



2023/0163(COD)

13.10.2023

AMENDMENTS

17 - 60

Draft opinion

Clara Aguilera

(PE753.474v01-00)

European Maritime Safety Agency and repealing Regulation (EC) No
1406/2002

Proposal for a regulation
(COM(2023)0269 – C9-0190/2023 – 2023/0163(COD))

Amendment 17

Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) A number of legislative measures have been adopted at the Union in order to enhance maritime safety and security, to promote the sustainability, by also preventing pollution, and the decarbonisation of shipping, and to facilitate the exchange of information and the digitalisation of the maritime sector. In order to be effective, such legislation should be applied in a proper and uniform manner throughout the Union. That would ensure a level playing field, reduce the distortion of competition resulting from the economic advantages enjoyed by non-complying ships and would reward the serious maritime players.

Amendment

(1) A number of legislative measures have been adopted at the Union in order to enhance maritime safety and security, to promote the sustainability, by also preventing pollution, and the decarbonisation of shipping ***and other maritime activities such as fisheries***, and to facilitate the exchange of information and the digitalisation of the maritime sector. In order to be effective, such legislation should be applied in a proper and uniform manner throughout the Union. That would ensure a level playing field, reduce the distortion of competition resulting from the economic advantages enjoyed by non-complying ships and would reward the serious maritime players.

Or. en

Amendment 18

Francisco José Millán Mon, Gabriel Mato

Proposal for a regulation

Recital 1 a (new)

Text proposed by the Commission

Amendment

(1a) The fishing sector has high accident rates, which also have high mortality levels, and the important role of fishers training when it comes to work safety;

Or. en

Amendment 19

Maria da Graça Carvalho

**Proposal for a regulation
Recital 5 a (new)**

Text proposed by the Commission

Amendment

(5a) As stated in the resolution adopted by the European Parliament on 16 September 2021 on attracting a new generation of workers to the fishing industry and creating jobs in coastal communities, it is essential to improve working and living conditions on board, as well as safety and the need to monitor and prevent incidents and accidents at sea. EMSA's mandate should be extended to those fishing vessels where significant safety concerns remain, by including the monitoring and reporting of incidents and accidents at sea, which are currently not covered by the EMSA Regulation, namely serious and fatal accidents involving small fishing vessels.

Or. en

Amendment 20

Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

**Proposal for a regulation
Recital 9**

Text proposed by the Commission

Amendment

(9) These objectives should define the areas of the Agency's engagement in supporting the Commission and the Member States with technical and operational assistance in order to implement the Union's policies in the maritime domain.

(9) These objectives should define the areas of the Agency's engagement in supporting the Commission and the Member States with technical and operational assistance in order to implement the Union's policies in the maritime domain **as well as its cooperation with other EU agencies such as EFCA.**

Or. en

Amendment 21

Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) For the proper achievement of these objectives, it is appropriate that the Agency carries out specific tasks in the area of maritime safety, sustainability, decarbonisation of the maritime sector, maritime security and cybersecurity, maritime surveillance and maritime crises and the promotion of the digitalisation and facilitation of exchanges of data in the maritime domain.

Amendment

(10) For the proper achievement of these objectives, it is appropriate that the Agency carries out specific tasks in the area of maritime safety, sustainability, decarbonisation of the maritime sector, maritime security and cybersecurity, maritime surveillance and maritime crises and the promotion of the digitalisation and facilitation of exchanges of data in the maritime domain. ***While carrying out these task the Agency should pay attention to the specificities of the differents types of maritime activities with a specific attention to the conditions applicable to the fishing sector.***

Or. en

Amendment 22

Maria da Graça Carvalho

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) For the proper achievement of these objectives, it is appropriate that the Agency carries out specific tasks in the area of maritime safety, sustainability, decarbonisation of the maritime sector, maritime security and cybersecurity, maritime surveillance and maritime crises and the promotion of the digitalisation and facilitation of exchanges of data in the maritime domain.

Amendment

(10) For the proper achievement of these objectives, it is appropriate that the Agency carries out specific tasks in the area of maritime safety, ***prevention of pollution by ships***, sustainability, decarbonisation of the maritime sector, maritime security and cybersecurity, maritime surveillance and maritime crises and the promotion of the digitalisation and facilitation of exchanges of data in the maritime domain.

Or. en

Amendment 23

Clara Aguilera

Proposal for a regulation

Recital 14

Text proposed by the Commission

(14) As regards maritime safety, the Agency should develop a proactive approach in determining safety risks and challenges on the basis of which it should present to the Commission every three years a report on the progress on maritime safety. Moreover, the Agency should continue assisting the Commission and the Member States in the implementation of the relevant Union legislation, especially in the areas of flag and port State obligations, the accident investigation of marine accidents, the passenger ship safety legislation, Recognised Organisations and marine equipment. Finally, the Agency should have a proactive role in assisting the deployment of maritime autonomous and automated surface ships while also it is important to collect further data in the area of the training and certification for seafarers and the Maritime Labour Convention (MLC, 2006).

Amendment

(14) As regards maritime safety, the Agency should develop a proactive approach in determining safety risks and challenges ***for any type and size of vessel*** on the basis of which it should present to the Commission every three years a report on the progress on maritime safety. ***When the Agency states in a report the need for new safety standards, the implementation of these new requirements should be accelerated in order to avoid long delays between the official recognition of the issue and the impact on the vessels.*** Moreover, the Agency should continue assisting the Commission and the Member States in the implementation of the relevant Union legislation, especially in the areas of flag and port State obligations, the accident investigation of marine accidents, the passenger ship safety legislation, Recognised Organisations and marine equipment. Finally, the Agency should have a proactive role in assisting the deployment of maritime autonomous and automated surface ships while also it is important to collect further data in the area of the training and certification for seafarers and the Maritime Labour Convention (MLC, 2006). ***Finally, the Agency should work towards the mutual recognition of fishers and seafarers training and safety certificates in order to increase the cooperation between member States and the free movement of the workforce.***

Or. en

Justification

This amendment intends to replace MEP Aguilera's Opinion AM 2

Amendment 24

Anja Haga

Proposal for a regulation

Recital 14

Text proposed by the Commission

(14) As regards maritime safety, the Agency should develop a proactive approach in determining safety risks and challenges on the basis of which it should present to the Commission every three years a report on the progress on maritime safety. Moreover, the Agency should continue assisting the Commission and the Member States in the implementation of the relevant Union legislation, especially in the areas of flag and port State obligations, the accident investigation of marine accidents, the passenger ship safety legislation, Recognised Organisations and marine equipment. Finally, the Agency should have a proactive role in assisting the deployment of maritime autonomous and automated surface ships while also it is important to collect further data in the area of the training and certification for seafarers and the Maritime Labour Convention (MLC, 2006).

Amendment

(14) As regards maritime safety, the Agency should develop a proactive approach in determining safety risks and challenges ***for any type and size of vessel*** on the basis of which it should present to the Commission every three years a report on the progress on maritime safety. Moreover, the Agency should continue assisting the Commission and the Member States in the implementation of the relevant Union legislation, especially in the areas of flag and port State obligations, the accident investigation of marine accidents, the passenger ship safety legislation, Recognised Organisations and marine equipment. Finally, the Agency should have a proactive role in assisting the deployment of maritime autonomous and automated surface ships while also it is important to collect further data in the area of the training and certification for seafarers and the Maritime Labour Convention (MLC, 2006). ***Finally, the Agency shall work towards the mutual recognition of fishers and seafarers training and safety certificates in order to increase the cooperation between Member States, business opportunities and the free movement of the Member States workforce.***

Or. en

Amendment 25

Francisco José Millán Mon, Gabriel Mato

Proposal for a regulation

Recital 14

Text proposed by the Commission

(14) As regards maritime safety, the Agency should develop a proactive approach in determining safety risks and challenges on the basis of which it should present to the Commission every three years a report on the progress on maritime safety. Moreover, the Agency should continue assisting the Commission and the Member States in the implementation of the relevant Union legislation, especially in the areas of flag and port State obligations, the accident investigation of marine accidents, the passenger ship safety legislation, Recognised Organisations and marine equipment. Finally, the Agency should have a proactive role in assisting the deployment of maritime autonomous and automated surface ships while also it is important to collect further data in the area of the training and certification for seafarers and the Maritime Labour Convention (MLC, 2006).

Amendment

(14) As regards maritime safety, the Agency should develop a proactive approach in determining safety risks and challenges on the basis of which it should present to the Commission every three years a report on the progress on maritime safety. Moreover, the Agency should continue assisting the Commission and the Member States in the implementation of the relevant Union legislation, especially in the areas of flag and port State obligations, the accident investigation of marine accidents, the passenger ship safety legislation, Recognised Organisations and marine equipment. Finally, the Agency should have a proactive role in assisting the deployment of maritime autonomous and automated surface ships while also it is important to collect further data in the area of the training and certification for seafarers and the Maritime Labour Convention (MLC, 2006). ***Finally, the Agency shall work towards the mutual recognition of fishers and seafarers training and safety certificates in order to increase the cooperation between Member States, business opportunities and the free movement of the workforce.***

Or. en

Amendment 26
Maria da Graça Carvalho

Proposal for a regulation
Recital 14

Text proposed by the Commission

(14) *As regards* maritime safety, the Agency should develop a proactive approach in ***determining*** safety risks and challenges on the basis of which it should present to the Commission every three years a report on the progress ***on*** maritime

Amendment

(14) ***In the field of*** maritime safety, the Agency should develop a proactive approach in ***identifying*** safety risks and challenges, ***for all vessels***, on the basis of which it should present to the Commission ***and the European Parliament*** every three

safety. Moreover, the Agency should continue assisting the Commission and the Member States in the implementation of the relevant Union legislation, especially in the areas of flag and port State obligations, the accident investigation of marine accidents, the passenger ship safety legislation, Recognised Organisations and marine equipment. Finally, the Agency should have a proactive role in assisting the deployment of maritime autonomous and automated surface ships while also it is important to collect further data in the area of the training and certification for seafarers and the Maritime Labour Convention (MLC, 2006).

years a report on the progress *made in* maritime safety. *Where appropriate, the report shall be followed up by a legislative proposal, aimed at taking measures to reduce the frequency and severity of shipping accidents.* Moreover, the Agency should continue assisting the Commission and the Member States in the implementation of the relevant Union legislation, especially in the areas of flag and port State obligations, the accident investigation of marine accidents, the passenger ship safety legislation, Recognised Organisations and marine equipment. Finally, the Agency should have a proactive role in assisting the deployment of maritime autonomous and automated surface ships while also it is important to collect further data in the area of the training and certification for seafarers and the Maritime Labour Convention (MLC, 2006).

Or. en

Amendment 27
Maria da Graça Carvalho

Proposal for a regulation
Recital 14 a (new)

Text proposed by the Commission

Amendment

(14a) With regard to fishing vessels, EMSA's mandate should be extended to include regular monitoring and systematic statistical information, harmonised at EU level, on incidents and accidents involving vessels not covered by Directive 2009/18/EC. Only by monitoring and assessing the changes in these figures, in particular regarding geographical areas, fleets and fishing gear that is used, it will be possible to find solutions to improve, reduce and prevent the occurrence of accidents, particularly in local and coastal fishing vessels.

Amendment 28

Clara Aguilera

Proposal for a regulation

Recital 14 a (new)

Text proposed by the Commission

Amendment

(14a) Calls on the Commission to transpose the International Convention on Standards of Training, Certification and Watchkeeping for Fishing Vessel Personnel (STCW-F 1995), into EU law in order to achieve a harmonized framework for minimum level of training of fishers in Europe.

Or. en

Amendment 29

Maria da Graça Carvalho

Proposal for a regulation

Recital 14 b (new)

Text proposed by the Commission

Amendment

(14b) In line with the calls from the social partners in the fisheries sector, the Commission shall transpose the IMO STCW-F Convention into Union law in order to establish a harmonised framework for the minimum level of training of fishermen in the Union.

Or. en

Amendment 30

Maria da Graça Carvalho

Proposal for a regulation

Recital 14 c (new)

(14c) *In order to improve cooperation between Member States, other Agencies, business opportunities and the free movement of workers, the Agency shall work towards the mutual recognition of training and safety certificates for fishermen and seafarers.*

Or. en

Amendment 31

Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation

Recital 17

Text proposed by the Commission

(17) In this regard, while the Agency should continue assisting the Commission and the Member States in the implementation of Regulation (EU) 2015/757 of the European Parliament and of the Council²⁵ it should further assist in the implementation of the new regulatory measures to decarbonise the shipping sector, as stemming from the Fit for 55 legislative package, such as the Regulation [...] on the use of renewable and low-carbon fuels in maritime transport and the shipping-related elements of Directive 2003/87/EC of the European Parliament and of the Council²⁶ establishing a scheme for greenhouse gas emission allowance trading within the Community. The Agency should continue to be at the forefront of expertise at Union level to assist in the transition of the sector into renewable and low carbon fuels by conducting research and providing guidance on the uptake and deployment of sustainable alternative sources of power for ships, including onshore power supply to ships and in relation to the deployment of energy efficiency and wind propulsion assistance solutions. In order to monitor

Amendment

(17) In this regard, while the Agency should continue assisting the Commission and the Member States in the implementation of Regulation (EU) 2015/757 of the European Parliament and of the Council²⁵ it should further assist in the implementation of the new regulatory measures to decarbonise the shipping sector ***and other maritime activities such as fisheries***, as stemming from the Fit for 55 legislative package, such as the Regulation [...] on the use of renewable and low-carbon fuels in maritime transport and the shipping-related elements of Directive 2003/87/EC of the European Parliament and of the Council²⁶ establishing a scheme for greenhouse gas emission allowance trading within the Community. The Agency should continue to be at the forefront of expertise at Union level to assist in the transition of the sector into renewable and low carbon fuels by conducting research and providing guidance on the uptake and deployment of sustainable alternative sources of power for ships, including onshore power supply to ships and in relation to the deployment of energy efficiency and wind propulsion

progress in the area of decarbonisation of the **shipping** sector, the Agency should report to the Commission on the greenhouse gas reduction efforts and any recommendations that might have every three years.

²⁵ Regulation (EU) 2015/757 of the European Parliament and of the Council of 29 April 2015 on the monitoring, reporting and verification of carbon dioxide emissions from maritime transport, and amending Directive 2009/16/EC (OJ L 123, 19.5.2015, p. 55).

²⁶ Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a system for greenhouse gas emission allowance trading within the Union and amending Council Directive 96/61/EC (OJ L 275, 25.10.2003, p. 32).

assistance solutions. In order to monitor progress in the area of decarbonisation of the **maritime** sector, the Agency should report to the Commission on the greenhouse gas reduction efforts and any recommendations that might have every three years.

²⁵ Regulation (EU) 2015/757 of the European Parliament and of the Council of 29 April 2015 on the monitoring, reporting and verification of carbon dioxide emissions from maritime transport, and amending Directive 2009/16/EC (OJ L 123, 19.5.2015, p. 55).

²⁶ Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a system for greenhouse gas emission allowance trading within the Union and amending Council Directive 96/61/EC (OJ L 275, 25.10.2003, p. 32).

Or. en

Amendment 32 **Maria da Graça Carvalho**

Proposal for a regulation **Recital 17 a (new)**

Text proposed by the Commission

Amendment

(17a) As far as the fisheries sector is concerned, while all these measures are essential to ensure that we have clean seas, which in turn are essential for those who wish to fish, farm and sell quality products from the sea, these measures must be accompanied by the necessary allocation of funds and incentives so that the existence of small-scale and artisanal fisheries is not threatened.

Or. en

Amendment 33
Maria da Graça Carvalho

Proposal for a regulation
Recital 23

Text proposed by the Commission

(23) National authorities carrying out coast guard functions are responsible for a wide range of tasks, which may include maritime safety, security, search and rescue, border control, fisheries control, customs control, general law enforcement and environmental protection. The Agency, the European Border and Coast Guard Agency, established by Regulation (EU) 2019/1896 of the European Parliament and of the Council²⁹, and the European Fisheries Control Agency, established by Regulation (EU) 2019/473 of the European Parliament and of the Council³⁰, should therefore strengthen their cooperation, within their mandate, both with each other and with the national authorities carrying out coast guard functions, in order to increase maritime situational awareness and to support coherent and cost-efficient action.

²⁹ Regulation (EU) 2019/1896 of the European Parliament and of the Council of 13 November 2019 on the European Border and Coast Guard and repealing Regulations (EU) No 1052/2013 and (EU) 2016/1624 (OJ L 295, 14.11.2019, p. 1).

³⁰ Regulation (EU) 2019/473 of the European Parliament and of the Council of 19 March 2019 on the European Fisheries Control Agency (OJ L 83, 25.3.2019, p.

Amendment

(23) National authorities carrying out coast guard functions are responsible for a wide range of tasks, which may include maritime safety, security, search and rescue, border control, fisheries control, customs control, general law enforcement and environmental protection. The Agency, the European Border and Coast Guard Agency, established by Regulation (EU) 2019/1896 of the European Parliament and of the Council²⁹, and the European Fisheries Control Agency, established by Regulation (EU) 2019/473 of the European Parliament and of the Council³⁰, should therefore strengthen their cooperation, within their mandate, both with each other and with the national authorities carrying out coast guard functions, in order to increase maritime situational awareness and to support coherent and cost-efficient action, ***by providing services, information, technology, equipment and training, as well as by coordinating multi-purpose operations, collecting data for scientific research, monitoring European waters and implementing cooperation programmes with third countries.***

²⁹ Regulation (EU) 2019/1896 of the European Parliament and of the Council of 13 November 2019 on the European Border and Coast Guard and repealing Regulations (EU) No 1052/2013 and (EU) 2016/1624 (OJ L 295, 14.11.2019, p. 1).

³⁰ Regulation (EU) 2019/473 of the European Parliament and of the Council of 19 March 2019 on the European Fisheries Control Agency (OJ L 83, 25.3.2019, p.

18).

18).

Or. en

Amendment 34
Francisco Guerreiro

Proposal for a regulation
Recital 36 a (new)

Text proposed by the Commission

Amendment

(36a) The Agency should strengthen its cooperation with the European Fisheries Control Agency (EFCA) regarding the prevention and handling of incidents at sea involving fishing vessels.

Or. en

Amendment 35
Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation
Article 1 – paragraph 2

Text proposed by the Commission

Amendment

2. The Agency shall assist the Member States and the Commission in the effective application and implementation of Union law related to maritime **transport** across the Union. To that end, the Agency shall cooperate with the Member States and the Commission and provide them with technical, operational and scientific assistance within the scope of the Agency's objectives and tasks set out in Article 2 and Chapters II and III.

2. The Agency shall assist the Member States and the Commission in the effective application and implementation of Union law related to maritime **traffic** across the Union. To that end, the Agency shall cooperate with the Member States and the Commission and provide them with technical, operational and scientific assistance within the scope of the Agency's objectives and tasks set out in Article 2 and Chapters II and III.

Or. en

Amendment 36
Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation
Article 1 – paragraph 3

Text proposed by the Commission

3. By providing the assistance referred to in paragraph 2, the Agency shall in particular provide support to the Member States and the Commission to apply the relevant Union legal acts properly while contributing to the overall efficiency of maritime traffic and maritime transport as set out in this Regulation, so as to facilitate the achievement of the Union's objectives in the maritime **transport** domain.

Amendment

3. By providing the assistance referred to in paragraph 2, the Agency shall in particular provide support to the Member States and the Commission to apply the relevant Union legal acts properly while contributing to the overall efficiency of maritime traffic and maritime transport as set out in this Regulation, so as to facilitate the achievement of the Union's objectives in the maritime domain.

Or. en

Amendment 37
Maria da Graça Carvalho

Proposal for a regulation
Article 2 – paragraph 1

Text proposed by the Commission

1. The objectives of the Agency shall be the promotion and establishment of a high, uniform and effective level of maritime safety aiming **towards zero** accidents, maritime security, the reduction of greenhouse gas emissions from ships and the sustainability of the maritime sector as well as the prevention of and response to pollution caused by ships and the response to marine pollution caused by oil and gas installations.

Amendment

1. The objectives of the Agency shall be the promotion and establishment of a high, uniform and effective level of maritime safety aiming **at the maximum reduction of** accidents - **all fishing vessels included** -, maritime security, the reduction of greenhouse gas emissions from ships and the sustainability of the maritime sector as well as the prevention of and response to pollution caused by ships and the response to marine pollution caused by oil and gas installations.

Or. en

Amendment 38
Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation

Article 3 – paragraph 5

Text proposed by the Commission

5. Where required for the implementation of its tasks, the Agency shall undertake studies, involving the Commission and where applicable, through consultation steering groups, the Member States, and where appropriate, the social partners and industry representatives with expertise in the relevant topics.

Amendment

5. Where required for the implementation of its tasks, the Agency shall undertake studies, involving the Commission and where applicable, through consultation steering groups, the Member States, and where appropriate, the social partners and industry representatives with expertise in the relevant topics ***as well as consulting other relevant EU Agencies such as EFCA.***

Or. en

Amendment 39

Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation

Article 3 – paragraph 6

Text proposed by the Commission

6. On the basis of the research and studies conducted by the Agency, but also on the basis of the experience gained through its own activities, especially the visits and inspections, and exchange of information and good practices with the Member States ***and*** the Commission, the Agency may issue, after prior consultation with the Commission, relevant non-binding recommendations, guidelines or manuals to support and facilitate Member States, and where appropriate the industry, in the implementation of the Union legislation.

Amendment

6. On the basis of the research and studies conducted by the Agency, but also on the basis of the experience gained through its own activities, especially the visits and inspections, and exchange of information and good practices with the Member States, the Commission ***and other relevant EU Agencies***, the Agency may issue, after prior consultation with the Commission, relevant non-binding recommendations, guidelines or manuals to support and facilitate Member States, and where appropriate the industry, in the implementation of the Union legislation.

Or. en

Amendment 40

Maria da Graça Carvalho

Proposal for a regulation

Article 4 – paragraph 1

Text proposed by the Commission

1. The Agency shall monitor progress on the safety of maritime **transport** in the Union, conduct risk analysis on the basis of the available data and develop safety risk assessment models to identify safety challenges and risks. Every three years it shall present to the Commission a report on progress on maritime safety with possible technical recommendations that could be addressed at the Union or the international level. In this regard, the Agency shall in particular analyse and propose relevant guidance or recommendations in relation to potential safety risks stemming from the uptake and deployment of sustainable alternative sources of power for ships, including onshore power supply to ships at berth.

Amendment

1. The Agency shall monitor progress on the safety of maritime **activities** in the Union, conduct risk analysis on the basis of the available data and develop safety risk assessment models to identify safety challenges and risks. Every three years it shall present to the Commission a report on progress on maritime safety with possible technical recommendations that could be addressed at the Union or the international level. In this regard, the Agency shall in particular analyse and propose relevant guidance or recommendations in relation to potential safety risks stemming from the uptake and deployment of sustainable alternative sources of power for ships, including onshore power supply to ships at berth.

Or. en

Amendment 41 Clara Aguilera

Proposal for a regulation Article 4 – paragraph 9

Text proposed by the Commission

9. The Agency shall gather and analyse data on seafarers provided and used in accordance with Directive (EU) 2022/993 of the European Parliament and of the Council⁴⁰. It **may also** gather and analyse data on the implementation of the Maritime Labour Convention, 2006 (MLC, 2006) with the aim of assisting in the improvement of the onboard working and living conditions of seafarers..

Amendment

9. The Agency shall gather and analyse data on seafarers provided and used in accordance with Directive (EU) 2022/993 of the European Parliament and of the Council⁴⁰. ***It shall do the same in particular regarding fishers in line with the requirements of the International Convention on Standards of Training, Certification and Watchkeeping for Fishing Vessel Personnel (STCW-F). It shall*** gather and analyse data on the implementation of the Maritime Labour Convention, 2006 (MLC, 2006) ***and the Work in Fishing Convention, 2007 (C188)*** with the aim of assisting in the

improvement **and harmonisation** of the onboard **safety**, working and living conditions of seafarers **and fishers**. ***It shall also gather and analyze social indicators which shall be taken into account when providing horizontal technical support to the European Commission and the Member States.***

⁴⁰ Directive (EU) 2022/993 of the European Parliament and of the Council of 8 June 2022 on the minimum level of training of seafarers (OJ L 169, 27.6.2022, p. 45).

⁴⁰ Directive (EU) 2022/993 of the European Parliament and of the Council of 8 June 2022 on the minimum level of training of seafarers (OJ L 169, 27.6.2022, p. 45).

Or. en

Justification

This amendment intends to replace MEP Aguilera's Opinion AM 9.

Amendment 42 **Anja Haga**

Proposal for a regulation **Article 4 – paragraph 9**

Text proposed by the Commission

9. The Agency shall gather and analyse data on seafarers provided and used in accordance with Directive (EU) 2022/993 of the European Parliament and of the Council⁴⁰. ***It may also*** gather and analyse data on the implementation of the Maritime Labour Convention, 2006 (MLC, 2006) with the aim of assisting in the improvement of the onboard working and living conditions of seafarers..

⁴⁰ Directive (EU) 2022/993 of the

Amendment

9. The Agency shall gather and analyse data on seafarers provided and used in accordance with Directive (EU) 2022/993 of the European Parliament and of the Council⁴⁰. ***The Agency shall also gather and analyse data on fishers used in accordance with the STCW-F Convention. It shall*** gather and analyse data on the implementation of the Maritime Labour Convention, 2006 (MLC, 2006) ***and the Work in Fishing Convention (C188, 2007)*** with the aim of assisting in the improvement ***and harmonisation*** of the onboard ***safety***, working and living conditions of seafarers ***and fishers***.

⁴⁰ Directive (EU) 2022/993 of the

European Parliament and of the Council of 8 June 2022 on the minimum level of training of seafarers (OJ L 169, 27.6.2022, p. 45).

European Parliament and of the Council of 8 June 2022 on the minimum level of training of seafarers (OJ L 169, 27.6.2022, p. 45).

Or. en

Amendment 43

Francisco José Millán Mon, Gabriel Mato

Proposal for a regulation

Article 4 – paragraph 9

Text proposed by the Commission

9. The Agency shall gather and analyse data on seafarers provided and used in accordance with Directive (EU) 2022/993 of the European Parliament and of the Council⁴⁰. It *may also* gather and analyse data on the implementation of the Maritime Labour Convention, 2006 (MLC, 2006) with the aim of assisting in the improvement of the onboard working and living conditions of seafarers.

⁴⁰ Directive (EU) 2022/993 of the European Parliament and of the Council of 8 June 2022 on the minimum level of training of seafarers (OJ L 169, 27.6.2022, p. 45).

Amendment

9. The Agency shall gather and analyse data on seafarers provided and used in accordance with Directive (EU) 2022/993 of the European Parliament and of the Council⁴⁰. ***It shall do the same in particular regarding fishers, in line with the requirements of the STCW-F Convention. It shall*** gather and analyse data on the implementation of the Maritime Labour Convention, 2006 (MLC, 2006) ***and the Work in Fishing Convention, 2007 (C188)*** with the aim of assisting in the improvement of the onboard working and living conditions of seafarers ***and fishers***.

⁴⁰ Directive (EU) 2022/993 of the European Parliament and of the Council of 8 June 2022 on the minimum level of training of seafarers (OJ L 169, 27.6.2022, p. 45).

Or. en

Amendment 44

Maria da Graça Carvalho

Proposal for a regulation

Article 4 – paragraph 9

9. The Agency shall gather and analyse data on seafarers provided and used in accordance with Directive (EU) 2022/993 of the European Parliament and of the Council⁴⁰. It may also gather and analyse data on the implementation of the Maritime Labour Convention, 2006 (MLC, 2006) with the aim of assisting in the improvement of the onboard working and living conditions of seafarers..

9. The Agency shall gather and analyse data on seafarers provided and used in accordance with Directive (EU) 2022/993 of the European Parliament and of the Council⁴⁰. It may also gather and analyse data on the implementation of the Maritime Labour Convention, 2006 (MLC, 2006) **and the Work in Fishing Convention, 2007 (C188)** with the aim of assisting in the improvement of the onboard working and living conditions of seafarers. ***It shall also gather and analyse data on fishermen, in line with the requirements of the STCW-F Convention.***

⁴⁰ Directive (EU) 2022/993 of the European Parliament and of the Council of 8 June 2022 on the minimum level of training of seafarers (OJ L 169, 27.6.2022, p. 45).

⁴⁰ Directive (EU) 2022/993 of the European Parliament and of the Council of 8 June 2022 on the minimum level of training of seafarers (OJ L 169, 27.6.2022, p. 45).

Or. en

Amendment 45

Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation

Article 4 – paragraph 9

Text proposed by the Commission

Amendment

9. The Agency shall gather and analyse data on seafarers provided and used in accordance with Directive (EU) 2022/993 of the European Parliament and of the Council⁴⁰. It **may** also gather and analyse data on the implementation of the Maritime Labour Convention, 2006 (MLC, 2006) with the aim of assisting in the improvement of the onboard working and living conditions of seafarers..

9. The Agency shall gather and analyse data on seafarers **and fishers** provided and used in accordance with Directive (EU) 2022/993 of the European Parliament and of the Council⁴⁰. It **shall** also gather and analyse data on the implementation of the Maritime Labour Convention, 2006 (MLC, 2006) with the aim of assisting in the improvement of the onboard working and living conditions of seafarers **and fishers**.

⁴⁰ Directive (EU) 2022/993 of the

⁴⁰ Directive (EU) 2022/993 of the

European Parliament and of the Council of 8 June 2022 on the minimum level of training of seafarers (OJ L 169, 27.6.2022, p. 45).

European Parliament and of the Council of 8 June 2022 on the minimum level of training of seafarers (OJ L 169, 27.6.2022, p. 45).

Or. en

Amendment 46
Anja Haga

Proposal for a regulation
Article 4 – paragraph 9 a (new)

Text proposed by the Commission

Amendment

9a. In accordance with the calls from the social partners in the fisheries sector to transpose the IMO STCW-F Convention into Union law, this convention should be transposed on EU-level through a Directive with the goal to set an harmonized framework for minimum level of training of fishers in Europe.

Or. en

Amendment 47
Francisco José Millán Mon, Gabriel Mato

Proposal for a regulation
Article 4 – paragraph 9 a (new)

Text proposed by the Commission

Amendment

9a. The Agency shall work closely with the Commission in order to transpose the IMO STCW-F Convention into Union law with the goal to set a harmonized framework for minimum level of training of fishers in Europe, including safety training and digitalization.

Or. en

Amendment 48

Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation

Article 5 – paragraph 2 – point d a (new)

Text proposed by the Commission

Amendment

(da) sharing and recieveing relevant information from other EU Agencies, such as EFCA, especially in relation to lost fishing gear

Or. en

Amendment 49

Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation

Article 6 – paragraph 6

Text proposed by the Commission

Amendment

6. The Agency shall every three years present to the Commission a report on the progress made in achieving the decarbonisation of maritime ***transport*** at the Union level. Where possible, the report shall include technical analysis on identified issues that could to be addressed at the Union level.

6. The Agency shall every three years present to the Commission a report on the progress made in achieving the decarbonisation of maritime ***sector*** at the Union level. Where possible, the report shall include technical analysis on identified issues that could to be addressed at the Union level ***taking into account the specificities of different fleet segments and types for ships.***

Or. en

Amendment 50

Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation

Article 7 – paragraph 2

Text proposed by the Commission

Amendment

2. The Agency shall assist the Commission and the Member States,

2. The Agency shall assist the Commission and the Member States,

together with any other relevant Union body, in developing resilience against cybersecurity incidents in the maritime sector in particular by facilitating the exchange of best practices and information on cyber security incidents between the Member States.

together with any other relevant Union body, **especially EFCA**, in developing resilience against cybersecurity incidents in the maritime sector in particular by facilitating the exchange of best practices and information on cyber security incidents between the Member States.

Or. en

Amendment 51
Maria da Graça Carvalho

Proposal for a regulation
Article 12 – paragraph 1 – introductory part

Text proposed by the Commission

1. The Agency shall, in cooperation with the European Border and Coast Guard Agency, established by Regulation (EU) 2019/1896, and the European Fisheries Control Agency, established by Regulation (EU) 2019/473, each within their mandate, support national authorities carrying out coast guard functions at national and Union level and, where appropriate, at international level by:

Amendment

1. The Agency shall, in cooperation with the European Border and Coast Guard Agency, established by Regulation (EU) 2019/1896, and the European Fisheries Control Agency, established by Regulation (EU) 2019/473, each within their **respective** mandate, support national authorities carrying out coast guard functions, **namely fisheries monitoring, border control, maritime safety, security, search and rescue, customs control, general law enforcement and environmental protection**, at national and Union level and, where appropriate, at international level by:

Or. en

Amendment 52
Maria da Graça Carvalho

Proposal for a regulation
Article 12 – paragraph 1 – point a

Text proposed by the Commission

(a) sharing, fusing and analysing information available in ship reporting

Amendment

(a) sharing, fusing and analysing **data and** information available in ship reporting

systems and other information systems hosted by or accessible to those agencies, in accordance with their respective legal bases and without prejudice to the ownership of data by Member States;

systems and other information systems hosted by or accessible to those agencies, in accordance with their respective legal bases and without prejudice to the ownership of data by Member States;

Or. en

Amendment 53
Maria da Graça Carvalho

Proposal for a regulation
Article 12 – paragraph 1 – point c

Text proposed by the Commission

(c) building capacity by drawing up guidelines and recommendations and by establishing best practices as well as by providing training and exchange of staff;

Amendment

(c) building capacity by drawing up guidelines and recommendations and by establishing **and sharing** best practices as well as by providing training and exchange of staff;

Or. en

Amendment 54
Maria da Graça Carvalho

Proposal for a regulation
Article 12 – paragraph 1 – point e

Text proposed by the Commission

(e) sharing capacity by planning and implementing multipurpose operations and by sharing assets and other capabilities, to the extent that these activities are coordinated by those agencies and are agreed to by the competent authorities of the Member States concerned.

Amendment

(e) sharing capacity by planning and implementing multipurpose operations and by sharing assets, **equipment** and other capabilities, to the extent that these activities are coordinated by those agencies and are agreed to by the competent authorities of the Member States concerned;

Or. en

Amendment 55

Maria da Graça Carvalho

Proposal for a regulation

Article 12 – paragraph 1 – point e a (new)

Text proposed by the Commission

Amendment

(ea) sharing the relevant cutting-edge technologies, including artificial intelligence, in a collaborative and flexible way, to find solutions to the challenges faced in the different areas;

Or. en

Amendment 56

Maria da Graça Carvalho

Proposal for a regulation

Article 12 – paragraph 1 – point e b (new)

Text proposed by the Commission

Amendment

(eb) increasing the cooperation in order to collect data for marine scientific research purpose on marine ecosystems, physical oceanography, marine chemistry, marine biology, fisheries, scientific ocean drilling and coring, geological and geophysical research, and other activities;

Or. en

Amendment 57

Maria da Graça Carvalho

Proposal for a regulation

Article 12 – paragraph 1 – point e c (new)

Text proposed by the Commission

Amendment

(ec) implementing cooperation projects with third countries to improve maritime safety, pollution prevention by ships, maritime security and preservation of the marine environment;

Amendment 58

Maria da Graça Carvalho

Proposal for a regulation

Article 12 – paragraph 1 – point e d (new)

Text proposed by the Commission

Amendment

(ed) reinforcing the monitoring of European waters to detect illegal waste spills and potential oil spills;

Or. en

Amendment 59

Maria da Graça Carvalho

Proposal for a regulation

Article 12 – paragraph 2

Text proposed by the Commission

Amendment

2. Without prejudice to the powers of the Management Board of the Agency set out in Article 15, the precise forms of cooperation on coast guard functions between the Agency, the European Border and Coast Guard Agency and the European Fisheries Control Agency shall be determined in a working arrangement, in accordance with their respective mandates and the financial rules applicable to those agencies. Such an arrangement shall be approved by the management Board of the Agency, the Administrative Board of the European Fisheries Control Agency and the management board of the European Border and Coast Guard Agency.

2. Without prejudice to the powers of the Management Board of the Agency set out in Article 15, the precise forms of cooperation on coast guard functions between the Agency, the European Border and Coast Guard Agency and the European Fisheries Control Agency shall be determined in a **flexible** working arrangement, in accordance with their respective mandates and the financial rules applicable to those agencies. Such an arrangement shall be approved by the management Board of the Agency, the Administrative Board of the European Fisheries Control Agency and the management board of the European Border and Coast Guard Agency.

Or. en

Amendment 60

Izaskun Bilbao Barandica, Pierre Karleskind, Catherine Chabaud

Proposal for a regulation

Article 41 – paragraph 1

Text proposed by the Commission

1. No later than 5 years after the [date of entry into force], and every 5 years thereafter, the Commission shall conduct an evaluation to assess particularly the impact, effectiveness and efficiency of the Agency and its working practices. The evaluation shall, in particular, address the possible need to modify the mandate of the Agency, and the financial implications of any such modification.

Amendment

1. No later than 5 years after the [date of entry into force], and every 5 years thereafter, the Commission shall conduct an evaluation to assess particularly the impact, effectiveness and efficiency of the Agency and its working practices, ***including its cooperation with other EU Agencies and especially those referred to in Article 12.*** The evaluation shall, in particular, address the possible need to modify the mandate of the Agency, ***including how cooperation with other EU Agencies can be improved,*** and the financial implications of any such modification.

Or. en