

ECONOMIC COMMISSION FOR EUROPE

INLAND TRANSPORT COMMITTEE

Working Party on the Transport of Dangerous Goods
(Seventy-seventh session, agenda item 5,
Geneva, 25-28 October 2004)

INTERPRETATION OF THE EUROPEAN AGREEMENT CONCERNING THE INTERNATIONAL CARRIAGE OF DANGEROUS GOODS BY ROAD (ADR)

Sub-section 1.10.3.3: Theft prevention

Transmitted by the Government of Germany

Sub-section 1.10.3 requires “devices, equipment or arrangements to prevent the theft of the vehicle ... or its cargo...”. In Germany, a discussion was raised with regard to the word “or” and its appropriate interpretation.

On one hand, one can assume the theft prevention of the vehicle or the cargo as alternatives which replace each other. This would mean in practice that if you lock the driver’s cabin there is no need for security measures concerning the cargo.

On the other hand, the interpretation could end in accepting both alternatives to supplement each other. This would mean in practice that both - the driver’s cabin and the cargo section - have to be secured.

The latter alternative seems to be the appropriate one with regard to the goals of the new security provisions.

With this late INF-paper Germany invites all Contracting Parties to express their views on the question raised while implementing the new security provisions into the procedures of undertakings engaged in the transport of dangerous goods.
