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Inland Transport Committee

Working Party on the Transport of Dangerous Goods

Joint Meeting of Experts on the Regulations annexed to the European Agreement concerning the International Carriage of Dangerous Goods by Inland Waterways (ADN) (ADN Safety Committee)

Twenty-seventh session

Geneva, 24–28 August 2015

Item 3 (c) of the provisional agenda

Implementation of ADN:

Interpretation of the Regulations annexed to ADN

Request for interpretation - 1.6.7.4.1

Transmitted by the Government of the Netherlands¹

Introduction

1. The Dutch delegation has received questions on the interpretation of 1.6.7.4.1 which is a transitional provision for small single-hull tank, supply- and oil separator vessels. As the consequences of this interpretation can have quite an impact from both an environmental and economic point of view, it has been chosen to address this in the ADN Safety Committee.

2. 1.6.7.4.1 reads as follows:

"1.6.7.4 *Transitional provisions concerning the transport of substances hazardous to the environment or to health*

1.6.7.4.1 *Transitional provisions: vessels*

Single-hull tank vessels in service on 1 January 2009 with a dead weight on 1 January 2007 of less than 1,000 tonnes may continue to transport the substances they were authorized to carry on 31 December 2008 until 31 December 2018.

¹ Distributed in German by the Central Commission for the Navigation of the Rhine under the symbol CCNR-ZKR/ADN/WP.15/AC.2/2015/30.

Supply vessels and oil separator vessels in service on 1 January 2009 with a dead weight on 1 January 2007 of less than 300 tonnes may continue to transport the substances they were authorized to carry on 31 December 2008 until 31 December 2038."

Explanation

3. Based upon 1.6.7.4.1, single-hull tank vessels in service on 1 January 2009 with a dead weight on 1 January 2007 of less than 1,000 tonnes, and supply vessels and oil separator vessels in service on 1 January 2009 with a dead weight on 1 January 2007 of less than 300 tonnes, are allowed to carry the substances they were authorized to carry on 31 December 2008 until 31 December 2018 and 31 December 2038 respectively.

4. For substances already on the vessel substances list on 31 December 2008, and for non-dangerous goods this is quite clear. They remain on the substances list until 31 December 2008 or 31 December 2038 respectively.

5. However, heavy heating oil has only been considered a dangerous substance since 1 January 2013. In ADN 2013 a specific entry was included in Table C of 3.2.3 for heavy heating oil, UN No. 3082 ENVIRONMENTALLY HAZARDOUS SUBSTANCE; LIQUID, N.O.S. (HEAVY HEATING OIL).

6. The question which the Dutch delegation would like to discuss in the Safety Committee is whether the single-hull vessels, supply vessels and oil separator vessels involved are also allowed to carry and put on the current vessel substances list UN No. 3082 ENVIRONMENTALLY HAZARDOUS SUBSTANCE; LIQUID, N.O.S. (HEAVY HEATING OIL).

Considerations

7. In 1.2.1 there is a definition of supply vessels: "Supply vessel means an open type N tank vessel with a dead weight of up to 300 tonnes, constructed and fitted for the carriage and delivery to other vessels of products intended for the operation of vessels." This justifies the conclusion that on 31 December 2008 supply vessels were allowed to carry heavy heating oil.

8. Based on 1.6.7.4.1, supply vessels are allowed to carry heavy heating oil until 31 December 2018. As a consequence, UN No. 3082 has to be added to the vessel substances list.

9. It therefore seems logical to apply the same reasoning to the relevant single-hull tank vessels and oil separator vessels.

Proposal

10. The Dutch delegation would therefore like to propose the followed interpretation:

"Interpretation of 1.6.7.4.1

Single-hull tank vessels in service on 1 January 2009 with a dead weight on 1 January 2007 of less than 1,000 tonnes are allowed to carry UN No. 3082 ENVIRONMENTALLY HAZARDOUS SUBSTANCE; LIQUID, N.O.S. (HEAVY HEATING OIL) until 31 December 2018.

Supply vessels and oil separator vessels in service on 1 January 2009 with a dead weight on 1 January 2007 of less than 300 tonnes are allowed to carry UN No. 3082

ENVIRONMENTALLY HAZARDOUS SUBSTANCE; LIQUID, N.O.S. (HEAVY HEATING OIL) until 31 December 2038.

UN No. 3082 ENVIRONMENTALLY HAZARDOUS SUBSTANCE; LIQUID, N.O.S. (HEAVY HEATING OIL) has to be added to the substances list of the vessels involved.
