

OTIF



ORGANISATION INTERGOUVERNEMENTALE POUR  
LES TRANSPORTS INTERNATIONAUX FERROVIAIRES

ZWISCHENSTAATLICHE ORGANISATION FÜR DEN  
INTERNATIONALEN EISENBahnVERKEHR

INTERGOVERNMENTAL ORGANISATION FOR INTER-  
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**RID:** 48<sup>th</sup> Session of the Committee of Experts on the Transport of Dangerous Goods  
(Berne, 19 and 20 May 2010)

**Subject:** Decisions of the 88<sup>th</sup> session of the Working Party on the Transport of Dangerous Goods (Geneva, 3 – 7 May 2010)

Information transmitted by the Secretariat

**Extracts from the report of the 88<sup>th</sup> session of WP.15**

**VI. Work of the RID/ADR/ADN Joint Meeting (agenda item 5)**

*Informal documents:* INF.20 (Secretariat) (Reproduction of annex II of the report of the Joint Meeting on its Spring 2010 session, ECE/TRANS/WP.15/AC.1/118) (see RID Committee of Experts document OTIF/RID/CE/2010/10)  
INF.16 (Secretariat) (see RID Committee of Experts document OTIF/RID/CE/2010/8)  
INF.23 (CEFIC) (see RID Committee of Experts document OTIF/RID/CE/2010/13)  
INF.24 (France)

18. The Working Party adopted the amendments proposed by the Joint Meeting at its Spring 2010 session for entry into force on 1 January 2011, subject to certain modifications to take account of informal documents INF.16, INF.23 and INF.24 (see annex I).

(...)

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## **VII. Proposals for amendments to annexes A and B of ADR (agenda item 6)**

### **A. Pending issues**

#### **2. Implementation of the new marking for transport units containing dangerous goods packed in limited quantities**

*Informal document:* INF.8 (IRU)

22. The representative of IRU said that he had previously submitted a proposal to the Joint Meeting to require the immediate implementation, as from 1 January 2011, of the new marking for dangerous goods in limited quantities, since the old LTD QTY marking was still not mandatory up to 1 January 2011. That would avoid confusion arising from the possible use of two different markings from 1 January 2011. As that proposal had not been adopted by the Joint Meeting, he put forward a new solution taking into account the transitional periods for other modes of transport, namely mandatory implementation as from 1 January 2011 for transport units and from 1 January 2012 for containers.
23. Some delegations supported the proposal, but others wished to maintain some flexibility in that regard.
24. IRU had revised its proposal in light of the comments made, to state simply that the marking provided for from 1 January 2011 could be used even in cases of application of the transitory measure authorizing use of the preceding provisions of chapter 3.4 up to 30 June 2015. The revised proposal was adopted (see annex I).
25. No decision was taken on the second proposal, to establish a multilateral agreement authorizing use of this marking before 1 January 2011, since the conclusion of multilateral agreements was subject to the will of the Contracting Parties. It was nevertheless pointed out that an agreement would be useful, particularly for transporters in those European Union countries that had not transposed into national law the provisions of ADR 2011 for implementation as from 1 January 2011. In such cases, for internal transport and in the absence of a multilateral agreement, transporters would have to begin applying the marking provisions as from 1 January 2011 using only the previously prescribed marking and without the option of using the new marking.

(...)

#### **4. Orange-coloured plate marking on trailers without a motor vehicle**

*Document:* ECE/TRANS/WP.15/2010/4 (Sweden and Germany)

38. The proposal to treat trailers without a motor vehicle as transport units under 5.3.2.1.1 so that they bear orange-coloured plates, to ensure they are clearly marked when separated from motor vehicles in temporary parking areas such as ports, put to the vote, was not adopted. Some delegations considered that for ports, the issue raised should be dealt with in a different legal framework.

#### **5. Corrections and consequential amendments to be incorporated in the amendments for 2011**

*Informal documents:* INF.9 (Secretariat) (see RID Committee of Experts document OTIF/RID/CE/2010/7)  
INF.10 (Secretariat) (see RID Committee of Experts document OTIF/RID/CE/2010/6)  
INF.15 (Secretariat) (see RID Committee of Experts document OTIF/RID/CE/2010/5)

INF.15/Add.1 (Secretariat) (*not relevant for RID*)  
 INF.22 (Secretariat) (*see RID Committee of Experts document OTIF/RID/CE/2010/11*)  
 INF.27 (Russian Federation)

39. The amendments proposed by the secretariat were adopted (see annex I).
40. With regard to the amendment to footnote 3 relating to paragraph 6.8.2.1.18 (definition of mild steel), the Working Party agreed that the same amendment should be made to footnote 3 relating to paragraphs 6.8.2.1.19 to 6.8.2.1.21 (see annex I).
41. The representative of OTIF transmitted comments by Belgium on the deletion of transitional measures 1.6.3.25 and 1.6.4.15. The Working Party decided to retain the transitional measures, as they were still relevant for gas tanks (see annex I).
42. The Working Party adopted additional corrections to document ECE/TRANS/WP.15/204 following comments by the representative of the Russian Federation (see annex I).

(...)

## **6. Instructions in writing and other questions resulting from the work of the RID Committee of Experts**

*Document:* ECE/TRANS/WP.15/2010/13 (OTIF)

51. The Chairperson noted that the instructions in writing had been drawn up to cover emergencies specific to road transport. While it was heartening that the RID Committee of Experts considered similar instructions for rail transport would be useful, the situations were entirely different and it should not be imagined that strict harmonization was necessary. Furthermore, in respect of road transport those instructions were printed in extremely large quantities, and the Working Party had thus agreed to amend them as rarely as possible.
52. Some delegations considered that since the instructions were to be amended for 2011, the opportunity should be taken to make improvements, if they were justified. The Working Party thus considered point by point the proposals made by OTIF, some of which were adopted (see annex I).
53. The representative of FIATA hoped that a consolidated text could be drawn up quickly and that Governments would translate it as soon as possible and provide the translations to the secretariat.
54. The Working Party noted the procedures that OTIF would follow in disseminating information on the multilateral agreements concluded under RID. A member of the secretariat said that the explanatory letters from the initiating States could be posted on the ECE website if they were transmitted to the secretariat, but in principle it was up to initiating States, not the secretariat, to invite other States to conclude such agreements.
55. The Working Party agreed that paragraph 1.8.3.17 could be deleted: since 2003, safety advisers for road and rail transport had been certified under RID and ADR, no longer under directives 96/35/EC and 2000/18/EC. On the other hand, for carriage by inland navigation, the Regulations annexed to ADN had only become applicable on 28 February 2009. It would therefore be appropriate to continue to recognize certificates of safety advisers issued under the Directive until they were renewed under ADN (or directive 2008/68/EC).

(...)

## 9. Orange-coloured plate marking of trailers

*Informal documents:* INF.29 (Germany and Sweden)  
INF.32 (Austria)  
INF.35 (Germany, Austria and Sweden)

67. Following the rejection of the proposal from Germany and Sweden in document ECE/TRANS/WP.15/2010/4, the representatives of Austria, Germany and Sweden drafted new proposals to require an orange-coloured plate to be affixed to the front of separated trailers containing packages only when the trailer has to be carried in piggyback transport, unless the placards required by RID for wagons have been affixed to the trailer.
68. Several delegations supported this proposal in principle, but it was not possible to reach a consensus on the wording and the representatives of Austria, Germany and Sweden were invited to submit a new proposal to the next session.

## 10. Transitional measures for orange-coloured plates

*Informal document:* INF.31 (France) (see RID Committee of Experts informal document INF.2)

69. The Working Party adopted the proposed amendment to 1.6.1.8 to take account of the deletion of 1.6.1.13 (see annex I).

## 11. Corrections to packing instructions P003 and P904

*Informal document:* INF.33 (Secretariat) (see RID Committee of Experts informal document INF.3)

70. The Working Party adopted the corrections proposed by the Secretariat (see annex I).  
(...)

## XI. Any other business (agenda item 10)

77. A member of the Secretariat pointed out that in view of the entry into force of the Lisbon Treaty, the definition of "EC Directive" should be reviewed. (*It has not so far been considered necessary to include such a definition in RID*).  
(...)

## Extracts from the adopted texts of the 88<sup>th</sup> session of WP.15

### PART 1

#### Chapter 1.2

- 1.2.1 In the definition for "applicant", at the beginning of the second sentence, replace "In the case of periodic testing and exceptional checks" with:  
  
"In the case of periodic inspections, intermediate inspections and exceptional checks".

In the definition for "EN (standard)", replace "(CEN, 36 rue de Stassart, B-1050 Brussels)" with:

"(CEN, Avenue Marnix 17, B-1000 Brussels)".

## Chapter 1.6

**1.6.1.8** At the end, add:

", provided that the requirements of 5.3.2.2.1 and 5.3.2.2.2 that the plate, numbers and letters shall remain affixed irrespective of the orientation of the vehicle [wagon] are met".

**1.6.1.19** In ECE/TRANS/WP.15/204, replace the amendment with the following:

**"1.6.1.19** Amend to read as follows:

**"1.6.1.19** The provisions of 2.2.9.1.10.3 and 2.2.9.1.10.4 concerning the classification of environmentally hazardous substances applicable until 31 December 2010 may be applied until 31 December 2013."

**1.6.1.20** as amended in ECE/TRANS/WP.15/204:

At the end, add the following sentence:

"However, in such a case, the provisions of 3.4.12 to 3.4.15 in force as from 1 January 2011 may be applied as from 1 January 2011. For the purposes of the application of the last sentence of 3.4.13 (b), if the container carried is marked with the mark required in paragraph 3.4.12 applicable until 31 December 2010, the transport unit may be marked with the mark required in paragraph 3.4.15 applicable as from 1 January 2011."

Add the following new transitional measure:

**"1.6.1.22** Inner receptacles of composite IBCs manufactured before 1 July 2011 and marked in accordance with the requirements of 6.5.2.2.4 in force up to 31 December 2010 may still be used."

**1.6.3.18** (ADR only:) At the end, add:

"provided that the assignment to the relevant tank code has been carried out".

**1.6.3.25** (ADR only:) as amended in ECE/TRANS/WP.15/204:

Delete the amendment.

**1.6.4.12** Add the following new paragraph at the end:

"However, they shall be marked with the relevant tank code and if applicable the relevant alphanumeric codes of special provisions TC and TE in accordance with 6.8.4."

**1.6.4.15** as amended in ECE/TRANS/WP.15/204:

Delete the amendment.

## Chapter 1.8

1.8.6 (heading),

1.8.6.1 and

1.8.6.2.1 as amended in ECE/TRANS/WP.15/204:

After "periodic inspections", insert:

", intermediate inspections".

1.8.6.4.1 and

1.8.6.4.3 as amended in ECE/TRANS/WP.15/204:

After "periodic inspection", insert:

", intermediate inspection".

1.8.7.1.2 (c) After "periodic inspection", insert:

", intermediate inspection".

1.8.7.2.4 as amended in ECE/TRANS/WP.15/204:

In the second paragraph after the Note, replace "the use and periodic inspection" with:

"the use, periodic inspection and intermediate inspection".

1.8.7.5 In the heading, after "periodic inspection", insert:

", intermediate inspection".

1.8.7.7.4 In the heading, after "periodic inspections", insert ", intermediate inspections".

## PART 2

### Chapter 2.2

2.2.2.1.3 Delete NOTE 4.

2.2.9.1.10.5.2 In ECE/TRANS/WP.15/204, replace the amendment with the following new amendment:

"2.2.9.1.10.5 Replace with the following two paragraphs:

**"2.2.9.1.10.5 Substances or mixtures classified as environmentally hazardous substances (aquatic environment) on the basis of Regulation 1272/2008/EC\***

If data for classification according to the criteria of 2.2.9.1.10.3 and 2.2.9.1.10.4 are not available, a substance or mixture:

- Shall be classified as an environmentally hazardous substance (aquatic environment) if it has to be assigned category(ies) Aquatic Acute 1, Aquatic Chronic 1 or Aquatic Chronic 2 according to Regulation 1272/2008/EC\* or, if still relevant according to the said Regulation, risk phrase(s) R50, R50/53 or R51/53 according to the Directives 67/548/EEC\*\* or 1999/45/EC\*\*\*;

- May be regarded as not being an environmentally hazardous substance (aquatic environment) if it does not have to be assigned such a risk phrase or category according to the said Directives or Regulation.

**2.2.9.1.10.6 Assignment of substances or mixtures classified as environmentally hazardous substances (aquatic environment) according to the provisions in 2.2.9.1.10.3, 2.2.9.1.10.4 or 2.2.9.1.10.5**

Substances or mixtures classified as environmentally hazardous substances (aquatic environment), not otherwise classified under RID/ADR shall be designated:

UN No. 3077 ENVIRONMENTALLY HAZARDOUS SUBSTANCE, SOLID, N.O.S.; or

UN No. 3082 ENVIRONMENTALLY HAZARDOUS SUBSTANCE, LIQUID, N.O.S.

They shall be assigned to packing group III.

\* Regulation 1272/2008/EC of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures (Official Journal of the European Union No. L 353 of 30 December 2008).

\*\* Council Directive 67/548/EEC of 27 June 1967 on the approximation of laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous substances (Official Journal of the European Communities No. 196 of 16 August 1967, pp. 1 – 5).

\*\*\* Directive 1999/45/EC of the European Parliament and of the Council of 31 May 1999 concerning the approximation of the laws, regulations and administrative provisions of the Member States relating to the classification, packaging and labelling of dangerous preparations (Official Journal of the European Communities No. L 200, of 30 July 1999, pp. 1 – 68)."

## **PART 3**

### **Chapter 3.2**

#### **Table A**

For UN 1704, make the following amendments:

- In column (3b), replace "T2" with:  
"T1".
- In column (9b), replace "MP10" with:  
"MP15".
- In column (12), delete:  
"SGAH".
- In column (16), delete:  
"V11 [W11]".

For UN 1956, in column (6), delete:

"567".

### **Chapter 3.3**

#### **3.3.1**

**SP 251** In the first paragraph, replace "the code "LQ0"" with:

"the quantity "0"".

In the last paragraph, delete:

"in accordance with the LQ code defined in 3.4.6".

**SP 567** Amend to read as follows:

"**567** (Deleted)".

**SP 650** In sub-paragraph (e), amend the example to read as follows:

""UN 1263 WASTE PAINT, 3, II, (D/E)", or  
"UN 1263 WASTE PAINT, 3, PG II, (D/E)"".

### **Chapter 3.4**

**3.4.1 (c)** as amended in ECE/TRANS/WP.15/204:

Delete:

"313,".

## **PART 4**

### **Chapter 4.1**

#### **4.1.4.1**

**P 003** Amend the third sentence to read as follows:

"Outer packagings constructed of suitable material, and of adequate strength and design in relation to the packaging capacity and its intended use, shall be used."

**P 601 (1) and**

**P 602 (1)** as amended in ECE/TRANS/WP.15/204:

Delete:

"net".



**P 904 (1)** as amended in ECE/TRANS/WP.15/204:

Amend the second sentence to read as follows:

"Outer packagings constructed of suitable material, and of adequate strength and design in relation to the packaging capacity and its intended use, shall be used."

### Chapter 4.3

**4.3.4.1.2** In the table, against "L10CH", in column "Class", insert a reference to tablenote \* after "6.1".

The tablenote reads as follows:

\*\* Substances with an LC<sub>50</sub> lower than or equal to 200 ml/m<sup>3</sup> and saturated vapour concentration greater than or equal to 500 LC<sub>50</sub> shall be assigned to tank code L15CH."

Under "L10CH", in the columns "Classification code" and "Packing group", at the end, insert a new row with the following information:

"TFW I".

Amend the entry for "L15CH" to read as follows:

<b>L15CH</b>	3	FT1		
	6.1**	T1		
		T4		
		TF1		
		TW1		
		TO1		
		TC1		
		TC3		
		TFC		
		TFW		
		and groups of permitted substances for tank codes LGAV, LGBV, LGBF, L1.5BN, L4BN, L4BH, L10BH and L10CH		
		** Substances with an LC <sub>50</sub> lower than or equal to 200 ml/m <sup>3</sup> and saturated vapour concentration greater than or equal to 500 LC <sub>50</sub> shall be assigned to this tank code.		

## PART 5

### Chapter 5.2

**5.2.1.8.1** In the first indent, replace "a net quantity" with:

"a quantity".

### Chapter 5.4

**5.4.1.1.4** Amend to read as follows:

**"5.4.1.1.4** (Deleted)".

- 5.4.3.2** (ADR only:) In the last sentence, in the French text, replace "comprend correctement les consignes et est capable de les appliquer" with:  
"comprend les consignes et est capable de les appliquer correctement".
- 5.4.3.4** (ADR only:) In the first page of the model, amend the heading to read:  
"INSTRUCTIONS IN WRITING ACCORDING TO ADR".
- 5.4.3.4** (ADR only:) as amended in ECE/TRANS/WP.15/204:  
In the amendment to the fourth page of the model, in the heading of the new table, delete "or warning signs" and in the heading to the first column of the table, delete "or warning sign".

## **PART 6**

### **Chapter 6.2**

- 6.2.6.4** In the first indent, replace "as amended by Commission Directive 94/1/EC<sup>5</sup>" with:  
"as amended and applicable at the date of manufacture".  
Delete footnote 5.

### **Chapter 6.8**

- 6.8.2.1.18** as amended in ECE/TRANS/WP.15/204:  
Replace "6.8.2.1.18" with "6.8.2.1.18 to 6.8.2.1.21".
- 6.8.2.3.3** as amended in ECE/TRANS/WP.15/204:  
In the second paragraph after the Note, replace "the use and periodic inspection" with:  
"the use, periodic inspection and intermediate inspection".

## **PART 7**

### **Chapter 7.1**

- 7.1.3** Replace "591 (status at 01.01.1998, 2<sup>nd</sup> edition)" with:  
"591 (status at 01.10.2007, 3<sup>rd</sup> edition)".  
Replace "592-4 (status at 01.09.2004, 2<sup>nd</sup> edition)" with:  
"592-4 (status at 01.05.2007, 3<sup>rd</sup> edition)".

### **Informal documents INF.15 and INF.15/Add.1 adopted.**