

# TRANSPORT OF DANGEROUS GOODS TECHNICAL COMMITTEE 6<sup>th</sup> session

Skopje 19 May 2022

# SUMMARY OF THE GUIDELINES ON TRAINING, TESTING AND TARIFFS ON TRANSPORT OF DANGEROUS GOODS IN ALBANIA

(Safety Advisor and Driver of Vehicle)

# Legal Measures/acts on Transport of Dangerous Goods aligned/ approximated with EU acquis

No	EU acquis	Albanian Legislation	Main Institution	Level of approximation	Date of adoption (Albanian Legislation)	Entry into force (Albanian Legislation)
1	<a href="#">Directive 95/50/EC</a>	Law no. 118/2012 “On the transport of dangerous goods”. (OJ of the Republic of Albania no 172 of 31.12.2012).	Ministry of Infrastructure and Energy (MIE).  -General Directorate of Road Transport Services ( <i>that is an a institution under MIE</i> ).	Full	13.12.2012	26.12.2012
		Guideline no. 3985/4 of 24.06.2013 “On the control procedures on road transport of dangerous goods”. (OJ of the Republic of Albania no 107 of 10.07.2013).		Full	24.06.2013	10.07.2013
2	<a href="#">Directive 2008/68/EC</a>	- Law no 118/2012 “On the transport of dangerous goods”. (OJ of the Republic of Albania no. 172 of 31.12.2012).	-Technical and Industrial State Inspectorate.	Partial	13.12.2012	26.12.2012
		- Guideline no. 6 of 27.05.2015 “On the vehicles inspection and the issuing procedures of the approved ADR certificates”, (OJ of the Republic of Albania no 106 of 24.06.2015).			27.05.2015	24.06.2015
3	<a href="#">Directive 2010/35/EU</a>	Law no. 118/2012 “On the transport of dangerous goods”. (OJ of the Republic of Albania no 172 of 31.12.2012).	-Office of Radiation Protection and the National Nuclear Agency.	Partial	13.12.2012	26.12.2012
		DCM no. 430 of 26.6.2019 “On the approval of technical rule on the essential requirements and conformity assessment of the portable pressure equipment”, (OJ of the Republic of Albania no 95 of 2.07.2019).				

## EU legal framework - Transport of Dangerous goods



### Directive 2008/68/EC on the inland transport of dangerous goods

A key document that covers rail, road and inland waterways by taking over the annexes to 3 international agreements and inter alia Regulations concerning the International Carriage of Dangerous Goods by Rail (RID) Appendix C to the Convention concerning International Carriage by Rail (COTIF) - as described in the NPIE 2022-2024



### Cooperation of administrative structures of the Regional Partners and analysis of the current status of implementation of ADR and RID (LGAs)

General railway safety and customs authorities, i.e. the joint cross border station Inter-ministerial Committee is established **which is in Annex to the Guidelines TDG**



Directive (EU) 2016/798 of the European Parliament and of the Council of 11 May 2016 on railway safety, OJ L 138, 26.5.2016, p. 102, partially aligned in the Rail code

Law 142/2016 "**Rail Code**" duly implementing CRMMP plan on reform monitoring Implementing at establishing the NSA and a joint NIB authority on rail/maritime

## Legal framework – Transport of Dangerous goods

- Cooperation is relevant with general rail safety authorities to ensure the smooth functioning of RID implementation that Appendix G - Uniform Rules concerning the Technical Admission of Railway Material used in International Traffic (ATMF) to COTIF is harmonized with the abovementioned EU legislation (Entity in charge of maintenance definition as in section 1.2.1)

Entity in charge of maintenance

Guidelines the cross cutting issues with the TSIs, relevant to the Interoperability Directive applicable as stipulated in section 1.2.1 definition of the aspects Entity in charge of maintenance (ECM)

Technical specifications of interoperability

The TDG (TCT) and its cross-cutting issues on safety, and railway application, Directive (EU) 2016/797 of the European Parliament and of the Council of 11 May 2016 on the interoperability of the rail system within the European Union, OJ L 138, 26.5.2016 recast

TDG TCT on safety certifications

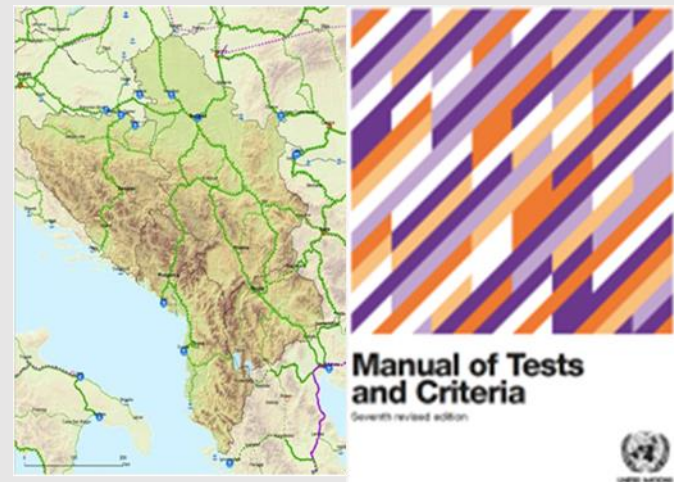
Partial alignment in the railway code in the Republic Albania, implementing on railway transport of dangerous goods services requirements of Railway Safety Directive 2016/798 on the railway safety (recast), and the safety certifications

- Order of the Minister of Infrastructure and Energy no. 52, dated 17.3.2022 On the approval of the regulation “On methodology, rules, procedures, standards and practices for conducting the investigation of accidents and railway and maritime incidents“, directive on safety (recast) <sup>5</sup>

## Emergency situations on transport of Dangerous goods

On methodology, rules, procedures, standards and practices, for conducting investigation of accidents and railway and maritime incidents

- Order of the Minister of Infrastructure and Energy no. 52, dated 17.3.2022 (Regulation)
- Art. 5, of law 142/2016, "Railway Code of the Republic of Albania", partially aligned to:
  - ❖ Directive 2016/798/ EC, "On railway safety", OJ of the European Union, series L, no. 138, dated 26.5.2016
- Art. 3 par. 2. Indicators related to dangerous goods:
  - ❖ 2.1 "Accident involving the transport of dangerous goods" means any accident or incident that is subject to reporting in accordance with RID / ADR; Article 4, point 2, law 118/2012, "On transport of dangerous goods"
- Art. 2.2 "Dangerous goods" means:
  - ❖ Those substances transport of which is prohibited by the RID, or
  - ❖ Authorized only in the conditions described therein.
- Art. 7 Obligation to notify, par. 3 within 7 days
- From decision to open an investigation
  - ❖ AKIAIHD informs the ERA, at [investig@era.europa.eu](mailto:investig@era.europa.eu)
  - ❖ Through to the electronic form on the Agency's website
  - ❖ The information in English specifies:
    - ❖ Date, time and place of the incident and its type
    - ❖ Consequence in terms of casualties
    - ❖ Injuries and property damage



## Emergency situations on transport of Dangerous goods TAIEX APPLICATION AND REGIONAL ACTIVITIES

- Prevention and protection against Fires and rescuing with the MoI, MIE, AIT, RID, HSH
  - ❖ SMS safety management systems, railway infrastructure / railway undertakings, incl. rail related services
  - ❖ 3-days event and activities, with the rescue team in the mobilization of the Elite team in their exercises
  - ❖ Local support to activities, scenarios, workshop, field exercises, national/regional exercise mobilization
  - ❖ Human resources cooperation, through transport community and bodies in charge of protection CRBN
  - ❖ Investigation of accidents (or serious accident) and incidents in site of the Main IM, and/or ECM or RUs
  - ❖ Other activities coordination through twinning programs, et al on investigation / emergency responses
  - ❖ Guidelines of transport community on transport of dangerous goods, related to safety/ interoperability
  - ❖ Licensing of vehicles, train drivers of locomotives and operation trains, according to the Guideline no. 4
  - ❖ Training, testing, certification, licensing of the train drivers as in the TDG directive and its amendments
  - ❖ Digitalization of the curricula and syllabus, the training program, by vocational training centers (VTC)

**Source: Railway Inspection Directorate, Albrail Ltd railway undertaking in ALBANIA with V.A. PPPT scheme of ROT (rehabilitation, operation and transfer) signed the IM Declaration (TCT)**



**I- Guideline no. 5 of 03.02.2022** of the Minister of Infrastructure and Energy, “On the program, training, testing and issuance of certificate for safety advisers in the transport of dangerous goods and related tariffs”

- Articles 1, 2, 3 provide Purpose, Scope, Definitions.
- Appointment of safety advisers (Article 4); may be the self-employed, employees or other persons.
- Exceptions, (Article 5) activities:
  - a) related to the transport of dangerous goods of the Armed Forces;
  - b) the main or secondary of which are not the transportation or packaging, filling, loading or unloading of dangerous goods;
  - c) of which the quantities for each transport unit and railway wagon of dangerous goods do not exceed those specified in the ADR and the RID.



- The duties of the safety advisor:
  - ✓ monitoring practices and procedures, in relation to the relevant activities of the entity, in accordance with the provisions of ADR or RID,
  - ✓ Present **reports on events** during the transport of dangerous goods within the country and the **annual report of the safety advisor**, following the provisions of Article 29 of the Law on Transport of Dangerous Goods.
- The training certificate will have the format defined in Annex III and is valid for a period of 5 years from the date of issue.
- Information on field control bodies and relevant authorities :
  - a) to notify the responsible authority within 15 calendar days from the date of appointment;
  - b) provide a copy of the report of each accident and the annual report.
- The training (Beginner + Refresher) is performed according to the training curriculum based on the approved model.
- The duration of each course of Theoretical and Practical lessons should be 45 minutes.
- Tests according to ADR and RID- establishment of the organization, application form, preparation and testing fees.

- The purpose of the test is whether the candidate has the necessary level of knowledge to perform the mandatory functions of a safety advisor, according to chapter 1.8.3.3 of ADR and RID, and in order to obtain the certificate according to chapter 1.8.3.7 of ADR and RID.
- Competent body/authority/institution for conducting training and testing (Article 12); Training and testing institution for transport:
  - a) Road of dangerous goods, is the General Directorate of Road Transport Services (GDRTS)
  - b) Railway of dangerous goods will be Vocational Training Centers
- Transitional and final provisions:
  - a) Training, testing and issuance of training certificates for safety advisers in the transport of dangerous goods should begin from 1 July 2022.
  - b) Entities, which perform and participate in the road and rail transport of dangerous goods must appoint at least one safety advisor, no later than 31.12.2022.

**II- Guideline no. 4 of 03.02.2022** of the Minister of Infrastructure and Energy, “On the program, training, testing and issuance of certificate for drivers of vehicles carrying out transport of dangerous goods and related tariffs; (OJ of the Republic of Albania no. 25 of 15.02.2022).

- Articles 1, 2, 3 provide Purpose, Scope, Definitions.
- Fulfillment of conditions on the environment, infrastructure, organization and didactic basis (Article 4), environmental conditions, teaching materials, multimedia equipment, mannequin for cardiopulmonary resuscitation, graphic or audiovisual material, etc.
- Course objectives (Article 5); Driver Awareness, Knowledge and Information Update.
- Requirements for training of drivers (Article 6).
- Testing is done electronically at GDRTS premises.

## 1. General requirements

a) basic course;

b) specialized transport course:

i) with tanks,

ii) of explosive materials and objects of Class 1,

iii) class 7 radioactive materials,

c) the course of updating the knowledge, before the expiration of the validity period of the previous certificate.

2. Special requirements; The necessary knowledge and skills will be covered in theoretical courses and practical exercises and will be tested.

- Training curriculum:

1. Minimum duration of training, of each initial training course and refresher-training course.

2. For the basic training course and the specialized training course for tanker transport, additional training sessions are needed for practical exercises.

3. Topics of basic training course coverage; with cisterns, individual practical training; Total duration of the comprehensive initial / refresher training course (basic + specialized);

Each session will have a minimum duration of forty-five minutes.

- The structure of the training and the preservation of the records on the theoretical course and the practical exercises.
  - a) the Minister approves the curriculum for knowledge according to ADR and may appoint one or several persons to inspect if the training course is conducted according to the programs approved by him. These persons have knowledge and experience in the field of implementation of applicable legislation on the transport of dangerous goods and ADR.
  - b) teaching staff will be selected by the group of trainers in GDRTS, which archives the documents for a period of not less than 6 years and appoints one or several employees to create and complete the "Electronic Register of trained persons".
- The approval document must indicate whether the courses in question are basic or specialized training courses, initial or supplementary training courses.
  - a) the relevant documents are attached to the request for approval;
  - b) The detailed training program, for knowledge on ADR, relevant lectures and theoretical questionnaire, for training, testing and equipping candidates with the training certificate is valid for a period of 2 years, from the date of approval by the Minister, at the written request of the GDRTS after the entry into force of the instruction.

c) the theoretical training program previously approved, cannot be changed by GDRTS, without approval by the Minister.

d) driver training certificates, according to chapter 8.2 of the ADR, issued by the competent authority of one of the Contracting Parties to the ADR, and/or an EU Member State, will be recognized by the transport bodies and relevant institutions.

- Testing of knowledge gained in training courses

a) Testing will be performed electronically and is done by the commission appointed by the General Director of GDRTS, with specialists selected from the list approved by the Minister on the date and in the premises designated by GDRTS.

b) A candidate can be tested on basic and specialized knowledge, after completing the training:

i) he has 1 year to win the test, starting from the date of registration;

ii) has the right to take the test up to 3 times, not closer than 15 calendar days from one test to another.

- c) Tests for the basic training course; GDRTS specialists prepare a catalog (questionnaire) of questions.
  - d) The number of questions, the maximum test development time and the allowed mistakes are for the training course: i) basic, ii) basic training refreshers, iii) refresher, of one of the specialized trainings.
- The testing commission and its composition (Article 11), consists of three persons determined by special order of the General Director of DPSHTRR, selected by him, in each case, from the group of specialists approved by the Minister. Testing takes place at the premises of GDRTS.
  - The training certificate (Article 12), is issued by GDRTS, in accordance with chapter 8.2, point 8.2.8.3 of ADR, according to the model presented in the Annex of this instruction, after it has been declared the winner of the test of acquired knowledge in a knowledge training course:
    - a) base;
    - b) specialized in: i. tanks; ii. classes 1 or 7;
    - c) their renewal, before the expiration of the validity of the previous certificate;
    - d) and has submitted the payment according to article 16.

The training certificate is valid for a period of 5 years from the date of the announcement of the winner.

- Expansion/addition for further classes and specialization - new training certificate will have the same end of validity date as the training certificate that the holder holds valid.
- Refreshing the knowledge and issuing the training certificate
  1. GDRTS extends the period of validity of a valid driver training certificate for a period of 5 years, by issuing a new driver training certificate, when the person holding the driver training certificate precedes the date of completion of the validity of the existing driver training certificate and has:
    - a) completed the training course for updating knowledge
    - b) successfully passed the test/tests
    - c) submit the payment according to article 16.
  2. The new training certificate, according to point 1 of this article is issued:
    - a) for a further period of 5 years, starting from the date of termination of the validity of the existing certificate when the candidate performs the test up to 12 months before the expiration of the validity period;
    - b) for a further period of 5 years, starting from the date of announcement of the winner in the knowledge test in case the test was obtained before 12 months from the date of expiration of the validity period;
    - c) for the same classes that the previous certificate had.
  3. The training certificate after the expiration of the validity period, can not be renewed.



- Replacement of the training certificate - In the event that an original certificate is lost, stolen or damaged, becoming unreadable, the GDRTS may issue a replacement training certificate (duplicate) if its holder has submitted the request and the reasons for its replacement and after making the payment according to article 16.

The original training certificate, lost, stolen or damaged, loses its validity upon issuance of the duplicate.

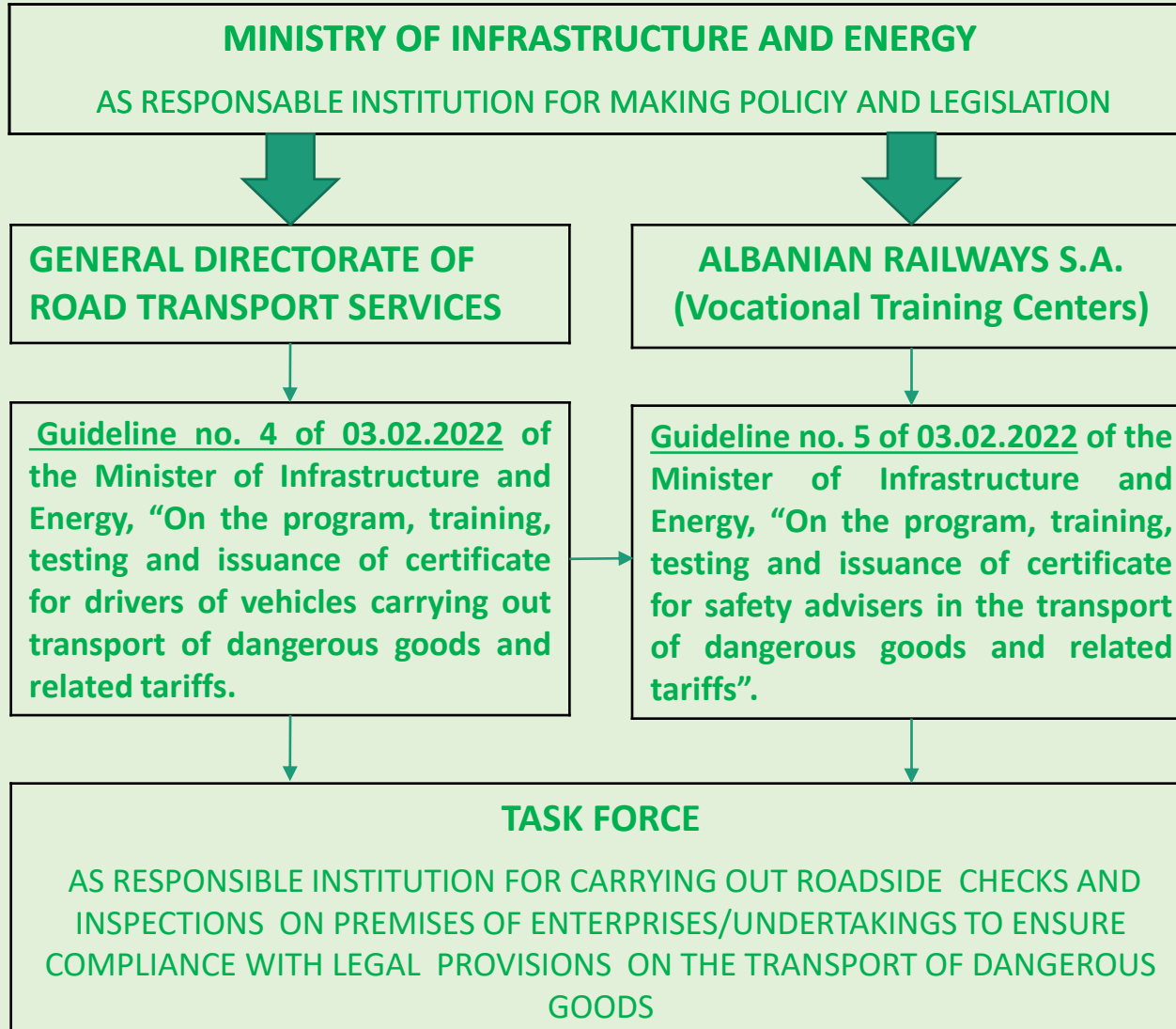
- Fees, Article 16, for the registration of candidates, for training and equipping with the registration certificate, for the basic and specialized course of knowledge, as well as for the course of updating knowledge is 500 ALL. The fee for obtaining a training certificate for the first time is 3600 ALL.

- Transitional provisions

1. The training courses that have functioned before the entry into force of this instruction will continue to be in force until the date when the approval of the new curriculum for the training courses enters into force.

2. Training certificates that have been issued until the date of entry into force of this instruction are valid until the date of their completion.

3. Drivers of vehicles equipped with a training certificate, which has expired before the entry into force of this instruction, can attend training courses, refreshing (basic + specialized) 1 year after the entry into force of this instruction.



*Thank you for your attention!*

**QUESTIONS?**