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European Union

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From: General Secretariat of the Council
To: Permanent Representatives Committee (Part 1)/Council

No. prev. doc.: 11871/16 MAR 216 OMI 55 ENV 546
No. Cion doc.: 11853/16 MAR 214 OMI 54 ENV 543

Subject: Draft Council Decision on the position to be adopted on behalf of the European Union at the International Maritime Organization during the 70th session of the Marine Environment Protection Committee and the 97th session of the Maritime Safety Committee on the adoption of amendments to MARPOL Annex VI, SOLAS Regulations II-1, SOLAS Regulations III/1.4, III/30 and III/37, SOLAS Regulations II-2/1 and II-2/10, SOLAS Regulation II-1/3-12, the STCW Convention and Code, the Fire Systems Safety Code and the 2011 Enhanced Survey Programme Code
- Adoption

Statement by the Commission

"In so far as the relevant amendments to SOLAS Regulations II-1/1, II-1/2, II-1/3, II-1/4, II-1/5, II-1/6, II-1/7, II-1/8-1, II-1/9, II-1/10, II-1/12, II-1/13, 15 – 17, 19, 21, 22 and 35, SOLAS Regulations II-2/1 and II-2/10 and Chapter 13 of the FSS Code are concerned, their adoption at the IMO affects existing Union legislation. Therefore, these amendments fall within the exclusive external competence of the Union. Consequently, the Union position established in respect of those amendments cannot be limited in scope and must therefore be understood as covering them in their entirety, without prejudice to Article 2(2) TFEU."