

## Economic Commission for Europe

### Inland Transport Committee

#### Working Party on the Transport of Dangerous Goods

##### Joint Meeting of the RID Committee of Experts and the Working Party on the Transport of Dangerous Goods

Bern, 23-27 March 2015

Item 4 of the provisional agenda

##### Interpretation of RID/ADR/ADN

24 March 2015

### Obligations of the loader

#### Corrections to ECE/TRANS/WP.15/AC.1/2015/6 and 2015/7

#### Transmitted by the Government of Sweden and Spain

##### *Summary*

<b>Executive summary:</b>	The aim with this proposal is to align the texts concerning loaders obligations for different types of transport units in Chapters 1.2, 1.4 and 7.5.
<b>Action to be taken:</b>	Amend the proposed texts.
<b>Related documents:</b>	OTIF/RID/CE/GTP/2014/17 (Sweden), ECE/TRANS/WP.15/AC.1/2015/6 (Sweden) and ECE/TRANS/WP.15/AC.1/2015/7 (Spain)

### Introduction

1. The definitions for loader and unloader are given in 1.2.1, and are valid for the whole RID/ADR. The general rule is that these definitions are applied throughout the complete text, without the necessity to make a reference to this definition each time the term appears in the text. Therefore, it is proposed to eliminate the notes under 1.4.3.7 and 7.5/7.5.1 (and not including a new note under 1.4.3.1).

2. Taking into account this idea, and eliminating the words “small and large” before “container”, the following text is proposed (text stricken out from the proposal in INF 21 appears ~~stricken out~~, and shaded in grey).

### Proposal

3. Amend sub-section 1.4.3.1.1 (c) in RID and ADR as follows:

"1.4.3.1 Loader

1.4.3.1.1 In the context of 1.4.1, the loader has the following obligations in particular:

(a) He shall hand the dangerous goods over to the carrier only ...;

- (b) He shall, when handing over for carriage packed dangerous goods ...;
- (c)(ADR) He shall, when loading dangerous goods ~~in [or onto] a vehicle, or a large or small container or when loading a bulk container, MEGC, tank container or portable tank in [or onto] a vehicle,~~ comply with the special requirements concerning loading and handling;
- (c)(RID) He shall, when loading dangerous goods ~~in [or onto] a wagon, or a large or small container or when loading a bulk container, MEGC, tank container, portable tank or road vehicle in [or onto] a wagon,~~ comply with the special requirements concerning loading and handling;
- (d) He shall, when he hands dangerous goods over for ...;
- (e) He shall, when loading packages, comply with ....”.

3. Amend sub-section 1.4.3.7:

“1.4.3.7 Unloader

~~NOTE: In this sub section, unloading covers removal, unloading, and discharging as indicated in the definition of unloader in 1.2.1.~~

1.4.3.7.1 In the context of 1.4.1, the unloader shall in particular:

...

- (c) comply with all relevant requirements concerning unloading

...”

4. Amend sub-section 7.5.1.2 in RID as follows (changes underlined and bold):

**“Chapter 7.5 Provisions concerning loading, unloading and handling**

~~[NOTE: Within the meaning of this section, placing a container, bulk container, tank container or portable tank onto a vehicle is considered as loading, and removing it is considered as unloading.]~~

7.5.1 General provisions

7.5.1.1 The requirements in force at the forwarding station shall be complied with for the loading of goods, provided they do not conflict with the requirements of this chapter.

7.5.1.2 Unless otherwise specified in RID, the loading shall not be carried out:

- an examination of the documents; or
- a visual inspection of the wagon or of the ~~small or large~~ container(s), bulk container(s), **MEGC(s)**, tank-container(s), portable tank(s) or road vehicle(s), if any, as well as of their equipment used in loading and unloading,

shows that the wagon, ~~a small or large~~ container, a bulk-container, **a MEGC**, a tank-container, a portable tank, a road vehicle or their equipment do not comply with the regulatory provisions.

The interior and exterior of a wagon or container shall be inspected prior to loading to ensure that there is no damage that could affect its integrity or that of the packages to be loaded in it.”

13. Amend sub-section 7.5.1 in ADR as follows (changes underlined and bold)

---

## Chapter 7.5 Provisions concerning loading, unloading and handling

### “7.5.1 General provisions concerning loading, unloading and handling

~~[NOTE: Within the meaning of this section, placing a container, bulk container, tank container or portable tank onto a vehicle is considered as loading, and removing it is considered as unloading.]~~

7.5.1.1 The vehicle and its driver, as well as the ~~small or large~~ container(s), bulk-container(s), **MEGC(s)**, tank-container(s) or portable tank(s) if any, shall comply with the regulatory provisions (especially those concerning safety, security, cleanliness and satisfactory operation of the equipment used in loading and unloading) upon arrival at the loading and unloading sites, which include container terminals.

7.5.1.2 Unless otherwise specified in ADR, the loading shall not be carried out :

- (a) an examination of the documents; or
- (b) a visual inspection of the vehicle or of the ~~small or large~~ container(s), bulk container(s), **MEGC(s)**, tank-container(s) or portable tank(s) or if any, as well as of their equipment used in loading and unloading,

shows that the vehicle, the driver, ~~a small or large~~ container, a bulk-container, **a MEGC**, a tank-container, a portable tank or their equipment do not comply with the regulatory provisions.

The interior and exterior of a vehicle or container shall be inspected prior to loading to ensure that there is no damage that could affect its integrity or that of the packages to be loaded in it.”

---