

# EUROPEAN PARLIAMENT

2004



2009

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*Committee on Legal Affairs*

**2008/0055(COD)**

22.1.2009

## **OPINION**

of the Committee on Legal Affairs

for the Committee on Transport and Tourism

on the proposal for a directive of the European Parliament and of the Council  
amending Directive 2005/35/EC on ship-source pollution and on the  
introduction of penalties for infringements  
(COM(2008)0134 – C6-0142/2008 – 2008/0055(COD))

Rapporteur: Eva Lichtenberger

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## AMENDMENTS

The Committee on Legal Affairs calls on the Committee on Transport and Tourism, as the committee responsible, to incorporate the following amendment in its report:

### Amendment 1

#### Proposal for a directive – amending act Recital 3 a (new)

*Text proposed by the Commission*

*Amendment*

***(3a) A consistent set of legislative measures has already been adopted at EU level to reinforce maritime safety and help prevent ship-source pollution. The legislation in question is addressed to flag States, ship owners and charterers, classification societies, port States and coastal States. The existing system of sanctions for illegal ship-source discharges supplementing that legislation needs to be further strengthened by the introduction of criminal penalties for any illegal discharge.***

*Justification*

*A link to current legislation should be made in order to guarantee legal consistency and legal certainty.*

## PROCEDURE

<b>Title</b>	Ship-source pollution and penalties for infringements	
<b>References</b>	COM(2008)0134 – C6-0142/2008 – 2008/0055(COD)	
<b>Committee responsible</b>	TRAN	
<b>Opinion by</b> Date announced in plenary	JURI	13.3.2008
<b>Drafts(wo)man</b> Date appointed	Eva Lichtenberger	22.9.2008
<b>Discussed in committee</b>	4.11.2008	15.12.2008
<b>Date adopted</b>	20.1.2009	
<b>Result of final vote</b>	+: 20 -: 0 0: 0	
<b>Members present for the final vote</b>	Carlo Casini, Bert Doorn, Monica Frassoni, Giuseppe Gargani, Neena Gill, Klaus-Heiner Lehne, Katalin Lévai, Antonio López-Istúriz White, Manuel Medina Ortega, Hartmut Nassauer, Aloyzas Sakalas, Eva-Riitta Siitonen, Francesco Enrico Speroni, Diana Wallis, Rainer Wieland, Jaroslav Zvěřina, Tadeusz Zwiefka	
<b>Substitute(s) present for the final vote</b>	Eva Lichtenberger, József Szájer, Jacques Toubon	