December 2008 instead of those of 1.8.6, 1.8.7, 6.2.2.10, 6.2.3.6 to 6.2.3.8 until 30 June 2011.~~

1.6.2.8 ~~(Deleted) Type approvals for pressure receptacles issued before 1 July 2011 shall be reviewed and brought into conformity with the provisions of 1.8.7.2.4 before 1 January 2013.~~

1.6.2.11 [Contracting Parties need not apply the requirements of 1.8.6, 1.8.7 or 1.8.8 for the conformity assessment of gas cartridges before 1 January 2013. In this case, gas cartridges constructed and prepared for carriage before 1 January 2013 may still be carried after this date, provided all the other applicable provisions of ADR are met.] ~~[Gas cartridges constructed and prepared for carriage before 1 January 2013 for which the requirements of 1.8.6, 1.8.7 or 1.8.8 for the conformity assessment of gas cartridges have not been applied may still be carried after this date, provided all the other applicable provisions of ADR are met.]~~

French translation: Les cartouches à gaz fabriquées et préparées en vue du transport avant le 1er janvier 2013 pour lesquelles les prescriptions des 1.8.6, 1.8.7 ou 1.8.8 concernant l'évaluation de la conformité des cartouches à gaz n'ont pas été appliquées, pourront continuer à être transportées après cette date, sous réserve que toutes les autres dispositions applicables de l'ADR soient respectées.

1.6.3.8 ~~Fixed tanks (tank-vehicles), demountable tanks and battery-vehicles intended for the carriage of substances of Class 2, which were built prior to 1 January 1997, may carry markings conforming to the requirements applicable up to 31 December 1996, until the next periodic test.~~

—When, because of amendments to ADR, some proper shipping names of gases have been modified, it is not necessary to modify the names on the plate or on the shell itself (see 6.8.3.5.2 or 6.8.3.5.3), provided that the names of the gases on the fixed tanks (tank-vehicles), demountable tanks and battery-vehicles or on the plates (see 6.8.3.5.6 (b) or (c)) are adapted at the first periodic test thereafter.

1.6.3.15 ~~(Deleted) Fixed tanks (tank-vehicles) and demountable tanks constructed before 1 July 2007 in accordance with the requirements in force up to 31 December 2006 but which do not, however, conform to the requirements of 6.8.2.2.3 applicable as from 1 January 2007 may continue to be used until the next periodic inspection.~~

1.6.3.25 ~~(Deleted) The type of the test ("P" or "L") required by 6.8.2.5.1 need not be added to the tank plate until the first test after 1 January 2007 is performed.~~

1.6.3.35 ~~(Deleted) Contracting Parties need not apply the requirements of 1.8.6, 1.8.7 and 6.8.4 TA4 and TP9 before 1 July 2011.~~

1.6.3.37 ~~(Deleted) Type approvals for fixed tanks (tank-vehicles), demountable tanks and battery-vehicles issued before 1 July 2011 shall be reviewed and brought into conformity with the provisions of 1.8.7.2.4 or 6.8.2.3.3 before 1 January 2013.~~

1.6.4.17 ~~(Deleted) Tank containers constructed before 1 July 2007 in accordance with the requirements in force up to 31 December 2006 but which do not conform to the requirements of 6.8.2.2.3 applicable as from 1 January 2007 may continue to be used until the next periodic inspection.~~

1.6.4.34 ~~(Deleted) Contracting Parties need not apply the requirements of 1.8.6, 1.8.7 and 6.8.4 TA4 and TP9 before 1 July 2011.~~

1.6.4.35 ~~(Deleted) Type approvals for tank containers and MEGCs issued before 1 July 2011 shall be reviewed and brought into conformity with the provisions of 1.8.7.2.4 or 6.8.2.3.3 before 1 January 2013.~~

1.6.5 Vehicles

1.6.5.4 As regards the construction of EX/II, EX/III, FL, OX and AT vehicles, the requirements of Part 9 in force up to [31 December 2010-2012] may be applied until [31 December 2013-March 2012].