



Ref. T3/1.01

DSC.1/Circ.37
31 October 2005

**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 The attached communication has been received from the Government of the United Kingdom concerning exemptions granted 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: E001/05
 Date: 24 October 2005

UNITED KINGDOM
MARINE COMPETENT AUTHORITY EXEMPTION

**EXEMPTION FROM THE PROVISIONS OF THE INTERNATIONAL
 MARITIME DANGEROUS GOODS (IMDG) CODE ISSUED UNDER MSC Circular 1075**

Exemption Number: E001/05

Date of Expiry: 31 October 2007

The following exemption is valid until 31st October 2007, and allows **H.J. Enthoven & Sons** to carry by sea the following in sheeted bulk containers:

| | |
|-----------------------------|---|
| Proper Shipping Name | : ENVIRONMENTALLY HAZARDOUS SUBSTANCE, SOLID, N.O.S. |
| UN Number | : 3077 |
| Class | : 9 |
| Packing Group | : III |

The following conditions apply:

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

Additional conditions given overleaf:

mca Exemption continued (page 2 of 3).

Exemption Number: E 001/05

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The following additional conditions shall apply to the goods offered for carriage or taken aboard ship:

3. Stowage shall be category A, under deck, away from foodstuffs and away from living quarters
4. Bulk containers shall be siftproof and shall be so closed that none of the contents can escape under normal conditions of transport including the effect of vibration, or by changes of temperature, humidity or pressure and shall be fitted with tie-down points.
5. Bulk solids shall be loaded into bulk containers and evenly distributed in a manner that minimises movement that could result in damage to the container or leakage of the dangerous goods.
6. Bulk solids shall not react dangerously with the material of the bulk container, gaskets, equipment including lids and tarpaulins and with protective coatings which are in contact with the contents or significantly weaken them.
7. Before being filled and offered for transport each bulk container shall be inspected and cleaned to ensure that it does not contain any residue on the interior or exterior of the bulk container that could:
 - cause a dangerous reaction with the substance intended for transport;
 - detrimentally affect the structural integrity of the bulk container; or
 - affect the dangerous goods retention capabilities of the bulk container.
8. During transport, no dangerous residues shall adhere to the outer surfaces of bulk containers.
9. Before a bulk container is filled it shall be visually examined to ensure it is structurally serviceable, its interior walls, ceiling and floors are free from protrusions or damage and that any inner liners or substance retaining equipment are free from rips, tears or any damage that would compromise its cargo retention capabilities.
10. A unit which has previously contained dangerous goods shall be identified, marked, labelled and placarded as required for those dangerous goods unless steps such as cleaning, purging of vapours or refilling with a non-dangerous substance are taken to nullify any hazard.
11. 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.
12. This document shall not be used as documentary proof of correct classification. Correct classification remains the responsibility of the shipper.
13. 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.
14. In all other respects the relevant requirements of the IMDG Code shall be followed.

Additional conditions given overleaf:

mca Exemption continued (page 2 of 3).

Exemption Number: E 001/05

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15. A copy of this exemption should accompany the goods and shall be presented to anyone having a legitimate interest in the carriage of these goods.
16. This exemption is valid until the date of expiry, provided no changes are made to the IMDG Code, which would affect this approval in the intervening period.
17. 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.
18. 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



ISO 9001:2000



FS 34835

SUPPORTING

