



Ref. T3/1.01

DSC.1/Circ.39
3 January 2006

**EXEMPTIONS GRANTED FROM THE PROVISIONS OF THE INTERNATIONAL
MARITIME DANGEROUS GOODS (IMDG) CODE**

Communication received from the Government of the United Kingdom

- 1 The Maritime Safety Committee, at its seventy-seventh session (28 May to 6 June 2003), agreed that the unified interpretation set forth in the annex to MSC/Circ.1075 contained appropriate guidance for the competent authorities acting in accordance with chapter 7.9 of the IMDG Code when granting exemptions not specifically covered under the approvals, permits, certificates and other authorizations already provided for by the provisions of chapter 7.9.
- 2 A communication has been received from the Government of the United Kingdom concerning exemptions authorized under the provisions of part A, paragraph 1 of MSC/Circ.1075.
- 3 In accordance with the provisions of part A, paragraph 3.1 of MSC/Circ.1075, the above-mentioned communication is circulated to SOLAS Contracting Governments for their information and appropriate action, if any.



Maritime and Coastguard Agency

An executive agency of the Department for Transport

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Our Ref: E001/06
 Date: 20 December 2005

UNITED KINGDOM
MARINE COMPETENT AUTHORITY EXEMPTION

EXEMPTION FROM THE PROVISIONS OF THE INTERNATIONAL MARITIME DANGEROUS GOODS (IMDG) CODE ISSUED UNDER PARAGRAPH 7.9.1 OF THE IMDG CODE

Exemption Number: E001/06

Date of Expiry: 1 February 2006

The following exemption is valid until 1st February 2006, and allows **Kodak Limited** to carry by sea substances of class 8, packing group II or III, that would otherwise be required to be segregated from one another due to the provisions pertaining to segregation groups as identified by an entry in column (16) of the dangerous goods list indicating "Away from" or "Separated from acids" or "Away from" or "Separated from alkalis", may be transported in the same cargo transported unit, whether in the same packaging or not, provided the following conditions are met. The paragraph numbers quoted below on this page equate to those given in Amendment 32-04 of the IMDG Code

Notwithstanding the provisions of 7.2.1.7.1 to 7.2.1.7.4, substances of class 8, packing group II or III, that would otherwise be required to be segregated from one another due to the provisions pertaining to segregation groups as identified by an entry in column (16) of the dangerous goods list indicating "Away from" or "Separated from alkalis" or "Away from" or "Separated from alkalis" may be transported in the same cargo transported unit, whether in the same packaging or not, provided:

- .1 the substances comply with the provisions of 7.2.1.11;
- .2 the package does not contain more than 30 litres for liquids or 30 kg for solids;

This exemption will only be renewed providing a test plan is given to the Competent Authority before 1st February 2006 to ensure representative testing is completed before 1st July 2006. This test plan will include the list of products for which the tests will apply and will also be accompanied by the currently available test reports. Representative testing could include, for example, acids and alkalis being mixed together to determine temperature change and gas evolution.

Additional conditions are given overleaf:

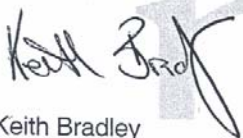
mca Exemption continued (page 2 of 2).

Exemption Number: E 001/06

Date of Expiry: 1 February 2006

1. Acceptance of an exemption authorized under this part by a competent authority not party to it is subject to the discretion of that competent authority. Accordingly, prior to any shipment covered by the exemption, the recipient of the exemption shall notify other competent authorities concerned.
2. A copy of the exemption shall accompany each consignment when offered to the carrier for transport under the terms of the exemption. A copy of the exemption or an electronic copy thereof shall be maintained on board each ship transporting dangerous goods in accordance with the exemption, as appropriate
3. Any incident which occurs after goods have been offered for carriage by sea resulting in loss or potential loss of containment of the cargo, loss overboard, or other situation with possible or actual increased hazard to the ship or its personnel, shall be reported to this office without delay, detailing the circumstances. The attention of the carrier and the consignee is drawn to this requirement.
4. This document shall not be used as documentary proof of correct classification. Correct classification remains the responsibility of the shipper.
5. Documentary proof must be held as evidence that a competent person or body has correctly classified the goods in accordance with the IMDG Code. This information shall be made available at any time at the discretion of the Maritime and Coastguard Agency.
6. In all other respects the relevant requirements of the IMDG Code shall be followed.
7. The Agency may withdraw this exemption for failure to observe any of the above conditions, or for any other reason which the agency judges sufficient.
8. Any renewal of this exemption must be accompanied by a list of any incidents that may have occurred. A nil return is required.

Signed



Keith Bradley
Hazardous Goods Adviser
Environmental Quality Branch

Maritime and Coastguard Agency



ISO 9001:2000



FS 34835

SUPPORTING

