



OTIF/RID/CE/GTP/2016/1

22 February 2016

Original: German

RID: 6th Session of the RID Committee of Experts' standing working group
(Berne, 23 and 24 May 2016)

Subject: Use of the newly defined term "road vehicle" in RID

Proposal transmitted by the OTIF secretariat

Introduction

1. The 5th session of the RID Committee of Experts' standing working group (Zagreb, 23 to 27 November 2015) adopted a proposal from the United Kingdom to replace "vehicle" in the definition of "cargo transport unit" by the term "road vehicle" newly defined in RID 2017. In connection with this, it was mentioned that this amendment entailed a number of consequential amendments to RID, although in some places it would be necessary to maintain the existing term. The Secretariat was asked to submit a corresponding proposal for amendments to the next session of the standing working group (see document OTIF/RID/CE/GTP/2015-A, paragraph 14).
2. The definition of "road vehicle" to be included in RID in 2017 reads as follows:

"**Road vehicle**" means motor vehicle, articulated vehicle, trailer or semi-trailer within the meaning of *ADR*;"
3. In the Secretariat's view, the newly defined term "road vehicle" should be used in all those places in RID in which the term "vehicle" is used to refer to a means of road transport performing a carriage of dangerous goods.
4. However, this would mean that the new definition of "road vehicle" to be included would no longer be quite correct, as the definition of "vehicle" in Article 1 of the ADR Agreement is based on Article 4 of the Convention on Road Traffic of 19 September 1949, so the definition does not just relate to vehicles performing a carriage of dangerous goods.

5. A small amendment to the adopted definition of "road vehicle" could resolve this problem (additional text is underlined):

"Road vehicle" means motor vehicle, articulated vehicle, trailer or semi-trailer within the meaning of *ADR*, by means of which *dangerous goods* are carried."

6. In those cases in which the term "vehicle" is used as a generic term for motor vehicles, irrespective of whether they are carrying dangerous goods nor not, the term "vehicle" should be kept. It should be noted here that the terms "vehicle" and "motor vehicle" are already used synonymously in RID (see, for example, the use of the term "motor vehicle" in special provisions 243, 333 and 660 of Chapter 3.3). Further harmonisation could be carried out in this respect, but this is not proposed in this document.

7. In addition, no amendments are proposed in the following cases:

- use of the term "vehicle" in compound terms, such as "battery-vehicle", "tank-vehicle", "vehicle engine", "vehicle registration No.", "vehicle registration code", "wheeled vehicle";
- titles of documents referred to (e.g. standards, ECE regulations);
- use in the context of proper shipping names ("EMPTY TANK-VEHICLE", "EMPTY BATTERY-VEHICLE", "EMPTY VEHICLE" in 5.4.1.1.6.2.2).

8. An analysis of the provisions of RID carried out on this basis leads to the following amendments:

1.2.1 In the definition of "Conveyance", replace "vehicle" by:

"road vehicle".

5.4.1.1.6.3 In paragraph (b), replace "vehicles" by:

"road vehicles".

5.4.1.2.1 [The amendment in the German version does not apply to the English text.]

6.7.2.1 In the definition of "Portable tank", replace "a vehicle" by:

"a road vehicle".

6.7.3.1 In the definition of "Portable tank", replace "a vehicle" by:

"a road vehicle".

6.7.4.1 In the definition of "Portable tank", replace "a vehicle" by:

"a road vehicle".

6.7.5.2.1 In the last sentence, replace "a vehicle" by:

"a road vehicle".

9. No amendments are necessary in the following places:
- Appendix C, Article 5, heading, § 1 (b), § 2;
 - Table of Contents, 1.1.3.8;
 - 1.1.2.3;
 - 1.1.3.2 (b) (will be deleted in the 2017 edition);
 - 1.1.3.2 (d);
 - 1.1.3.2 (e);
 - 1.1.3.3 (b) (will be deleted in the 2017 edition);
 - 1.1.3.7 (c);
 - 1.1.3.8;
 - 1.2.1, definition of "swap body" in the definition of "container";
 - 1.2.1, definition of "railway vehicle";
 - 1.8.5.4, Model for report on occurrences during the carriage of dangerous goods, item 6, footnote (3) (justification: the models of the report are identical in RID and ADR; in case of an amendment the report model should be amended in ADR, as well);
 - 2.2.1.4, name of "Mines with bursting charge: UN Nos. 0137, 0138";
 - 2.2.1.4, name of "Mines with bursting charge: UN Nos. 0136, 0294";
 - 2.2.1.4, name of "Safety devices, pyrotechnic: UN No. 0503";
 - 2.2.9.1.7, Note at the end (will be deleted in the 2017 edition);
 - Chapter 3.2, Table A, UN No. 3166;
 - Chapter 3.2, Table A, UN No. 3171;
 - Chapter 3.2, Table B, "Battery-powered vehicle";
 - Chapter 3.2, Table B, "Engine, internal combustion, flammable gas powered or engine, internal combustion, flammable liquid powered or vehicle, flammable gas powered or vehicle, flammable liquid powered or engine, fuel cell, flammable gas powered or engine, fuel cell, flammable liquid powered or vehicle, fuel cell, flammable gas powered or vehicle, fuel cell, flammable liquid powered" (will be deleted in the 2017 edition);
 - Chapter 3.3, special provision 235;
 - Chapter 3.3, special provision 243 (in the English version the term "automobile" is used);
 - Chapter 3.3, special provision 280;
 - Chapter 3.3, special provision 283;
 - Chapter 3.3, special provision 289;
 - Chapter 3.3, special provision 333 (in the English version the term "automobile" is used);
 - Chapter 3.3, special provision 356;
 - Chapter 3.3, special provision 360;
 - Chapter 3.3, special provision 660 (in the English version the term "automotive vehicle" is used);
 - 5.4.1.1.6.2.2;
 - Section 5.4.2 (justification: inclusion of a Note in the 2017 edition of RID saying that for the purposes of section 5.4.2 the term "vehicle" includes wagon);
 - Section 5.4.2, footnote 12 (justification: reproduction of text of the IMDG Code);
 - Section 5.4.5;
 - 7.3.1.13 (g).
10. In the texts adopted for 2017, no further amendments are necessary in addition to the amendments already adopted.