

30 January 2007  
ENGLISH ONLY

**ECONOMIC COMMISSION FOR EUROPE**

**INLAND TRANSPORT COMMITTEE**

(Sixty-ninth session, 6 – 8 February 2007,  
agenda item 18 d))

**TRANSPORT OF DANGEROUS GOODS**

European Agreement Concerning the International Carriage of Dangerous Goods  
by Inland Waterways (ADN)

Submitted by the Governments of Germany and the Netherlands

1. Given the fact that both Germany and France are close to ratifying the European Agreement concerning the International Carriage of Dangerous Goods by Inland Waterways (ADN), it is likely that the agreement – which would count then seven Contracting Parties - enter into force in the second half of 2007. A year after, the annexed Regulations will become applicable.
2. Furthermore, the European Commission is preparing a new directive on inland transport of dangerous goods, which will supersede the current ADR and RID directives, and will oblige EU Member States to apply not only ADR and RID to transport of dangerous goods by road and rail – as at present – but also ADN to transport of dangerous goods by inland waterway. The German EU Presidency aims at getting the final draft of this new directive approved by the Council of the European Union in June 2007.
3. As a result the ADN will become very important not only for its Contracting Parties but also for all EU Member States.
4. The developments mentioned above should lead the Inland Transport Committee to reconsider the organization of work concerning the development of the future legislation regarding the transport of dangerous goods by inland waterways. Until now, the work on technical provisions specific to carriage by inland waterways was done by bodies of the Central Commission for Navigation on the Rhine (CCNR) (the Working Group on dangerous goods (MD/G) and the Committee for dangerous goods (MD)) - for the Regulation on the Transport of Dangerous Goods on the Rhine (ADNR). The outcome was endorsed by the UNECE (WP.15/AC.2) for the ADN with no changes. As the ADN becomes a self-standing regulation, the work at UNECE level and its importance will increase substantially.
5. In accordance with the resolution adopted on 26 May 2000 by the Diplomatic Conference for the adoption of a European Agreement concerning the International Carriage of Dangerous Goods by Inland Waterways, the UNECE/CCNR Joint Meeting of Experts on the Regulations annexed to ADN (WP.15/AC.2) should take the place of the Safety Committee referred to in article 18 of ADN, but its meeting time should be increased due to the expected increase of tasks linked to the effective implementation of the Agreement. In addition, a new body, the Administrative Committee referred to in article 17, will have to be convened periodically for administration purposes, notably for the formal

adoption of amendments and decisions relating to the recommendation of agreed classification societies.

6. It is important to note that, with the entry into force of ADN, a great part of the work specific to construction of vessels and their operation and equipment will be shifted from CCNR to WP.15/AC.2, although the contribution of CCNR is likely to remain important.

7. The meeting time needed may be compared to that needed by the Working Party on the Transport of Dangerous Goods for activities related to ADR, i.e. twice five days per year (instead of the five days per year presently allocated to WP.15/AC.2). Meetings would ideally take place in January and June, and the meeting time would have to be shared between back to back sessions of WP.15/AC.2 and of the Administrative Committee as appropriate.

8. The periodicity of meetings proposed is due to the necessary cooperation with other bodies (Joint Meeting of the RID Safety Committee and of the Working Party on the Transport of Dangerous Goods - WP.15/AC.1, CCNR, Danube Commission), the time needed for the legal procedure of amendment of the annexed Regulations (Depositary notification, tacit amendment procedure, time allowed for objection, etc) and the need for simultaneous entry into force of amendments to ADR, RID and ADN.

9. Since ADN is likely to enter into force in 2007, these new arrangements should be implemented as from 2008, although some flexibility will be needed for the first session of the administrative committee depending on the effective date of entry into force of ADN. Since the annexed regulations will become applicable one year after the entry into force of the agreement, the first task of the administrative committee will be to amend the Regulations adopted in 2000 to replace them with those which are applied effectively by the Contracting Parties at the time where these Regulations become of mandatory application under ADN (which are likely to be the "ADN 2007" provisions). The administrative committee will also have to recommend classification societies for agreement by competent authorities. Therefore it is possible that the UNECE secretariat has to convene a first session of the administrative committee late in 2007 or in January 2008, depending on the effective date of entry into force of ADN.

10. It is necessary that proper arrangements are put in place by the secretariat in 2007 and 2008 to make sure not only that the annexed Regulations adopted in 2000 may be amended as described in paragraph 9 above, but also that they are further amended by 1 January 2009 to be consistent with all other relevant international instruments such as ADR, RID, the International Maritime Dangerous Goods Code and the ICAO Technical Instruction for the Safe Transport of Dangerous Goods by Air which will also be amended on that date to reflect the recommendations made by the UN/ECOSOC Sub-Committee of Experts on the Transport of Dangerous Goods in December 2006

11. These issues were discussed by the Joint Meeting of Experts on the Regulations annexed to ADN on its eleventh session (23-24 January 2007)(see ECE/TRANS/WP.15/AC.2/23). A provisional time table is shown in annex 1.

#### Action requested of the Inland Transport Committee

12. In document ECE/TRANS/2007/8 (Tentative list of meetings of the Inland Transport Committee and its subsidiary bodies in 2007 and in January-March 2008), page 5, a footnote should be added after "21-25 Joint Meeting of Experts on the Regulations annexed to the European Agreement concerning the International Carriage of Dangerous Goods by Inland Waterways (ADN) (WP.15/AC.2) (twelfth session)"

to read as follows

"\* Including one meeting day for the Administrative Committee of ADN to be established after the entry into force of ADN, if this entry into force takes place in 2007".

13. Although the tentative list of meetings for 2008 and January-March 2009 will be discussed in 2008 only, the Inland Transport Committee may wish to approve in principle the allocation of a total of five additional meeting days for WP.15/AC.2 and the ADN Administrative Committee in June 2008.

## Annex 1: Provisional Time Table

2007

Month	Event	Place
January	22 Jan: CCNR-MD <ul style="list-style-type: none"> <li>special meeting on roadmap</li> </ul>	Strasbourg
	23-24 Jan: WP.15/AC.2 <ul style="list-style-type: none"> <li>consult opinion of non-CCNR states on roadmap and other issues</li> </ul>	Geneva
February	6-8 Feb: ITC <ul style="list-style-type: none"> <li>possible approval in principle of the allocation of a total of five additional meeting days for WP.15/AC.2 and the ADN Administrative Committee</li> </ul>	Geneva
March	27-29 Mar: CCNR-MD/G <ul style="list-style-type: none"> <li>regular meeting</li> </ul>	Bonn
April	19 Apr: CCNR-MD <ul style="list-style-type: none"> <li>regular meeting, discussion and possible decision on roadmap</li> </ul>	Strasbourg
May	CCNR-Plenary meeting <ul style="list-style-type: none"> <li>decision on roadmap</li> </ul>	Strasbourg
	30-31 May: Danube Commission <ul style="list-style-type: none"> <li>taking note of roadmap</li> </ul>	Budapest
June	7-8 Jun: EU Council meeting <ul style="list-style-type: none"> <li>directive on the inland transport of dangerous goods</li> </ul>	Brussels
	19-21 Jun: CCNR-MD/G <ul style="list-style-type: none"> <li>regular meeting</li> </ul>	Paris
July		
August		
September	25-27 Sep: CCNR-MD/G <ul style="list-style-type: none"> <li>regular meeting</li> </ul>	Strasbourg
October	CCNR-MD <ul style="list-style-type: none"> <li>regular meeting</li> </ul>	Strasbourg
	Possible entry into force of ADN	
November		
December	18-20 Dec: CCNR-MD/G <ul style="list-style-type: none"> <li>regular meeting with finalisation of the work on ADNR 2009</li> </ul>	Strasbourg

2008

Month	Event	Place
January	21-25 Jan (share of meeting time as appropriate): <sup>1</sup> WP.15/AC2 <ul style="list-style-type: none"> <li>• adoption of draft amendments to ADN 2007 for application as from 1 January 2009</li> </ul> ADN Safety Committee <ul style="list-style-type: none"> <li>• formal adoption of the Regulations annexed to ADN 2007 for replacement of the original annexed Regulations, and for effective application one year after the entry into force of the ADN</li> <li>• discussion of administrative matters, as relevant, including the list of classification societies recommended for recognition</li> </ul>	Geneva
February	CCNR-MD/G <ul style="list-style-type: none"> <li>• last meeting - harmonisation of ADN and ADNR 2009</li> </ul>	Strasbourg
March		
April	CCNR-MD <ul style="list-style-type: none"> <li>• regular meeting</li> <li>• decision on ADNR 2009</li> </ul>	Strasbourg
May	CCNR-Plenary Session <ul style="list-style-type: none"> <li>• decision on ADNR 2009</li> </ul>	Strasbourg
June	5 days in Jun (share of meeting time as appropriate): <sup>1</sup> WP.15/AC2 <ul style="list-style-type: none"> <li>• regular meeting - begin of work on ADN 2011</li> </ul> ADN Safety Committee <ul style="list-style-type: none"> <li>• formal adoption of the set of amendments to the annexed Regulations for entry into force on 1 January 2009, on the basis of the consolidated list of draft amendments to be prepared by the secretariat after the January WP.15/AC.2 session</li> <li>• discussion of administrative matters and related decisions</li> </ul>	Geneva
July		
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November	UNECE <ul style="list-style-type: none"> <li>• publication of ADN 2009 in English, French and Russian</li> </ul> CCNR	

<sup>1</sup> Secretariat services provided jointly by the UNECE and CCNR, with German translation and interpretation provided by CCNR

	<ul style="list-style-type: none"> <li>• publication of ADN 2009 in German and ADNR 2009 in CCNR languages</li> </ul>	
December		

**From 2009**

<b>Month</b>	<b>Event</b>	<b>Place</b>
January	1 Jan 2009 Entry into force of the EU directive on the inland transport of dangerous goods 5 days in Jan (share of meeting time as appropriate): <sup>1</sup> WP.15/AC.2 <ul style="list-style-type: none"> <li>• regular meeting ADN Safety Committee</li> <li>• regular meeting</li> </ul>	Geneva
February		
March		
April	CCNR-MD <ul style="list-style-type: none"> <li>• regular meeting</li> </ul>	Strasbourg
May		
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15. Furthermore, the European Commission is preparing a new directive on inland transport of dangerous goods, which will supersede the current ADR and RID directives, and will oblige EU

Member States to apply not only ADR and RID to transport of dangerous goods by road and rail – as at present – but also ADN to transport of dangerous goods by inland waterway. The German EU Presidency aims at getting the final draft of this new directive approved by the Council of the European Union in June 2007.

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**2008**

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January	21-25 Jan (share of meeting time as appropriate): <sup>2</sup> WP.15/AC2 <ul style="list-style-type: none"> <li>• adoption of draft amendments to ADN 2007 for application as from 1 January 2009</li> </ul> ADN Safety Committee <ul style="list-style-type: none"> <li>• formal adoption of the Regulations annexed to ADN 2007 for replacement of the original annexed Regulations, and for effective application one year after the entry into force of the ADN</li> <li>• discussion of administrative matters, as relevant, including the list of classification societies recommended for recognition</li> </ul>	Geneva
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