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Item 5 (a) of the provisional agenda

Proposals to amend the ATP: Pending issues

Supply of information on equipment to be tested

Transmitted by the Government of the Netherlands

Summary

Executive summary:	No provisions are included in ATP to regulate supply of information for equipment to be tested and production to be controlled.
Action to be taken:	Adoption of new provisions in annex 1, appendix 1.
Related documents:	ECE/TRANS/WP.11/2013/13 and ECE/TRANS/WP.11/228, paragraph 46

Introduction

1. As a legal instrument, ATP provisions require participants to do certain things. In the absence of requirements for a specific task, it cannot be expected to be done or enforced.
2. No requirements are included in ATP and its annexes to regulate the supply of information on equipment or thermal appliances intended to be tested in a testing station for type approval. Neither is a manufacturer obliged to declare that the information is complete and correct. Likewise, testing stations are not obliged to check information that does not need to be supplied. It could also be argued whether testing stations are officially allowed to check information on a unit to be tested, in the absence of requirements in the ATP.
3. It is of great importance to have reliable and detailed information for the competent authority checking conformity of other units with the type. It is also important for testing stations to respond to allegations when produced types do not perform like the tested unit.

Proposal

4. Introduce new paragraphs 7 and 8 at the end of annex 1, appendix 1 to read as follows:

"7. The manufacturer shall supply detailed technical information on the insulated equipment or thermal appliance submitted for a type test at a testing station, when the equipment or thermal appliance is intended to be serially produced. The manufacturer shall declare that the information is correct and applicable to the equipment or thermal appliance to be tested.

For insulated equipment, in particular, the brand, type, blowing agent and production date of the insulating material of the equipment to be tested shall be given.

8. The testing station shall check, as far as possible without dismantling components or by destructive means, whether the insulated body or thermal appliance submitted for testing is in conformity with the information given by the manufacturer. In case of reasonable doubt, components may be dismantled or parts opened up after consultation with the competent authority issuing the type approval and the manufacturer.

Information which is additional to that required in the model test reports in paragraph 7 of annex 1, appendix 2 shall be kept confidential at the request of the manufacturer. The additional information shall be made available to the competent authority issuing the type approval for the purpose of supervision of the manufacturer."

Justification

5. Testing stations should be able to reproduce a test and come to the same conclusions as reached earlier. For this, detailed information is necessary. The competent authority which has to check conformity of production with the approved type can only enforce its supervision if sufficient reliable information is available.

6. In the past it has proved impossible to check what blowing agent is used. As this is of importance for the insulating capacity and environmental regulations this item is specifically mentioned in the proposal.

7. The manufacturer shall supply detailed information about the equipment to be tested. Some of the information that should be available for the test may be regarded as confidential, including details of construction the manufacturer is not willing to make public. For this reason the very detailed information should be confined to the testing station and the manufacturer. The information to be given for the issuance of an ATP certificate shall be based on the model test reports in annex 1, appendix 2, paragraph 7.

Cost: The expected additional costs are low to none.

Feasibility: No problems are expected.

Environmental impact: No adverse environmental impact is expected.

Enforceability: Will be improved by more reliable information.