

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

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Item 5 (b) of the provisional agenda

**Proposals for amendments to RID/ADR/ADN:
new proposals**

Proposal for an adjustment in Chapter 6.2 of RID/ADR/ADN

Transmitted by the Government of the Russian Federation

Introduction

1. By revising RID/ADR/ADN rules as amended in 2017 specialists of the Russian Federation carried out monitoring of legal documents, which are referred to in Chapter 6.2. The subsection 6.2.4.1 "Design, construction and initial inspection and test" says that the scope of application of each standard is defined in the scope clause of the standard unless otherwise specified in the table in 6.2.4.1. When this was discovered, the first 3 entries in subsection 6.2.4.1 table include references to the Directives of the European Council's on the approximation of the laws of the Member States relating to:

- seamless steel gas cylinders;
- seamless gas cylinder unalloyed aluminum, and ;
- aluminum alloy and welded gas cylinders of unalloyed steel.

In this case, according to Wikipedia:

2. A **directive** is a legal act of the European Union, which requires [member states](#) to achieve a particular result without dictating the means of achieving that result. It can be distinguished from regulations which are self-executing and do not require any implementing measures. Directives normally leave member states with a certain amount of leeway as to the exact rules to be adopted. Directives can be adopted by means of a variety of legislative procedures depending on their subject matter;

Standard is normative document (setting rules) , wherein design features, claims methods of use, as well as directions to the particular target. A technical standard is an established norm or requirement in regard to technical systems.

3. That is, the inclusion of these directives in the subsection of the Rules on the application of standards, in our opinion, is not legally justified.

4. However, in the course of the audit the relevance of legal documents, which are referred to in Section 6.2.4.1, it was found that Directives European Council on the approximation of the laws of the Member States 84/525/EEC, 84/526/EEC, 84/527/EEC currently is no longer active.

Proposal

5. In order to maintain the references only to the documents, which is currently in effect are and referred to in Chapter 6.2, as well as the elimination of violations of legal practice, it is proposed to delete the references to Directives European Council 84/525/EEC, 84/526/EEC and 84/527/EEC.

Justification

6. This amendment eliminates the reference to the legal documents, which is not currently in effect, eliminates the violations of legal practice.

Ensuring the application

7. Any difficulties with ensuring the application of the amendment is not expected.
