



Ref. T3/1.01

DSC/Circ.30  
20 January 2005

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

**Communication received from the Government of France**

- 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 France 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.

**Translation**

Letter accompanying DSC/Circ.30, dated 11 January 2005, addressed to the Secretary-General, from the Director for Maritime Affairs and Seafarers, French Ministry for Transport and the Sea

Dear Sir,

I have the honour to attach a copy of an exemption granted by France, which I should like to request you bring to the attention of the SOLAS Contracting Governments as required under paragraph 3.1 of document MSC/Circ.1075.

With the assurance of my highest esteem,

(Signed) Michel AYMERIC  
Director

Enc.:

cc: Mr. GASC; archives

Ministry of Public Works, Transport,  
Land-use Management, Tourism and the Sea

Paris, 11 January 2005

**SPECIAL COMPETENT AUTHORITY APPROVAL  
No. F-01/2005/2990/AS/CLAS**

The Minister,

HAVING REGARD TO:

The International Convention for the Safety of Life at Sea, 1974 (SOLAS 74), as amended, published by Decree No.80-369 of 14 May 1980, as amended,

The International Maritime Dangerous Goods Code (IMDG Code),

Law No.83-581 of 5 July 1983, as amended, concerning the safety of life at sea, accommodation on board ship and the prevention of pollution by ships,

Decree No.84-810 of 30 August 1984 relating to the safety of life at sea, accommodation on board ship and the prevention of pollution by ships, as amended,

The Decree of 23 November 1987 relating to the safety of ships, as amended, in particular section 411 of the regulations on the safety of ships and paragraph 2 of article 411-1.10,

Part A of document MSC/Circ.1075 concerning the granting of exemptions from the IMDG Code,

Marine Competent Authority Exemption No.E003/04 issued by the competent authority of the United Kingdom (Maritime and Coastguard Agency) on 1 December 2004,

The decision taken at its meeting of 23 November 2004 by the Committee on the Transport of Dangerous Goods by Sea (item 9),

The request made on 1 December 2004 by International Safety Products Ltd.;

WHEREAS:

Amendment 32-04 to the IMDG Code states that consignments of life-saving appliances classified under UN No.2990 and containing no dangerous goods other than carbon dioxide cylinders with a capacity not exceeding 100 cm<sup>3</sup> in quantity are not subject to the provisions of the IMDG Code, provided that they are overpacked in wooden or fibreboard boxes with a maximum gross mass of 40 kg (Special Provision 956),

The Committee on the Transport of Dangerous Goods by Sea has approved the possibility of using amendment 32-04 as from 1 January 2005,

The decree citing that possibility has not yet appeared in the Journal officiel,

In the meantime, special approval may be granted in order to take advantage of Special Provision 956;

On the proposal of the Director of Maritime Affairs and Seafarers,

DECIDES as follows:

**Article 1.** – International Safety Products Ltd. is authorized not to apply the provisions of the IMDG Code to self-inflating life-saving appliances classified under UN No.2990, provided that:

- they contain no dangerous goods other than carbon dioxide cylinders with a capacity not exceeding 100 cm<sup>3</sup>;
- they are overpacked in wooden or fibreboard boxes with a maximum gross mass of 40 kg.

**Article 2.** – All other provisions of the IMDG Code and all the provisions of the Decree of 23rd November 1987, as amended, shall be followed.

**Article 3.** – A copy of this approval shall accompany each consignment shipped under the conditions specified herein, so that it may be produced on request. A copy of this approval shall also be kept on board all ships called upon to transport dangerous goods under the conditions established herein.

**Article 4.** – **This approval shall be valid up to and including 31 December 2005.** Any failure to comply with its provisions is liable to result in its withdrawal.

**Article 5.** – Prior to any shipment covered by this approval, International Safety Products Ltd. shall notify the other competent authorities concerned. Acceptance of this approval is left to the discretion of those competent authorities.

**Article 6.** – The serial number of this approval shall be indicated in the appropriate space on the dangerous goods transport documentation. Any incident or accident that occurs during transportation must be notified to the “Ministère de l’Équipement, des Transports, de l’Aménagement du Territoire, du Tourisme et de la Mer, bureau de la réglementation et du contrôle de la sécurité du navire”.

**Article 7.** – Any appeal against this administrative decision must be addressed to the competent administrative court within 2 months of the date of its notification to International Safety Products Ltd.

For and with the authority of the Minister

(Signed) Director for Maritime Affairs and Seafarers  
Michel AYMERIC