



Secretariat

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**COMMITTEE OF EXPERTS ON THE TRANSPORT OF
DANGEROUS GOODS AND ON THE GLOBALLY
HARMONIZED SYSTEM OF CLASSIFICATION
AND LABELLING OF CHEMICALS**

**Sub-Committee of Experts on the Globally Harmonized
System of Classification and Labelling of Chemicals**

**(First session, 9-11 July 2001,
agenda item 4)**

**REQUESTS FOR CONSULTATIVE STATUS
(NON-GOVERNMENTAL ORGANIZATIONS (NGOs))**

**Request by the Compressed Gas Association (CGA)
(United States of America)**

Note by the secretariat

1. Reference is made to document ST/SG/AC.10/C.4/2001/2, paras. 1. to 6.
2. The secretariat has received from CGA the attached letter requesting consultative status with the Sub-Committee, which the Sub-Committee may wish to consider.
3. CGA is a national association (United States of America).
4. CGA has already been granted consultative status with the Sub-Committee of Experts on the Transport of Dangerous Goods.
5. Additional information on the status, membership, aims and objectives of CGA has been made available to the secretariat.
6. The following NGOs likely to represent the same sector of the industry have been invited to participate in the work of the Sub-Committee or have made a request for consultative status:
 - European Liquefied Petroleum Gas Association (AEGPL) (ECOSOC consultative status, roster);
 - European Industrial Gases Association (EIGA) (see ST/SG/AC.10/C.4/2001/15).

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March 13, 2001

Mr. Olivier Kervella
Economic Affairs Officer
UN Economic Commission for Europe
Transport Division
Palais des Nations
CH-1211 Geneva 10
SWITZERLAND

Dear Mr. Kervella,

I am writing on behalf of the Compressed Gas Association (CGA) to express strong interest in a consultative status with the new GHS subcommittee. The CGA is a safety and standards organization for industrial and medical gases and holds observer status with the UN Committee of Experts on the Transport of Dangerous Goods.

Enclosed with this request is the material that accompanied the CGA application for observer status with the UNCETDG.

The CGA believes that safety is enhanced through the harmonization of standards and regulations on a global scale. We look forward to furthering our safety mission through participation with the GHS Subcommittee.

Sincerely,

Carl T. Johnson
President

Enclosure

cc: Fritz Wybenga, U.S. Department of Transportation
Roger Smith, CGA Technical Director

(EXCERPTS)

Bylaws of the Compressed Gas Association

ARTICLE I - NAME

The name of this Association shall be "Compressed Gas Association, Inc." ("CGA").

ARTICLE II - PURPOSES AND NONPROFIT ORGANIZATION

The Association shall have no capital stock and shall engage only in such activities as are consistent with its status as a Section 501 (c) (6) organization including but not limited to the following.

Section 1. General Purposes

- (a) To promote public and occupational safety.
- (b) To safeguard public and private property and the environment.
- (c) To develop, promote, and coordinate technical, educational, and standards activities in the compressed gas industry.
- (d) To cooperate with other trade and technical organizations in safety and technical matters, standards activities, and public programs relating to the compressed gas industry.

Section 2. Safety

- (a) To develop and promote programs to enhance public safety with respect to the manufacturing, physical distribution, and use of compressed gases, cryogenic liquids, and associated equipment.
- (b) To encourage the dissemination of information concerning accidents and serious incidents involving compressed gases, cryogenic liquids, and associated equipment, so that knowledge can be gained to help prevent their recurrence.

Section 3. Environment

- (a) To promote environmental protection and awareness in the production, distribution, and use of compressed gases and cryogenic liquids.
- (b) Identify and communicate environmental issues applicable to the compressed gas industry.
- (c) Develop standards, programs, and policies to establish the compressed gas industry as one dedicated to environmental excellence as well as safety.

Section 4. Education

- (a) To develop technical information, scientific data, and educational materials pertaining to products and equipment of the compressed gas industry.
- (b) To encourage research for the acquisition of technical information in support of safety, standards, and regulatory initiatives by the Association.

Section 5. Standards

- (a) To develop standards and recommendations for the safe generation, compression, liquefaction, filling, handling, storage and discharge of compressed gases and cryogenic liquids.
- (b) To develop standards for compressed gas and cryogenic liquid containers, their connections, pressure regulating devices and auxiliary equipment used in physical distribution and product delivery systems.
- (c) To identify standards and initiatives that will enhance safety in the compressed gas industry.

Section 6. Government Affairs

- (a) To provide technical and safety information and recommendations for the guidance of federal, state, provincial, local, and international authorities and organizations for the preparation of laws and regulations which govern the transportation, storage, safe handling, classification, environmental matters, and use of compressed gases, cryogenic liquids, and associated equipment.
- (b) To represent the interests and concerns of the Association before appropriate regulatory and legislative authorities which have jurisdiction over the transportation, storage, classification, and other pertinent matters regarding compressed gases, cryogenic liquids, and associated equipment.

- (c) To ensure that these authorities have an appropriate understanding of the relevant issues affecting the compressed gas industry.

ARTICLE III - MEMBERSHIP

Section 1. Eligibility and Classification.

Any person, firm, corporation, or non-profit association engaged in the manufacture, sale, or distribution of compressed gas, including liquefied and cryogenic gases, or of equipment, materials, supplies, or services used in connection with the compressed gas industry, or having an interest in the compressed gas industry, may be eligible for membership in the Association. Membership shall consist of the categories that are described below. An operating division of a firm or corporation may be considered as a separate firm or corporation for purposes of membership in this Association.

- (a) **Active Membership.** Active membership shall be open to any person, firm, or corporation doing business in the United States, Canada, or Mexico engaged in (1) the manufacture, distribution, sale or use of compressed gases or cryogenic liquids, including but not limited to air separation companies, specialty gas manufacturers, medical gas manufacturers, manufacturers of acetylene, and chemical companies that manufacture gases as a product for sale and not solely for their own use in the manufacture of other chemicals; (2) the manufacture, distribution, sale or use of equipment and materials essential to the compressed gas or cryogenic liquid industries, including but not limited to containers, valves, connections, and the like; (3) the manufacture, distribution, sale or use of equipment used in the manufacture, control, or utilization of compressed gases, including but not limited to compressors, regulators, cold boxes, and the like; or (4) the business of providing services primarily to the compressed gas industry, including but not limited to transporters of compressed gases.

NOTE: The term "compressed gas," wherever used, shall be interpreted to include gases in their vapor, liquid, or solid state.

- (b) **Associate Membership.** Associate membership shall be open to any person, firm, or corporation which is doing business outside of Canada, the United States, and Mexico and would otherwise be eligible for active membership.
- (c) **Association Membership.** Any association or society composed of representatives of any industry, and having an interest in one or more of the compressed gas industries, or in the activities of this Association, may be eligible for Associate Membership, provided that its objectives and interests are not in conflict with those of this Association. Such associations or societies may, however, upon request be elected to Active Membership under such conditions and under such membership class and with such dues as the Board of Directors may determine.
- (d) **Courtesy and Exchange Membership.** Any association or society having common interests with CGA activities may, upon approval by the Board of Directors, be given a non-dues courtesy membership with or without a similar courtesy membership being extended by such organization to CGA. Such organizations will be eligible for Associate Membership. At the discretion of the Board, an officer of such organization may be appointed to the Board as a nonvoting member for a term coincident with such officer's term of office, and/or to a CGA committee to gain a more effective exchange of information of benefit to the CGA and the organization represented.
- (e) **Honorary Membership.** Individuals may be elected to Honorary Membership of the Association by the Executive Committee at any regular meeting, or by the Association at the annual meeting of members, in recognition that their experience and background would be an asset to the Association. Such members shall enjoy all the privileges of the Association as the Executive Committee may designate from time to time, except the privilege of voting. Such members shall pay no dues.
- (f) **Prior Classes of Membership.** Individuals currently on the Board of Directors whose class of membership will be abolished with the adoption of these Bylaws are eligible to maintain their present Board membership classification. The new classes of membership will only be applied from the date of the adoption of these Bylaws.

Section 2. Application for Association Membership.

Applications for membership shall be made in writing to the Executive Committee and shall be in such form and shall include such information as may be required by the Executive Committee.

Section 3. Election of Association Members.

Except as otherwise provided in these Bylaws, all elections of members shall be made by the Executive Committee by a vote of not less than two-thirds (2/3) of the members of the Executive Committee present at any regular or special meeting. The Executive Committee shall be the sole arbiter concerning whether any person or firm meets an eligible Association membership definition.

Section 4. Notice to Applicants.

The Secretary of the Association shall notify each applicant for membership of the action taken by the Executive Committee on its application. Each person, firm, corporation, or nonprofit association, upon receiving notice of election to membership in the Association, and upon payment of the dues, shall be entitled to all privileges of membership in the category to which the applicant has been elected. The acceptance of membership in the Association implies acceptance of all provisions of these Bylaws, of all resolutions adopted by the Board of Directors, and of all rules of the Association.

ARTICLE IV - MEETINGS OF MEMBERS**Section 1. Place of Holding Meetings.**

Meetings of the Membership of the Association shall be held at locations as determined by the Executive Committee.

Section 2. Annual Meeting.

The Annual Meeting of the Association for the election of the Board of Directors and Officers, and the transaction of such other business as shall properly come before the meeting, shall be held each year on a date and at a time and place designated by the Executive Committee.
