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Item 5(a) of the provisional agenda

**Proposals for amendments to RID/ADR/ADN:
pending issues**

Inclusion of MEGCs into 1.1.4 Applicability of other regulations

Transmitted by the European Industrial Gases Association (EIGA)^{1,2}

Introduction

1. 1.1.4.2.1 specifies types of transport equipment, packages, containers, portable tanks and tank-containers which, when they do not meet entirely the full requirements of ADR, may still be accepted for carriage in a transport chain including maritime or air carriage subject to certain conditions. However there is another item of transport equipment, the Multiple-element gas container, (MEGC), that is not included in 1.1.4.2.1 and which can be carried as part of a transport chain.

Proposal

2. EIGA proposes that MEGC is added to the relevant sections of 1.1.4.2.1 and 1.1.4.2.2 to be amended as follows:

1.1.4.2.1 Packages, containers, portable tanks, ~~and~~ tank-containers **and MEGCs**, which do not entirely meet the requirements for packing, mixed packing, marking, labelling of

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/2013/2.

packages or placarding and orange plate marking, of ADR, but are in conformity with the requirements of the IMDG Code or the ICAO Technical Instructions shall be accepted for carriage in a transport chain including maritime or air carriage subject to the following conditions:

- (a) If the packages are not marked and labelled in accordance with ADR, they shall bear markings and danger labels in accordance with the requirements of the IMDG Code or the ICAO Technical Instructions;
- (b) The requirements of the IMDG Code or the ICAO Technical Instructions shall be applicable to mixed packing within a package;
- (c) For carriage in a transport chain including maritime carriage, if the containers, portable tanks, ~~or~~ tank-containers *or MEGCs* are not marked and placarded in accordance with Chapter 5.3 of this Annex, they shall be marked and placarded in accordance with Chapter 5.3 of the IMDG Code. In such case, only 5.3.2.1.1 of this Annex is applicable to the marking of the vehicle itself. For empty, uncleaned portable tanks, ~~and~~ tank-containers *and MEGCs*, this requirement shall apply up to and including the subsequent transfer to a cleaning station.

This derogation does not apply in the case of goods classified as dangerous goods in classes 1 to 9 of ADR and considered as non-dangerous goods according to the applicable requirements of the IMDG Code or the ICAO Technical Instructions.

1.1.4.2.2 Transport units composed of a vehicle or vehicles other than those carrying containers, portable tanks, ~~or~~ tank containers *or MEGCs* as provided for in 1.1.4.2.1 (c), which are not placarded in accordance with the provisions of 5.3.1 of ADR but which are marked and placarded in accordance with Chapter 5.3 of the IMDG Code, shall be accepted for carriage in a transport chain including maritime transport provided that the orange-coloured plate marking provisions of 5.3.2 of ADR are complied with.

Justification

- 3. This clarifies the situation regarding the transport of a MEGC in a transport chain.

Enforcement

- 4. No difficulties with enforcement are foreseen.
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