

From: Arne Bale [mailto:arne.bale@scientifics.com]
Sent: 22 April 2010 14:28
To: Valentino, Stefano
Subject: ORR CD on Miscellaneous Amendments Regulations

Dear Mr. Valentino,

ORR's consultation document on the proposed Railways and Guided Transport (Miscellaneous Amendments) Regulations 2010

Thank you for the opportunity to comment on these proposed regulations.

My interest is in the carriage of dangerous goods by rail and as such I would offer the following comments.

Schedule 3 Part 2 paragraph 2(1) defines "accident involving the transport of dangerous goods" and makes reference to RID (in a general way) in (i) and to section 1.8.5 of ADR (European Agreement concerning the International Carriage of Dangerous Goods by Road) in (ii).

The appendix to Directive 2009/149/EC in paragraph 2.1 refers to "...any accident or incident that is subject to reporting in accordance with RID/ADR section 1.8.5." Section 1.8.5 is the same in RID and ADR and deals with "Notifications of occurrences involving dangerous goods".

Therefore the text of Schedule 3 mentioned above needs to make reference to section 1.8.5 in the context of RID as well as in the context of ADR.

Regards

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