



## **The European Communities (Carriage of Dangerous Goods by Road and Use of Transportable Pressure Equipment) Regulations 2011 and 2013**

### **Competent Authority Exemption 03/ 2013**

#### **Applicable To National Road Transport Only**

#### **The Carriage of used Lithium Cells and Batteries**

In accordance with the provisions of ADR, the Health and Safety Authority, as competent authority appointed under Regulation 10 of the European Communities (Carriage of Dangerous Goods by Road and Use of Transportable Pressure Equipment) Regulations 2011 and 2013, and in accordance with Regulation 5 (4) (a) of the said regulations, hereby exempts the relevant participant from ADR SP 636(b)(i), in so far as where packing instruction P903b requires the use of UN approved packaging (of the type 1H2/1A2 drums or 4H2/4A boxes conforming to packing group II performance level for solids), suitable good quality non-approved packaging may be used. The transport operation shall, however, comply with the provisions contained in this document.

#### **Purpose**

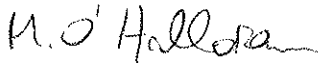
To allow the relevant carrier to transport used lithium cells and batteries (UN 3090 WASTE LITHIUM METAL BATTERIES for primary non-rechargeable batteries and UN 3480 WASTE LITHIUM ION BATTERIES for rechargeable lithium batteries) with a gross mass of not more than 500g each, together with non-lithium cells or batteries, in non-UN approved packaging of capacity greater than 30Kg from consumer collection points to intermediate processing facilities. Other provisions concerning the carriage of used lithium cells and batteries apply.

The following supplementary provisions shall be complied with:

1. The lithium cells and batteries mixed with other consumer batteries (percentage of lithium batteries being typically less than 1%) shall be packed in packaging (for example, 1 cubic metre plastic pallet boxes) that are durable, of good quality, and without damage or defect.
2. The packages shall be adequately sealed to prevent loss of contents during loading, unloading and transport operations.
3. Empty space in the packaging shall be filled with non-combustible and non-conductive cushioning material.

4. The boxes shall be marked in accordance with SP636.
5. In accordance with SP636, a QA system shall be maintained to ensure that the total amount of lithium cells and batteries per transport unit does not exceed 333Kg.
6. A copy of this exemption must accompany the transport documentation and shall be made available to anyone having a legitimate interest in the shipment.
7. This document shall not be used as documentary proof of correct classification. Classification remains the responsibility of the consignor.
8. Any incident resulting in loss of containment of a substance during the transport journey shall be reported immediately in writing to this Authority.
9. The Authority may withdraw this exemption for failure to observe any of these conditions, or for any other reason which the Authority deems sufficient.
10. Any application for renewal of this exemption must be accompanied by a list of any incidents involving the substance(s) that may have occurred. A nil return is required.
11. The carrier must consult with the National Roads Authority prior to carrying goods through a tunnel subject to the provisions of ADR.
12. In all other respects the relevant requirements of ADR shall be complied with.
13. This exemption is valid until the date of expiry, provided no changes are made to the ADR which would affect this approval in the intervening period.

This exemption is effective immediately and expires on **30<sup>th</sup> June 2015**.



Martin O'Halloran  
CEO

30/7/2013