Council of the European Union

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TRANS 392

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	12815/24 + ADD 1
Subject:	Council Decision on the position to be adopted on behalf of the European Union on the amendments to the Annexes to the Agreement concerning the International Carriage of Dangerous Goods by Road (ADR) and to the Annexed Regulations to the European Agreement concerning the International Carriage of Dangerous Goods by Inland Waterways (ADN) – Adoption

I. INTRODUCTION

1. On 5 September 2024, the Commission submitted to the Council a proposal for the above-mentioned Council decision. It suggests establishing a Union position on several amendments to technical parts of the Agreement concerning the International Carriage of Dangerous Goods by Road (ADR) and of the European Agreement concerning the International Carriage of Dangerous Goods by Inland Waterways (ADN).

2. The changes had been developed by experts in meetings of the Working Party on the Transport of Dangerous Goods, of the ADN Safety Committee, and of the ADN Administrative Committee between summer 2022 and summer 2024, organised by the UNECE. They should become binding on Contracting Parties on 1 January 2025.

3. The consultation of the contracting parties on the changes to the Annexed Regulations and the Annexes to above-mentioned agreements was launched by the Secretary-General of the United Nations on 1 July 2024 (documents 1 to 4 referred to in the annex to the Council Decision) and 1 September 2024 (document 5 referred to in the Annex to the Council Decision), thereby starting three-month periods after which the amendments are deemed to be accepted if no relevant objection will have been made.

4. The Union is not a contracting party to either of the agreements. However, all Member States are contracting parties to the Agreement concerning the International Carriage of Dangerous Goods by Road (ADR) and thirteen Member States are contracting parties to the European Agreement concerning the International Carriage of Dangerous Goods by Inland Waterways (ADN). The Union regulates, in particular through Directive 2008/68/EC[1], the transport of dangerous goods by road, rail and inland waterways, and refers to the application of rules adopted under ADR and ADN.

II. WORK AT THE PREPARATORY BODY

5. The Working Group on Land Transport examined the proposal on 12 September 2024. Delegations supported the amendments agreed by the experts. One delegation drew the attention to a further document which had been agreed only recently and should at this occasion also be included into Council Decision (document 5 of the Annex to the Council Decision).

6. The Presidency concluded that the Working Party had endorsed the proposal and that the document referred to by one delegation could be added, unless any delegation raises concerns by the next day, noon.[2] As no delegation raised concerns, the document was added to the Annex.

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[1] Directive 2008/68/EC of the European Parliament and of the Council of 24 September 2008 on the inland transport of dangerous goods (OJ L 260, 30.9.2008, p. 13.).

[2] See WK 11318 2024 INIT.

III. CONCLUSIONS

7. In light of the above, The Permanent Representatives Committee is invited to endorse the draft Decision and to submit it for adoption to the Council, as presented in document 13043/24[3] after revision by the lawyer-linguists.

8. After its adoption, the European Parliament will be informed about the Council Decision.

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[3] The document will be made available on the Delegates Portal on 17 September 2024.