

**INF. 8**

16 November 2023

(English only)

**RID: 16<sup>th</sup> Session of the RID Committee of Experts' standing working group**  
(London, 20 to 23 November 2023)

**Subject: Verification of the orange band on tank-wagons**

### **Proposal transmitted by Belgium**

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1. At the last meeting of the Administrative Cooperation Group (ADCO) on Directive 2010/35/EC (TPED), a document (see annex) was submitted concerning verification of the orange band on tank-wagons carrying liquefied, refrigerated liquefied or dissolved gases.
2. Information was provided that the origin of the document was a case where discussion had arisen on the responsibility for verifying the orange band, after a competent authority had decided in this case that the orange band was not in conformity with the regulations because it was "not orange enough".
3. The origin of the discussion was related to the fact that special provision TM 6 is contained in 6.8.4, while the actual requirement for the marking of the orange band is in 5.3.5.
4. There were differing opinions with regard to the responsibility for verifying the orange band. Some were of the view that it should be verified by the inspection bodies during inspections because it comes under Chapter 6.8. In contrast, since the actual requirement is in Part 5, some were of the view that this is actually the responsibility of the owner or operator of the tank-wagon.
5. As the requirement for the orange band was deleted in ADR a long time ago, but has been retained in RID, it was decided to bring this issue to the attention of the RID Committee of Experts' standing working group to ask who is responsible for assuring compliance with special provision TM 6 and 5.3.5.
6. Depending on the outcome of the discussion in the standing working group, this requirement could perhaps be deleted from Chapter 6.8 and be kept only in Chapter 5.3, or vice versa. Alternatively, this requirement could be transferred to Chapter 4.3 as a special provision TU.

**Draft – Verification of the orange band on tank-wagons – Draft**

<b>Related to:</b>	TPED: 12 (2) RID 6.8.4, special provision TM 6 Standards: –	
<b>Question:</b>	Shall special provision TM 6 of RID be verified during initial, periodical, intermediate and exceptional inspections by notified bodies?	
<b>Answer:</b>	No.	
<b>Justification:</b>	Special provision TM 6, specifying that tank-wagons shall bear an orange band refers to a requirement located in RID 5.3.5.	
<b>Note:</b>	The application of RID Part 5 is in the responsibility of the owners/operators.	
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