

**Comments by Greece on Proposal for a Directive of the European Parliament and of the Council amending Directive 2009/21/EC
on compliance with flag State requirements**

(ST 16967/3/23/Rev.3/25.01.2024 and WK 1100/2024 INIT/ 26.01.2024)

As regards the Presidency's proposals on:

a) Lines 79 and 84 – electronic information sharing:

We prefer GA text on line 79, however, on line 84, we support the Presidency's compromise proposals.

b) Line 97 – IMO audit and publication:

The publication of IMO audit reports is a prerogative of IMO (EU) MSs and should be remain as it is. There is a possibility that the publication of the audit reports could hamper the competitiveness of the EU fleets against third countries. In addition the proposed amendment has no added value since the decision not to publish the outcome of the audit has evaluated also confidentially issues.

c) Lines 36e-g:

We support the Presidency's compromise proposals.

d) Lines 14 and 56 – HSSC:

We support the Presidency's compromise proposals.

e) Lines 57-57f – the risk-based approach, Lines 113-116 - the high-level expert group, Lines 19, 31, 104 - training provided by EMSA:

We support the Presidency's compromise proposals.

f) Line 21:

The reference to "genuine link" is not supported. Linking the proposal with the 'genuine link' notion is contrary to the objective UNCLOS which has left it to flag states to define what constitutes a genuine link as a matter of state sovereignty.



Council of the European Union
General Secretariat

**Interinstitutional files:
2023/0172 (COD)**

Brussels, 30 January 2024

WK 1387/2024 INIT

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CONTRIBUTION

From:	General Secretariat of the Council
To:	Working Party on Shipping
Subject:	Proposal for a Directive of the European Parliament and of the Council amending Directive 2009/21/EC on compliance with flag State requirements - Comments by Greece

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