



ASN resolution 2015-DC-0503 of 12th March 2015 relative to the notification system for companies transporting radioactive substances on French territory.

ASN (Autorité de sûreté nucléaire), the French nuclear safety authority,

Having regard to the Environment Code, more specifically its article L. 592-19;

Having regard to the Public Health Code, more specifically its articles L. 1333-4, L. 1333-5, R. 1333-17 and R. 1333-44;

Having regard to the results of the public consultation held from 9th to 30th October 2014;

Whereas article R. 1333-44 of the Public Health Code requires companies transporting radioactive substances on French territory to give notification to or hold an authorisation from ASN;

Whereas the transport of radioactive substances is subject to detailed technical rules set internationally and that consequently there is no need to add any specific individual prescriptions;

Whereas consequently it is sufficient for this activity to be subject to a notification system;

Whereas, moreover, subjecting radioactive substance transport companies to a notification obligation will enable ASN to ensure more effective oversight, particularly with regard to radiation protection,

Hereby issues the following resolution:

Article 1

In application of articles L. 1333-4 and R. 1333-44 of the Public Health Code, companies that carry out the radioactive substance transport operations mentioned in this article are subject to a notification system whenever these operations are not totally exempted from the prescriptions of the regulations applicable to the transport of dangerous goods of class 7 mentioned below:

- Council regulation (EEC) No. 3922/91 of 16th December 1991 amended on the harmonisation of technical requirements and administrative procedures in the field of civil aviation;
- Order of 29th May 2009 amended on the land transport of dangerous goods (called the "TMD order");
- Order of 23rd November 1987 amended on the safety of ships;
- Order of 18th July 2000 amended regulating the transport and handling of dangerous goods in seaports;
- Order of 22nd March 2001 on postal dispatches of radioactive materials.

The following operations are concerned:

- the carriage of packages of radioactive substances,

- the loading or unloading of radioactive substance packages, including on logistic platforms, in airports and ports,
 - the handling of radioactive substance packages after loading a package on the dispatch site and before its unloading on the reception site,
- carried out for overland carriage (road, rail, inland waterways), all or part of which take place on French territory, or by sea and including a stop in a French port, or by air and including a stop in a French airport.

The following are not concerned:

- transport operations carried out entirely within a basic nuclear installation defined in article L. 593-2 of the Environment Code or a defence-related nuclear installation defined in article L. 1333-15 of the Defence Code,
- transport operations carried out entirely within an installation forming the subject of the authorisation mentioned in article L. 512-1 of the Environment Code or the authorisation mentioned in article L. 162-3 of the Mining Code, if these authorisations take into account the utilisation or the holding of radioactive sources in the installation.

Companies that only transport radioactive substances for which they have a possession or utilisation authorisation or have given notification of their possession or utilisation in application of b) of 1° of I of article R. 1333-17 of the Public Health Code are exempted from the notification mentioned in the first paragraph.

Article 2

This resolution sets:

- 1°) the methods of notification and the information to provide in the notification,
- 2°) the cases and conditions of modification of a notification,
- 3°) the conditions of suspension of the notified activity.

Article 3

Notification is carried out via the on-line notification service on the ASN website (<https://teleservices.asn.fr>). Failing this, the notifying party can send the information mentioned in the appendix to this resolution to ASN by letter.

ASN acknowledges receipt of the notification.

Article 4

Any change in the corporate name of the company, in the modes of transport used or in the UN numbers of the transported packages gives rise to an amending notification. In this event, the other information mentioned in the appendix to this resolution is updated.

The notification must be updated immediately if there is a change in the identity or contact details of the person to contact in case of emergency.

The amending notifications and updates are made to ASN, providing the information mentioned in the appendix to this resolution. They can be submitted on line on the ASN website.

When a company definitively ceases the activities for which notification was given in application of this resolution, it informs ASN of the fact. This can be done on line on the ASN website.

Article 5

In the event of an emergency relating to the safety of persons, the activity that is subject to notification in application of this resolution may be suspended at any time by an ASN resolution after the notifying party has been given the opportunity to present its observations, and in the absence of a reply within the deadline set by ASN, or if the reply is unsatisfactory.

Suspension is pronounced by a reasoned ASN resolution. It is notified to the notifying party and published in the *ASN Official Bulletin*.

Article 6

This resolution shall take effect on 1st January 2016 after its approval and its publication in the *Official Journal of the French Republic*.

Article 7

The ASN Director General is tasked with the implementation of this resolution, which shall be published in the ASN Official Bulletin after its approval by the ministers responsible for nuclear safety and transport.

Done in Montrouge, on 12th March 2015

The ASN Commission*,

Pierre-Franck CHEVET

Philippe CHAUMET-
RIFFAUD

Jean-Jacques DUMONT

Margot TIRMARCHE

*Commissioners present at the sitting

Appendix to ASN resolution 2015-DC-0503 of 12th March 2015 relative to the notification system for companies transporting radioactive substances on French territory

Information to include in the notification

I. Subject of the notification

The notifying party indicates whether it is making a first notification, an amending notification or an update further to a modification provided for in article 4 of this resolution.

II. Information on the notifying party

The notifying party indicates:

- a) its identity and its contact details;
- b) the name, corporate name, the legal form, the address of the head office and, for companies domiciled in France, the SIRET or SIREN number of the company;
- c) the nature of the company's transport-related activity (e.g. carrier, loader/unloader, handler).

III. Organisation of the transport operations

The notifying party indicates:

- a) the identity and contact details of the person to contact in case of emergency;
- b) the modes of transport used (road, rail, inland waterway, sea);
- c) an estimation of the number of class-7 shipments per year for each mode of transport;
- d) an estimation of the number of class-7 packages transported per year, by UN number;
- e) for road transport carriers, the number of drivers holding the driver training certificate for vehicles carrying class-7 dangerous goods, and the number of drivers who do not hold this certificate but who have received the training mentioned in S 12 of paragraph 8.5 of the European agreement on the international carriage of dangerous goods by road (ADR);
- f) the places at which the means of transport are loaded and unloaded, including logistic platforms;
- g) for carriers, the in-transit storage areas or sites that can accept radioactive substances and which are envisaged for the stops necessitated by the circumstances of carriage;
- h) for loaders, unloaders or handlers, an estimation of the numbers and types of packages loaded, unloaded or handled per year, by UN number.