

ECONOMIC COMMISSION FOR EUROPE

INLAND TRANSPORT COMMITTEE

Working Party on the Transport
of Dangerous Goods

(Seventy-eight session, agenda item 6,
Geneva, 9 -12 May 2005)

PROPOSALS FOR AMENDMENTS TO ANNEXES A AND B OF ADR

Chapter 9.1

Transmitted by the Government of the United Kingdom

SUMMARY

Executive Summary: Proposed amendment to the proposal contained in 2005/6 by France, to improve the drafting of the English language text and include an option for a body recognised by the Competent Authority to issue a declaration of conformity.

Action to be taken: Amend the French proposal as above.

Related documents: TRANS/WP.15/2005/6

Introduction

The United Kingdom fully supports the proposal in 2005/6 by France for a declaration of conformity in place of the first technical inspection for those complete vehicles approved in accordance with 9.1.2.2. However, the UK would like to include in France's proposal the option of "a body recognised by the Competent Authority" to issue the declaration as this would allow flexibility for those Contracting Parties which already have a similar system in place to that proposed in 2005/6. The United Kingdom also proposes to replace the word "constructor" with "manufacturer" as this would improve the clarity of the English language text.

Proposal

Amend the proposal in 2005/6 by France as highlighted in bold below:

In **9.1.2.1**, amend the text of the second paragraph to read:

“Every complete or completed vehicle shall undergo a first technical inspection by the competent authority, in accordance with the administrative requirements of this chapter, to verify that it is in conformity with the relevant technical requirements of Chapters 9.2 to 9.7. *This first inspection shall not be mandatory for a complete vehicle type-approved in accordance with 9.1.2.2 for which the ~~constructor~~ **manufacturer, his duly accredited representative or a body recognised by the Competent Authority** has issued a declaration of conformity with the requirements of Chapter 9.2.”*

The proposed amendments in 2005/6 to 9.1.3.1 remain unchanged.

Justification

The substitution of the word constructor for manufacturer would improve the clarity of the English language text. The inclusion of a body recognised by the Competent Authority would allow flexibility for the different administrative systems already in place in those Competent Authorities which already operate a similar system.

Safety implications

None as the declaration of conformity and ADR certificate of Approval are still required.

Feasibility

No problems foreseen.

Enforceability

No problems in enforceability are foreseen.
