Council of the European Union

Brussels, 31 October 2024
(OR. en)

14941/24

Interinstitutional File: 2023/0171(COD)

CODEC 1986
TRANS 452
MAR 179
OMI 103
ENV 1049
DROIPEN 226

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Draft DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2005/35/EC as regards ship-source pollution and on the introduction of administrative penalties for infringements **(first reading)** - Adoption of the legislative act

1. On 1 June 2023 the Commission submitted its proposal[1], based on Article 100(2) TFEU, to the Council.

2. The European Economic and Social Committee delivered its opinion on 20 September 2023[2].

3. The Committee of the Regions was consulted and decided not to issue an opinion.

[1] 10119/23 + ADD 1 + ADD 2 REV 1 + ADD 3 REV 1 + ADD 4 to 5.
[2] OJ C, C/2023/872, 8.12.2023, ELI: http://data.europa.eu/eli/C/2023/872/oj.

4. On 10 April 2024, the European Parliament adopted its position at first reading on the Commission proposal (without legal linguistic revision). After finalisation of the adopted text by the legal linguists, the Parliament approved a corrigendum to that position at its plenary session from 21 to 24 October 2024. It reflects the compromise agreement reached between the institutions and should, therefore, be acceptable to the Council [3].

5. The Permanent Representatives Committee is therefore asked to confirm its agreement and to suggest that the Council approve the European Parliament's position, as set out in PE-CONS 91/24, as an "A" item at a forthcoming meeting.

6. If the Council approves the European Parliament's position, the legislative act will be adopted.

   After being signed by the Presidents of the European Parliament and of the Council, the legislative act will be published in the *Official Journal of the European Union*.

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[3] 14750/24.