

	<p align="center">The Carriage of Dangerous Goods by Road Regulations 2007</p> <p align="center">Competent Authority Exemption 003/ 2008</p> <p align="center">Applicable To National Road Transport Only</p>
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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 Section 3 of the Carriage of Dangerous Goods by Road Act 1998 (Appointment of Competent Authorities) Order 2007 (S.I. No. 290 of 2007) and in accordance with Regulation 11(1) European Communities (Carriage of Dangerous Goods by Road) (ADR Miscellaneous Provisions) Regulations 2007, hereby exempts the relevant participant from ADR SP 636 (a)(ii), in so far as where packing instruction P903b (1) and (2) requires the use of UN approved packaging, 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 carriers to transport used lithium cells and batteries (UN 3090 and UN3091) together with used batteries of other types in non-UN design type approved packaging 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 batteries shall be packed in good quality packaging.
2. The packages shall be adequately sealed to prevent loss of contents during transport.
3. A copy of this exemption must accompany the transport documentation and shall be made available to anyone having a legitimate interest in the shipment.
4. This exemption shall not be used as documentary proof of correct classification. Classification remains the responsibility of the consignor.
5. Any incident resulting in loss of containment of a substance during the transport journey shall be reported immediately in writing to this Authority.
6. The Authority may withdraw this exemption for failure to observe any of these provisions, or for any other reason which the Authority deems sufficient.
7. Any application for renewal of this exemption must be accompanied by a list of any incidents involving the substance that may have occurred.
8. The carrier must consult with the National Roads Authority prior to carrying goods through a tunnel subject to the provisions of ADR.
9. In all other respects the relevant requirements of ADR shall be complied with.
10. 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 1st July **2011**.

Signature:



28th November 2008

**Deirdre Sinnott Transport
Safety Unit**