



Council of the  
European Union

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## DECLASSIFICATION

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Subject: Recommendation from the Commission to the Council for a Council  
Decision on the negotiation of the provisions of the draft Maritime Labour  
Standards Convention in the context of the International Labour  
Organisation (ILO)

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Delegations will find attached the declassified version of the above document.

The text of this document is identical to the previous version.

# RESTREINT UE



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 15 April 2005**

**8034/05**

**RESTREINT UE**

**MAR 60  
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## **"A" ITEM NOTE**

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from : Secretariat  
to : Committee of Permanent Representatives / Council

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Subject : Recommendation from the Commission to the Council for a Council Decision on the negotiation of the provisions of the draft Maritime Labour Standards Convention in the context of the International Labour Organisation (ILO)

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1. On 10 March 2005, the Commission submitted a recommendation to the Council seeking to obtain directives for negotiating the provisions of the draft Maritime Labour Standards Convention in the context of the International Labour Organisation (ILO).
2. The Shipping Working Party examined the Commission's recommendation and agreed to give the European Community limited negotiation guidelines before the Tripartite Intersessional Meeting on the Follow-up to the Preparatory Technical Maritime Conference in Geneva on 21-28 April 2005, whilst it decided to have at one of its future meetings a further look on the second element of the recommendation concerning a possible "participation clause for Regional Economic Integration Organisations" <sup>1</sup>.

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<sup>1</sup> Indeed the moment to introduce, if relevant, a new amendment to the draft Convention seems to be the moment when remarks can be voiced on the draft Convention as resulting from the discussion on 21-28 April exclusively focussed on the already existing open questions.

## **RESTREINT UE**

3. The Council is invited, subject to confirmation by the Committee of Permanent Representatives, to adopt the decision authorising the European Community to negotiate the draft Maritime Labour Standards Convention, as presented in Annex.

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ANNEX

## DECISION OF THE COUNCIL

on the negotiation of the provisions of the draft Maritime Labour Standards Convention  
in the context of the International Labour Organisation (ILO)

### THE COUNCIL OF THE EUROPEAN UNION

Having regard to the Treaty establishing the European union, and in particular Article 300(1) thereof,

Having regard to the Recommendation from the Commission,

Whereas

- 1) The International Labour Office has launched a major consolidation of the existing body of the maritime labour instruments into a single instrument in line with recommendations made by the ILO Joint Maritime Commission in January 2001.
- 2) The European Commission's status in the ILO does not permit it to express itself as a Member or as a contracting party to the Convention in the name of the European Community

HAS DECIDED AS FOLLOWS:

#### Sole article

The European Community through its Member States is hereby authorised to negotiate, within the limits of its competence, the provisions of the consolidated ILO Maritime Labour Standards Convention (hereinafter “the Convention”) taking into account the negotiating directives.

# RESTREINT UE

Annex to the ANNEX

**Negotiating Directives for negotiation of the provisions  
of the draft Maritime Labour Standards Convention  
in the context of the International Labour Organisation (ILO)**

The Commission and the Member States will endeavour to ensure that the provisions of the Convention are consistent with the relevant Community legislation.

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