



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

Competent Authority Exemption 02/ 2011

Applicable To National Road Transport Only

The carriage of articles or inner packagings of any type for solids or liquids assembled in outer packaging.

In accordance with the provisions of ADR, the Health and Safety Authority, as competent authority appointed under Part 3, Regulation 10 of the European Communities (Carriage of Dangerous Goods by Road and Use of Transportable Pressure Equipment) Regulations 2011, (S.I. No. 349 of 2011) and in accordance with Regulation 5 (4) (a) of the said regulations, hereby exempts participants from ADR 4.1.1.5.1, use and test requirements for packaging, with respect to completed package testing, i.e. inner packaging tested with outer packaging in combination, and certain classification, marking and labelling provisions. The transport operation shall however comply with the conditions stated in this exemption.

Purpose

The purpose of this exemption is to provide participants while packing, marking and labelling packages containing "laboratory smalls" (laboratory chemicals, typically in containers of less than 5Kg or 5 litres in size), certain exemptions from current regulations. Specifically, it provides for the packing of inner packagings in to outer packagings that have not been tested in combination. It also allows for the classification of articles or substances, otherwise specifically identified in ADR, where several are packaged together in a single package, to be classified under a suitable generic UN number and for this UN number to be marked on the outer package. Further, with the exception of packing group I articles or substances and otherwise in accordance with ADR 4.1.10, this approval also allows "laboratory smalls" to be packed together up to a maximum of 5Kg or 5 litres per individual inner package.

The following supplementary provisions shall be complied with:

1. The outer packaging shall be a UN approved package type 1H2, 1A2 or 3H2, having been tested to packing group (PG) I performance for inner packages containing PG I articles or substances or a combination of PG I and PGII and /or PG III articles or substances. When no PG I articles or substances are present, outer packaging tested to PG II performance level may be used for PG II and /or PG III articles or substances. PG III performance outer packaging shall not be used.

2. The total combined mass of the inner packagings shall not exceed one half of the gross mass indicated on the outer packaging.

3. For inner packages containing liquids, the outer packaging, if not leak proof tested, shall be lined with a suitable plastic bag or leak proof liner which shall be adequately sealed to prevent a leakage under normal handling and conditions of carriage.
4. Inner packages shall be suitably protected with cushioning material, to prevent damage during normal handling and conditions of carriage. Any void space shall be filled with additional cushioning material.
5. For inner packages containing liquid, sufficient absorbent shall be placed around the inner package to absorb the total liquid content of the inner packagings.
6. When carrying several articles or substances with different UN numbers in a single package the outer package may be marked with a suitable generic UN number. All appropriate hazard labels shall be placed on the package. A list of the contents of each package, detailing the UN number, proper shipping name, PG, inner package size(s) and total quantity for each article or substance shall be attached to the transport document.
7. A copy of this exemption must accompany the transport documentation and shall be made available to anyone having a legitimate interest in the shipment.
8. This document shall not be used as documentary proof of correct classification. Classification remains the responsibility of the consignor.
9. Any incident resulting in loss of containment of a substance during the transport journey shall be reported immediately in writing to this Authority.
10. The Authority may withdraw this exemption for failure to observe any of these conditions, or for any other reason which the Authority deems sufficient.
11. 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.
12. The carrier must consult with the National Roads Authority prior to carrying goods through a tunnel subject to the provisions of ADR.
13. In all other respects the relevant requirements of ADR shall be complied with.
14. 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 **30th June 2013**.



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