



**Economic and Social
Council**

Distr.
GENERAL

TRANS/WP.15/AC.1/2005/10
10 December 2004

Original: ENGLISH

ECONOMIC COMMISSION FOR EUROPE

INLAND TRANSPORT COMMITTEE

Working Party on the Transport of Dangerous Goods

Joint Meeting of the RID Safety Committee and the
Working Party on the Transport of Dangerous Goods
(Bern, 7-11 March 2005)

NEW PROPOSALS OF AMENDMENTS TO RID/ADR/ADN

Subsection 5.4.1.1.1 of ADR/RID - certification

Transmitted by the Government of Italy */

| SUMMARY | |
|----------------------------|--|
| Executive Summary: | Re-establish the provision to certificate or declare the conformity of the consignment for transport with the applicable regulations , in accordance with the Orange Book. |
| Action to be taken: | Add a new paragraph (j) to subsection 5.4.1.1.1 |
| Related documents: | None. |

Introduction

RID 1999 marginal 16 and ADR 1999 marginal 2002 (9) indicated that, in accordance with the Orange Book, the transport document prepared by the shipper should carry a declaration that the consignment offered for transport is in accordance with the applicable regulations.

This provision is no longer reported in the RID/ADR 2005 version.

*/ Circulated by the Central Office for International Carriage by Rail (OCTI) under the symbol OCTI/RID/GT-III/2005/10.

Proposal

Add the following paragraph (j) at the end of subsection 5.4.1.1.1:

- (j) The dangerous goods transport document prepared by the shipper should in addition carry, or be accompanied by, a certificate or declaration that the consignment offered can be accepted for transport and that the goods are properly packaged, marked and labelled, and in proper condition for transport in accordance with the applicable regulations. The form of this declaration is:

“I hereby declare that the contents of this consignment are fully and accurately described above by the Proper Shipping Name, and are classified, packaged, marked and labelled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations”.

The declaration should be signed and dated by the consignor. Facsimile signatures are acceptable where applicable laws and regulations recognise the legal validity of facsimile signatures.

If the dangerous goods documentation is presented to the carrier by means of electronic data processing (EDP) or electronic data interchange (EDI) transmission techniques, the signature(s) may be replaced by the name(s) (in capitals) of the person(s) authorized to sign.

Justification

Re-alignment of RID/ADR to UN Recommendations, Vol. II (see subsection 5.4.1.6, 13th Revised Edition) and IMDG Code (see subsection 5.4.1.6.1, 31^o Amendment), IATA Instructions (see Shipper’s Declaration: subsection 8.1.7 and Figure 8.1.A and 8.1.B, 45th Edition).

The same declaration is incorporated in the “Multimodal Dangerous Goods Form” that also the restructured RID/ADR 2005 shows in the section 5.4.4.

Safety implications

None.

Feasibility

The proposed amendment will re-establish the situation of a previous version of ADR/RID and will therefore not lead to problems.

Enforceability

No problem.
