



## **European Communities (Carriage of Dangerous Goods by Road and Use of Transportable Pressure Equipment) Regulations 2011 to 2019**

### **Competent Authority Exemption 09/2021**

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

##### Carriage of Clinical Waste (UN No. 3291)

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 to 2019, and in accordance with Regulation 5(4)(a), hereby exempts the relevant participants from ADR Chapters 4.1, 6.1, 6.5 and 6.6 with respect to the outer packaging for the carriage by road of UN No. 3291, CLINICAL WASTE, UNSPECIFIED, N.O.S.

The provisions of this exemption are permitted to be applied during transport operations from SRCL premises in Dublin, and from two temporary storage facilities in Dublin and Limerick, to Dublin Waste to Energy Limited, Pigeon House Road, Poolbeg, Dublin 4.

#### **Purpose**

This national exemption is being granted in response to the continuing situation regarding COVID-19, leading to the generation of larger than usual volumes of clinical waste (UN No. 3291) in healthcare facilities. There is thus a requirement for SRCL Limited to transport clinical waste (UN No. 3291) in inner packaging conforming to ADR (UN approved yellow bags), in an outer packaging (non-UN approved FIBCs) that is not in compliance with ADR Chapters 4.1, 6.1, 6.5 and 6.6.

The transport operation shall however comply with the provisions contained in this document.

1. The inner packaging shall be UN type tested and approved for the carriage for UN No.3291, and shall be filled with **solid waste only**.
2. The FIBCs to be used as outer packaging shall be capable of being closed and **shall not be over filled** so as to ensure the UN yellow bags are not damaged.
3. The FIBCs shall be inspected and checked by SRCL trained personnel or authorised contractors to ensure that they are not over filled or damaged before loading on the vehicle.
4. The FIBCs shall be marked and labelled according to ADR by SRCL trained personnel or authorised contractors. The hazard labelling shall be applied on two opposite sides of the FIBC.

5. The clinical waste carried as described in this exemption shall be carried by ADR certified drivers in dedicated vehicles, from SRCL premises in Dublin, or from two temporary storage facilities in Dublin and Limerick, to Dublin Waste to Energy Limited, Pigeon House Road, Poolbeg, Dublin 4.
6. The load shall be secured and covered during all transport operations.
7. In all other respects, the transport operations performed in accordance with this exemption will comply with the relevant requirements of ADR.
8. A copy of this exemption must accompany the transport documentation, and shall be made available to anyone who has a legitimate interest in the transport operation.
9. Any incident resulting in loss of containment of a substance during the transport journey shall be reported by the operator to:  
  
Health and Safety Authority  
The Metropolitan Building  
James Joyce Street  
Dublin 1  
D01 K0Y8  
  
<mailto:wcu@hsa.ie>
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.

This exemption is effective immediately and expires on 30 September 2021

**Date:** 28 May 2021



---

**Dr Sharon McGuinness**  
**Chief Executive Officer**  
**Health and Safety Authority**