



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 4 October 2013

**Interinstitutional File:
2013/0020 (NLE)**

**13952/1/13
REV 1**

**TRANS 484
MAR 137**

REVISED “I/A” ITEM NOTE

from: General Secretariat of the Council

to: Coreper/Council

No. prev. doc.: 12354/13 TRANS 393 MAR 100

No. Cion prop.: 6040/13 TRANS 45 MAR 13

Subject: Proposal for a Council Decision authorising Member States to sign, ratify or accede to the Cape Town Agreement of 2012 on the Implementation of the provisions of the 1993 Protocol relating to the Torremolinos International Convention for the Safety of Fishing Vessels, 1977

- Agreement in principle by the Council
- Request by the Council for the consent of the European Parliament

1. The above-mentioned proposal, which the Commission transmitted to Council on 31 January 2013, authorises the Member States to sign, sign and ratify, or accede, as appropriate, to the Cape Town Agreement of 2012 on the Implementation of the provisions of the 1993 Protocol relating to the Torremolinos International Convention for the Safety of Fishing Vessels, 1977. The legal base of the proposal requires the consent of the European Parliament.

2. The 1993 Protocol was - to a large extent - transposed into Union legislation through Council Directive 97/70/EC¹ setting up a harmonised safety regime for fishing vessels of 24 metres in length and over.

¹ OJ L 34, 9.2.1998, p.1.

3. Following examination at several meetings of the Shipping Working Party, Coreper on 6 September 2013 resolved the outstanding issues and decided to forward the agreed text to a revision through the Council lawyer-linguist service. This revised text is reflected in document 13408/13 TRANS 466 MAR 126.
4. At Coreper several delegations informed the Committee about their intention to deliver statements to the minutes of the Council upon adoption of the Council Decision. These statements are already reflected in the addenda to this note and will appear in the minutes to the Council upon final adoption of the Council Decision.
5. The UK still has a parliamentary scrutiny reservation on the draft Council Decision.
6. The Permanent Representatives Committee is, therefore, invited:
 - to endorse the draft Council Decision as reflected in document 13408/13 TRANS 466 MAR 126 (text finalised by the legal/linguistic experts),
 - to ask for the Council's agreement in principle to the draft Council Decision and
 - to suggest that the Council, with a view to the future adoption of the Decision, decides to forward the text of the draft Council Decision as contained in document 13408/13 TRANS 466 MAR 126 to the European Parliament for its consent.
