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General Secretariat

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**WORKING PAPER**

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**CONTRIBUTION**

From:	General Secretariat of the Council
To:	Working Party on Shipping
N° prev. doc.:	ST 10059/18
N° Cion doc.:	ST 9123/18 + ADD 1
Subject:	Proposal for a Directive of the European Parliament and of the Council amending Directive 2008/106/EC on the minimum level of training of seafarers and repealing Directive 2005/45/EC - Comments by Denmark

Delegations will find attached comments by Denmark on the above proposal.

## Comments by Denmark

### Text proposal:

'(10) Article 27 is amended as follows:

(a) the first paragraph is amended as follows:

"1. The Commission shall be empowered to adopt delegated acts, in accordance with Article 27a, amending Annex V to this Directive with respect to specific and relevant content and details of the information that needs to be reported by Member States provided that such acts are limited to taking into account the amendments to the STCW Convention and **Part A of the** Code and respect the safeguards on data protection. Such delegated acts shall not change the provisions of anonymisation of data as required by Article 25a(3)."

(b) the following paragraph 2 is added:

"2. The Commission shall be empowered to adopt delegated acts, in accordance with Article 27a, in order to amend Annex I to this Directive and any other the related necessary provisions of this Directive in order to align it them with new amendments to the STCW Convention and **Part A of the** Code."

**Justification:** when it comes to the delegation of powers in Article 27, Denmark would suggest to make it explicitly clear that that delegation only concerns the mandatory parts of the STCW Convention. As Part B of the STCW Code is not mandatory, Denmark suggests to add wording stating that the Commission is only delegated power to adopt delegated acts about changes to the STCW Convention itself or the mandatory Part A of the STCW Code.

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