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INLAND TRANSPORT COMMITTEE

Working Party on the Transport
of Dangerous Goods
(Seventy-third session,
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PROPOSALS FOR AMENDMENTS TO ANNEXES A AND B OF ADR

Sub-section 1.1.3.6 ADR

Exemptions related to quantities carried per transport unit

Submitted by the Government of Germany

SUMMARY

Executive Summary:	The purpose is to correct the exemptions of applicable provisions related to quantities carried per transport unit.
Action to be taken:	In paragraph 1.1.3.6.2: insert "8.3.3" and "8.3.5" to "Part 8 except for".
Related documents:	See also INF.8 (72 nd session)

Introduction

The prohibitions on opening packages and on smoking are each mentioned twice in the ADR:

- in 7.5.7.3 (opening packages) and 7.5.9 (smoking),
- in 8.3.3 (opening packages) and 8.3.5 (smoking).

While the provisions in chapter 7 have to be applied for transports under 1.1.3.6, the similar provisions in chapter 8 are exempted in paragraph 1.1.3.6.

Proposed corrections

Insert the following sections in the list “Part 8 except for ...”: “8.3.3, ... 8.3.5,”

Justification

According to the provisions in sub-section 7.5.7.3, opening of packages and, according to section 7.5.9, smoking are prohibited for the driver and other responsible persons. In paragraph 1.1.3.6.2, the application of part 8 is excepted, except listed paragraphs. As the sections 8.3.3 and 8.3.5 are not mentioned in that list, it means that the driver and other responsible persons do not have to obey the provisions on the prohibition on opening packages and on smoking. This is a contradiction between identical provisions.

Safety implications

This amendment removes an inconsistency and avoids misinterpretation and misunderstandings.

Feasibility

No problems are seen.

Enforceability

No problems are seen.
