



## **The Carriage of Dangerous Goods and Use of Transportable Pressure Equipment Regulations 2009**

### **Authorisation No 945 Rev. 4**

#### **Applicable to carriage by road only**

This authorisation is given in accordance with Regulation 12 of the Carriage of Dangerous Goods and Use of Transportable Pressure Equipment Regulations 2009 (as amended) (CDG 2009).

#### **PURPOSE**

To allow EX, FL and AT vehicles and MEMUs:

- excluded from annual roadworthiness test certificate requirements by amendments<sup>1</sup> made to Regulation 6 (exemptions) of the Motor Vehicles (Tests) Regulations 1981 (as amended),
- with an annual roadworthiness test certificate issued under Regulation 23 of the Goods Vehicle (Plating and Testing) Regulations 1988 (as amended) that has been extended under Regulation 46 of those Regulations or Regulation 4 of The Road Vehicles (Certificates of Temporary Exemption) Regulations 2020<sup>2</sup>, or
- with a valid annual roadworthiness test certificate, a notification from the Driver and Vehicle Standards Agency that the vehicle or MEMU in question is ready to be presented for an ADR 1(C) inspection, and a pre-booked appointment for that inspection to take place within six weeks of the notification, until the time of that pre-booked appointment,

to remain in service and be used on the roads of Great Britain without a valid ADR 1(C) inspection certificate issued under the provisions of 9.1.2.3 of Part 9 of ADR concerning the annual technical inspection of road vehicles. This concession is to allow operators to continue using such vehicles whilst DVSA are unable to carry out annual roadworthiness tests and annual ADR technical inspections due to concerns over the spread of coronavirus (COVID-19).

#### **TIME LIMIT**

Unless otherwise revoked or superseded, this authorisation shall be valid for each EX, FL and AT vehicle and MEMU:

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<sup>1</sup> Amendments made to Regulation 6 (exemptions) by the Motor Vehicles (Tests) (Amendment) (Coronavirus) Regulations 2020, SI. No. 382.

<sup>2</sup> Regulation 46 of the Goods Vehicles (Plating and Testing) Regulations 1988 is to be repealed and replaced by The Road Vehicles (Certificates of Temporary Exemption) Regulations 2020, SI. No. 812 on 21 August 2020.

- excluded from the requirement to hold an annual roadworthiness test certificate by Regulation 6 (exemptions) of the Motor Vehicles (Tests) Regulations 1981 (as amended) until such time as the amendments<sup>3</sup> to Regulation 6 (exemptions) are revoked,
- with an annual roadworthiness test certificate issued under Regulation 23 of the Goods Vehicle (Plating and Testing) Regulations 1988 (as amended) that has been extended under Regulation 46 of those Regulations or Regulation 4 of The Road Vehicles (Certificates of Temporary Exemption) Regulations 2020<sup>4</sup> until such time as the extension of the annual roadworthiness test certificate is withdrawn, or
- with a valid annual roadworthiness test certificate issued under either Regulation 15 of the Motor Vehicles (Tests) Regulations 1981 (as amended) or Regulation 23 of the Goods Vehicle (Plating and Testing) Regulations 1988 (as amended), a notification from the Driver and Vehicle Standards Agency that the vehicle or MEMU in question is ready to be presented for an ADR 1(C) inspection, and a pre-booked appointment for that inspection to take place within six weeks of the notification, until the time of that pre-booked appointment.

## ALTERNATIVE CARRIAGE PROVISIONS

1. This authorisation is limited to use only on roads in Great Britain and is applicable only to EX, FL or AT vehicles or MEMUs which:
  - require an annual technical inspection under the provisions of ADR 9.1.2.3,
  - possess, as is applicable for the vehicle or MEMU in question, a valid annual roadworthiness test certificate unless not required to do so by Section 47(2) of the Road Traffic Act 1988<sup>5</sup>, and a valid ADR 1(C) first inspection certificate or confirmation from the Driver and Vehicle Standards Agency that a declaration of conformity issued in accordance with authorisation 476 has been accepted, or a valid ADR 1(C) annual technical inspection certificate or confirmation from the Driver and Vehicle Standards Agency that a declaration issued in accordance with authorisation 947 has been accepted, both with an expiry date that falls within the time limit of this authorisation, or a pre-booked appointment for an ADR 1(C) inspection to take place within six weeks of a notification from the Driver and Vehicle Standards Agency that the vehicle or MEMU in question is ready to be presented for an ADR 1(C) inspection,
  - if applicable, possess a valid current periodic, intermediate or exceptional inspection certificate required by ADR 6.8.2.4.2, 6.8.2.4.3 and 6.8.2.4.4 carried out by an inspection body appointed by the Competent Authority of the United Kingdom,
  - have been issued with a declaration by the operator or maintenance contractor, using the appropriate pro-forma issued by the Driver and Vehicle Standards Agency, that the vehicle or MEMU in question continues to be in compliance with ADR part 9, except for the requirement in ADR 9.1.2.3 for an annual technical inspection, and

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<sup>3</sup> Amendments made to Regulation 6 (exemptions) by the Motor Vehicles (Tests) (Amendment) (Coronavirus) Regulations 2020, SI. No. 382.

<sup>4</sup> Regulation 46 of the Goods Vehicles (Plating and Testing) Regulations 1988 is to be repealed and replaced by The Road Vehicles (Certificates of Temporary Exemption) Regulations 2020, SI. No. 812 on 21 August 2020.

<sup>5</sup> Section 47(2) of the Road Traffic Act 1988 allows certain vehicles to not require an annual roadworthiness test certificate until three years after first registration.

- is subject to a system of roadworthiness examinations and is in a roadworthy condition.

Note: an inspection certificate required by ADR 6.8.2.4.2, 6.8.2.4.3 and 6.8.2.4.4 that has been extended by a Department for Transport authorisation shall be regarded as a valid inspection certificate.

2. Confirmation from the Driver and Vehicle Standards Agency that the declaration has been accepted, and copies of this authorisation, the relevant ADR 1(C) inspection certificate or confirmation from the Driver and Vehicle Standards Agency that a declaration issued in accordance with authorisation 476 or 947 has been accepted that has an expiry date that falls within the time limit of this authorisation as applicable for the vehicle in question, and if applicable the most recent inspection certificate required by ADR 6.8.2.4.2, 6.8.2.4.3 and 6.8.2.4.4 carried out by an inspection body appointed by the Competent Authority of the United Kingdom shall accompany the vehicle or MEMU in question at all times.
3. All other provisions of CDG 2009 shall be complied with at all times.



**Steve Gillingham**

Principal Engineer, Dangerous Goods and Orders Division, Department for Transport, who has been authorised to sign in that behalf.

**11 August 2020**