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Item 5 (a) of the provisional agenda

Proposals for amendments to RID/ADR/ADN: pending issues

Carriage of live animals

Note by the ECE secretariat^{1, 2}

1. This document contains draft amendments to RID/ADR/ADN for entry into force on 1 January 2015 which were adopted at the spring session of the Joint Meeting on the basis of informal documents that were not translated in all working languages and which, therefore, need to be carefully checked and confirmed.
2. The additional text received from the representative of Spain for 2.2.62.1.1 Note 1 is included in bold.

¹ In accordance with the programme of work of the Inland Transport Committee for 2014–2015 (ECE/TRANS/240, para. 100, ECE/TRANS/2014/23, cluster 9, para.9.2).

² Circulated by the Intergovernmental Organisation for International Carriage by Rail (OTIF) under the symbol OTIF/RID/RC/2015/5.

The following amendments to the wording of RID/ADR/ADN are proposed for entry into force on 1 January 2017.

Chapter 2.2

2.2.62.1.1, Note 1 Amend to read as follows:

“NOTE 1: *Genetically modified microorganisms and organisms, biological products, diagnostic specimens and [intentionally] infected live animals shall be assigned to this Class if they meet the conditions for this class, **taking into account for its carriage the Cartagena Protocol on Biosafety, as appropriate.***

The carriage of unintentionally infected animals is subject only to the relevant rules and regulations of the respective countries of origin, transit and destination.”.

2.2.62.1.12.1 Delete footnote (RID:) 7/ (ADR/ADN:) 6. Renumber the following footnotes accordingly.

2.2.62.1.12.1 Add a new note at the end to read as follows:

“NOTE: *The approval of the competent authorities shall be issued on the basis of the relevant rules for the carriage of live animals, taking into consideration dangerous goods aspects. The authorities that are competent to lay down these conditions and rules for approval shall be regulated at national level.*

If there is no approval by a competent authority of an RID Contracting State/Contracting Party to ADR, the competent authority of an RID Contracting State/Contracting Party to ADR may recognize an approval issued by the competent authority of a country that is not an RID Contracting State/Contracting Party to ADR.

Rules for the carriage of livestock are, for example, contained in Council Regulation (EC) No 1/2005 of 22 December 2004 on the protection of animals during transport (Official Journal of the European Community No L 3 of 5 January 2005) as amended.”.

2.2.9.1.11 For Note 2, amend the text of footnote (RID:) 22/ (ADR:) 17 / (ADN:) 13 (respectively renumbered 21/16/12) to read as follows:

“See Part C of Directive 2001/18/EC of the European Parliament and of the Council on the deliberate release into the environment of genetically modified organisms and repealing Council Directive 90/220/EEC (Official Journal of the European Communities, No. L 106, of 17 April 2001, pp 8-14) and Regulation (EC) No. 1829/2003 of the European Parliament and of the Council on genetically modified food and feed (Official Journal of the European Union, No. L 268, of 18 October 2003, pp 1-23), which set out the authorization procedures for the European Union.”.

2.2.9.1.11 Insert a new Note 3 to read as follows and renumber existing Note 3 as Note 4:

“NOTE 3: *Genetically modified live animals which, in accordance with the current state of scientific knowledge, have no known pathogenic effect on humans, animals and plants and are carried in receptacles that are suitable for safely preventing both the escape of the animals and unauthorized access to them, are not subject to the provisions of RID/ADR/ADN. The regulations laid down by the International Air Transport Association (IATA) for air transport (Live Animals Regulations, LAR) can be drawn on as guidelines for suitable receptacles for the transport of live animals.”.*