



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 17 December 2013

17456/13

**Interinstitutional File:
2013/0074 (COD)**

**CODEC 2870
POLMAR 29
PESC 1492
COSDP 1127
AGRI 824
TRANS 657
JAI 1123
ENV 1174
PECHE 605
PE 581**

INFORMATION NOTE

from: General Secretariat of the Council
to: Permanent Representatives Committee/Council
Subject: Proposal for a Directive of the European Parliament and of the Council
establishing a framework for maritime spatial planning and integrated coastal
management
- Outcome of the European Parliament's proceedings
(Strasbourg, 9 to 12 December 2013)

I. INTRODUCTION

The rapporteur, Ms Gesine MEISSNER (ALDE, DE) presented a report on the proposal for a Directive establishing a framework for maritime spatial planning and integrated coastal management, on behalf of the Committee on Transport and Tourism. The report contained 81 amendments (amendments 1 - 81).

In addition, six other amendments (amendments 82 - 87) had been tabled by political groups (S&D and Greens/EFA).

II. DEBATE

On 11 December 2013, the Parliament debated the proposal.

The rapporteur, Ms Gesine MEISSNER (ALDE, DE), opened the debate and:

- underlined the importance of the maritime sector for the EU economy but also that the intense maritime activities posed a risk to the eco-system of the sea. It was in this context that the EU in 2007 had started developing an integrated maritime policy;
- stated that the proposed directive was necessary because given the increased activities at sea and around the coast, one had to look at inter alia the co-ordination of the various activities and the interaction between sea and coast, also in the context of ensuring sustainability;
- supported the Commission proposal in general but proposed that Member States be given more flexibility in order to reflect how some Member State currently carry out their planning and management of maritime and coastal activities;
- expressed her readiness to begin trilogues as soon as possible.

Commissioner Neven MIMICA:

- recalled the Limassol Declaration from 2012 endorsing the Commission's Blue Growth Initiative and saw the proposed directive as a further step in the direction taken by this initiative. In order to provide the best conditions for businesses, the largely uncoordinated uses of maritime and coastal areas had to be addressed;
- underlined that the directive proposed a light framework building on existing national structures setting some common principles and practices but letting the Member States decide on the content and strategies. The directive also took account of the need to co-ordinate activities between Member States;
- stated that an eco-system based approach was at the heart of the proposal also in line with the Rio +20 declaration from 2012. This approach covered all three pillars of sustainability by also addressing economic and social aspects;

- argued that the proposed directive respected the subsidiarity principle as maritime and coastal activities to a large extent have cross-border, regional and often EU wide impact. Further, the directive would not interfere with policy choices of Member States concerning their coastal areas but only contained provisions on appropriate co-ordination.

The rapporteur for the opinion of the Committee on Fisheries, Ms Isabelle THOMAS (S&D, FR):

- welcomed the proposal and its objective of achieving blue growth and underlined that to achieve the objective, it was necessary to have the adequate tools. Maritime spatial planning and integrated coastal management would allow to develop a strategic view of the various existing and future maritime activities;
- stated that co-ordination was crucial as the coastal zones often combined the most fragile eco-systems with the zones most exposed to land pollution. Often these areas were breeding ground for fish and a disaster on land could endanger the whole eco-system as seen in the case of Fukushima.

Speaking on behalf of the EPP group, Mr Werner KUHN (DE):

- stated that a use of maritime resources that would promote blue growth and jobs in coastal areas could only jointly be brought forward. However, the proposed maritime framework should not become a new level that would override national planning instruments but should ensure a consultation process to facilitate the necessary co-ordination of certain investment plans of the Member States;
- emphasised the importance of mapping for the purposes of planning, taking into account ship routes, fishery areas, tourist areas and environmentally protected areas (like Natura 2000). The exploitation of the sea bed (oil and gas) and the increased role that off shore wind power installations played within renewable energies were factors that should also be dealt with in planning;
- pointed out that the aim was to achieve an optimal planning as regards the sea and coastal areas in order to ensure the protection of national resources for the benefit of future generations.

Speaking on behalf of the S&D group, Mr Spyros DANELLIS (EL):

- referred to the directive as a crucial instrument for achieving blue growth. 1,5 million new jobs could be created via for example renewable resources, biotechnology and advanced forms of tourism. The directive would simplify and facilitate investment, in particular in cross-border regions;
- stressed that without a consistent system of planning to delimit in each region the uses of the sea and coastal areas, blue growth would not be achieved. He supported the eco-system based approach as the development of a number of activities threatened the environment;
- stated that his group stressed the need for co-operation as concerns sea basins between neighbouring countries and had also made proposals to ensure the good use of maritime and coastal regions for recreational purposes amongst others.

Speaking on behalf of the ALDE group, Ms Izaskun BILBAO BARANDICA (ES):

- supported an inclusive process, involving all relevant stakeholders, including regional and local authorities;
- called for laying down priorities and suggested three areas for co-ordination to start with: energy, management of natural resources and transport. The three areas were essential to a smart, inclusive and sustainable growth. Energy because sea and wind power would decrease dependence on fossil fuel; management of natural resources because it is essential to maintain a population in areas that are becoming more and more deserted; and transport because improving mobility of people and goods will lead to increased innovation and competitiveness.

Speaking on behalf of the ECR group, Ms Julie GIRLING (UK):

- supported the objectives in the proposed directive. The mapping of existing and planned human activities plus dialogue between relevant stakeholders is necessary to ensure the growth and development of coastal communities;
- however, objected to extensive prescriptive detail in the proposal going beyond the intentions of being a framework offering guidelines but instead hampering Member States that have already taken extensive action in this field;

- stated that although the rapporteur's report had made some improvements to the Commission's proposal, these did not go far enough in doing away with detailed provisions and her group would vote against.

Speaking on behalf of the EFD group. Mr Juozas IMBRASAS (LT):

- underlined the importance of the maritime economy for achieving the goals in the 2020 strategy and for improving competitiveness;
- stated that in order to support sustainable growth and avoid conflicts between the different sectors within the maritime economy, it was necessary to coordinate the various needs. Therefore he supported the proposal for a procedural framework to enable the setting up a coherent and integrated maritime spatial planning and coastal management system where the Member States maintain the freedom of action, taking into account local and regional interests.

Amongst other speakers, the following can be mentioned:

- Ms Marusya LYUBCHEVA (S&D, BG) pointed out that the overuse and over-industrialisation of the coastal areas posed challenges to the environment. Considering how many people lived at the coast, high living standards and a clean environment should be ensured. She called the rapporteur's report well balanced and in particular welcomed the creation of an integrated electronic platform enabling a better monitoring and the inclusion of Natura 2000 sites into the scope of the directive.
- Mr Seán KELLY (EPP, IE) welcomed the increased focus on maritime policy, in particular from the perspective of the resources available in the maritime areas and blue growth. This was the chance to develop fisheries, renewable energy (wind and sea), as well as to look at exploitation of oil and gas and minerals. In this context, the development of ports would be an important factor.

- Ms Dubravka ŠUICA (EPP, CRO) stated that EU had a key role in blue growth and the protection of the eco-system and therefore welcomed the initiative. She also saw the proposal as important to ensure the protection of inter alia the Croatian Coast line ("one of the most beautiful coastal lines").

III. VOTE

The vote took place on 12 December 2013. The European Parliament adopted 82 amendments to the proposal.

All of the Committee's amendments were adopted, however with amendment 21 being only partly adopted and amendment 36 being adopted with an oral amendment. In addition, amendment 87 by the S&D group was adopted.

The amendments adopted are set out in the Annex.

The vote on the legislative resolution was postponed to a later session, thereby not closing the European Parliament's first reading and leaving open the possibility of reaching an agreement in first reading. The matter was then referred back to the Committee on Transport and Tourism, pursuant to Rule 57(2) of the European Parliament's Rules of Procedure.

(12.12.2013)

Maritime spatial planning and integrated coastal management ***I

Amendments adopted by the European Parliament on 12 December 2013 on the proposal for a directive of the European Parliament and of the Council establishing a framework for maritime spatial planning and integrated coastal management (COM(2013)0133 – C7-0065/2013 – 2013/0074(COD))¹

(Ordinary legislative procedure: first reading)

Amendment 1

Proposal for a directive
Citation 1 a (new)

Text proposed by the Commission

Amendment

Having regard to Council Decision 2010/631/EU of 13 September 2010 concerning the conclusion, on behalf of the European Union, of the Protocol on Integrated Coastal Zone Management in the Mediterranean to the Convention for the Protection of the Marine Environment and the Coastal Region of the Mediterranean¹,

¹ OJ L 279, 23.10.2010, p. 1.

Amendment 2

Proposal for a directive
Recital 1

Text proposed by the Commission

Amendment

(1) The high and rapidly increasing demand for maritime space for different purposes, such as renewable energy installations, maritime shipping and fishing

(1) The high and rapidly increasing demand for maritime space for different purposes, such as renewable energy installations, *oil and gas exploration and*

¹ The matter was referred back to the committee responsible for reconsideration pursuant to Rule 57(2), second subparagraph (A7-0379/2013).

activities, ecosystem conservation *and* tourism and aquaculture installations, as well as the multiple pressures on coastal resources require an integrated planning and management approach.

exploitation, maritime shipping and fishing activities, ecosystem *and biodiversity* conservation, *the extraction of raw materials*, tourism and aquaculture installations, as well as the multiple pressures on coastal resources, require an integrated planning and management approach.

Amendment 3

Proposal for a directive

Recital 2

Text proposed by the Commission

(2) Such an approach to ocean management has been developed in the Integrated Maritime Policy for the European Union, including, as its environmental pillar, Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for Community action in the field of marine environmental policy. The objective of the Integrated Maritime Policy is to support the sustainable development of seas and oceans and to develop coordinated, coherent and transparent decision-making in relation to the Union's sectoral policies affecting the oceans, seas, islands, coastal and outermost regions and maritime sectors, including through sea-basin strategies or macro-regional strategies.

Amendment

(2) Such an approach to ocean management *and maritime governance* has been developed in the Integrated Maritime Policy for the European Union, including, as its environmental pillar, Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for Community action in the field of marine environmental policy. The objective of the Integrated Maritime Policy is to support the sustainable development of seas and oceans and to develop coordinated, coherent and transparent decision-making in relation to the Union's sectoral policies affecting the oceans, seas, islands, coastal and outermost regions and maritime sectors, including through sea-basin strategies or macro-regional strategies.

Amendment 4

Proposal for a directive

Recital 3

Text proposed by the Commission

(3) The Integrated Maritime Policy identifies maritime spatial planning and integrated coastal management as cross-cutting policy tools for public authorities

Amendment

(3) The Integrated Maritime Policy identifies maritime spatial planning and integrated coastal management as cross-cutting policy tools for public authorities

and stakeholders to apply a coordinated, integrated approach. The application of an ecosystem-based approach will contribute to promoting the sustainable growth of the maritime and coastal economies and the sustainable use of marine and coastal resources.

and stakeholders to apply a coordinated, integrated **and trans-boundary** approach. The application of an ecosystem-based approach will contribute to promoting the sustainable growth of the maritime and coastal economies and the sustainable use of marine and coastal resources.

Amendment 5

Proposal for a directive

Recital 5

Text proposed by the Commission

(5) In its recent Communication on Blue Growth, Opportunities for Marine and Maritime Sustainable Growth, the Commission has identified a number of ongoing EU initiatives which are intended to implement the Europe 2020 Strategy for smart, sustainable and inclusive growth. The Communication has also identified a number of sector activities on which blue growth initiatives should focus in the future and which should be adequately supported by maritime spatial plans and integrated coastal management strategies.

Amendment

(5) In its recent Communication on Blue Growth Opportunities for Marine and Maritime Sustainable Growth, the Commission has identified a number of ongoing EU initiatives which are intended to implement the Europe 2020 Strategy for smart, sustainable and inclusive growth. The Communication has also identified a number of sector activities on which blue growth initiatives should focus in the future and which should be adequately supported by maritime spatial plans and integrated coastal management strategies. ***The Member States' clear support for those identified strategic areas will provide legal certainty and predictability for public and private investment, which will have a leverage effect on all sectoral policies linked to the maritime and coastal space.***

Amendment 6

Proposal for a directive

Recital 7

Text proposed by the Commission

(7) The United Nations Convention on the Law of the Sea (UNCLOS) states in its preamble that issues relating to the use of ocean space are closely interrelated and

Amendment

(7) The United Nations Convention on the Law of the Sea (UNCLOS) states in its preamble that issues relating to the use of ocean space are closely interrelated and

need to be considered as a whole. Planning of ocean space is the logical advancement and structuring of the use of rights granted under UNCLOS and a practical tool in assisting Member States to comply with their obligations.

need to be considered as a whole. Planning of ocean space is the logical advancement and structuring of the use of rights granted under UNCLOS and a practical tool in assisting Member States **and the competent sub-national authorities** to comply with their obligations.

Amendment 7

Proposal for a directive

Recital 10

Text proposed by the Commission

(10) In order to ensure consistency and legal clarity, the geographical scope for maritime spatial planning and integrated coastal management **strategies** should be defined in conformity with existing legislative instruments of the Union and international maritime law.

Amendment

(10) In order to ensure consistency and legal clarity, the geographical scope for maritime spatial planning and integrated coastal management should be defined in conformity with existing legislative instruments of the Union and international maritime law, **in particular UNCLOS**.

Amendment 8

Proposal for a directive

Recital 12

Text proposed by the Commission

(12) While it is appropriate for the Union to lay down **rules** on maritime spatial plans and integrated coastal management strategies, Member States and their competent authorities remain responsible for designing and determining, within their marine waters and coastal zones, the content of such plans and strategies, including the apportionment of maritime space to the different sector activities.

Amendment

(12) While it is appropriate for the Union to lay down **a transparent and coherent framework** on maritime spatial plans and integrated coastal management strategies, Member States and their competent authorities remain responsible for designing and determining, within their marine waters and coastal zones, the content of such plans and strategies, including the apportionment of maritime space to the different sector activities **and maritime uses**.

Amendment 9

Proposal for a directive Recital 13

Text proposed by the Commission

(13) So as to respect proportionality and subsidiarity, as well as minimise additional administrative **burden**, transposition and implementation of this Directive should to the greatest extent possible build upon existing national rules and mechanisms. Integrated coastal management strategies should build on the principles and elements set out in Council Recommendation 2002/413/EC and Council Decision 2010/631/EU.

Amendment

(13) So as to respect proportionality and subsidiarity, as well as **to** minimise additional administrative **burdens**, transposition and implementation of this Directive should to the greatest extent possible build upon existing national **and Regional Sea Convention** rules and mechanisms. Integrated coastal management strategies should build on the principles and elements set out in Council Recommendation 2002/413/EC **of the European Parliament and of the Council of 30 May 2002 concerning the implementation of Integrated Coastal Zone Management in Europe^{18a}** and Council Decision 2010/631/EU.

^{18a} OJ L 148, 6.6.2002, p. 24.

Amendment 10

Proposal for a directive Recital 15

Text proposed by the Commission

(15) Maritime spatial planning and integrated coastal management should apply the ecosystem-based approach as referred to in Article 1(3) of Directive 2008/56/EC so as to ensure that the collective pressure of all activities is kept within levels compatible with the achievement of good environmental status and that the capacity of marine ecosystems to respond to human-induced changes is not compromised, while enabling the sustainable use of marine goods and services by present and future generations.

Amendment

(15) Maritime spatial planning and integrated coastal management should apply the ecosystem-based approach as referred to in Article 1(3) of Directive 2008/56/EC, **having regard to the principle of subsidiarity and taking account of the precautionary principle and of the principle that preventive action should be taken, as laid down in Article 191(2) of the Treaty on the Functioning of the European Union**, so as to ensure that the collective pressure of all **maritime and coastal** activities is kept within levels compatible with the achievement of good environmental status **and with the**

conservation of natural resources, and that the capacity of marine ecosystems to respond to human-induced changes is not compromised, while enabling the sustainable use of marine goods and services by present and future generations.

Amendment 11

Proposal for a directive Recital 16

Text proposed by the Commission

(16) Maritime spatial planning and integrated coastal management will contribute, inter alia, to achieving the aims of Directive 2009/28/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of the use of energy from renewable sources¹⁹, Council Regulation 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy²⁰, Decision 884/2004/EC of the European Parliament and of the Council amending Decision No 1692/96/EC on Community guidelines for the development of the trans-European transport network²¹, Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy, Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy, the EU Biodiversity Strategy for 2020²², the Roadmap towards a Resource Efficient Europe²³, the EU Strategy on Adaptation to Climate Change²⁴ well as, where appropriate, those of the EU Regional Policy, including the sea-basin and macro-regional strategies.

Amendment

(16) Maritime spatial planning and integrated coastal management will contribute, inter alia, to achieving the aims of Directive 2009/28/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of the use of energy from renewable sources¹⁹, Council Regulation 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy²⁰, ***Directive 2009/147/EC of the European Parliament and of the Council of 30 November 2009 on the conservation of wild birds^{20a}, Council Directive 92/43/EEC on the conservation of natural habitats and of wild fauna and flora^{20b}***, Decision 884/2004/EC of the European Parliament and of the Council amending Decision No 1692/96/EC on Community guidelines for the development of the trans-European transport network²¹, Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy, Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy, the EU Biodiversity Strategy for 2020²², the Roadmap towards a Resource Efficient Europe²³, the EU Strategy on Adaptation to Climate Change²⁴ ***and the Commission's Communication COM(2009)0008 entitled***

'Strategic goals and recommendations for the EU's maritime transport policy until 2018', as well as, where appropriate, those of the EU Regional Policy, including the sea-basin and macro-regional strategies.

¹⁹ OJ L 140, 5.6.2009, pp. 16-62.

²⁰ OJ L 358, 31.12.2002, p. 59-80.

²¹ OJ L 167, 30/04/2005, pp. 1-38.

²² COM(2011) 244 final.

²³ COM(2011) 571 final.

²⁴ COM(2013) XXX.

¹⁹ OJ L 140, 5.6.2009, p. 16.

²⁰ OJ L 358, 31.12.2002, p. 59.

^{20a} OJ L 20, 26.1.2010, p. 7.

^{20b} OJ L 206, 22.7.1992, p. 7.

²¹ OJ L 167, 30.4.2005, p. 1.

²² COM(2011) 244 final.

²³ COM(2011) 571 final.

²⁴ COM(2013) XXX.

Amendment 12

Proposal for a directive Recital 17

Text proposed by the Commission

(17) Maritime and coastal activities are often closely interrelated. This requires maritime spatial plans and integrated coastal management strategies to be coordinated or integrated in order to guarantee the sustainable use of maritime space and management of coastal areas taking account of social, economic and environmental factors.

Amendment

(17) Maritime and coastal activities are often closely interrelated **and interdependent**. This requires maritime spatial plans and integrated coastal management strategies to be coordinated, **linked up** or integrated in order to guarantee the sustainable use of maritime space and management of coastal areas, taking account of social, economic and environmental factors **and objectives**.

Amendment 13

Proposal for a directive Recital 18

Text proposed by the Commission

(18) In order to achieve the objectives of this Directive, maritime spatial plans and integrated coastal management strategies

Amendment

(18) In order to achieve the objectives of this Directive, maritime spatial plans and integrated coastal management strategies

should cover the full cycle of problem identification, information collection, planning, decision-making, implementation **and** monitoring of implementation and be based on best available scientific knowledge. Best use should be made of mechanisms set out in existing or future legislation, including Decision 2010/477/EU on criteria and methodological standards for good environmental status of marine waters or the Commission's Marine Knowledge 2020 initiative²⁵.

²⁵ COM(2010) 461 final.

should cover the full cycle of problem identification, information collection, planning, decision-making, implementation, monitoring of implementation, **revision or updating**, and **should** be based on best **and most recent** available scientific knowledge. Best use should be made of mechanisms set out in existing or future legislation, including Decision 2010/477/EU on criteria and methodological standards for good environmental status of marine waters or the Commission's Marine Knowledge 2020 initiative²⁵.

²⁵ COM(2010) 461 final.

Amendment 14

Proposal for a directive Recital 19

Text proposed by the Commission

(19) The main **purpose** of maritime spatial planning **is** to identify and manage spatial uses **and** conflicts in maritime areas. In order to achieve **that purpose**, Member States need at least to ensure that the planning process or processes result in a comprehensive map identifying the different uses of maritime space, taking into consideration long term changes due to climate change.

Amendment

(19) The main **purposes** of maritime spatial planning **are** to identify and manage spatial uses, **to minimise cross-sectoral** conflicts in maritime areas **and to enhance sustainable growth in the maritime sector**. In order to achieve **those purposes**, Member States need at least to ensure that the planning process or processes result in a comprehensive map identifying the different uses of maritime space, taking into consideration long term changes due to climate change.

Amendment 15

Proposal for a directive Recital 20

Text proposed by the Commission

(20) Member States should consult and coordinate their plans and strategies with

Amendment

(20) Member States should consult and, **as far as possible**, coordinate their plans and

the relevant Member State or third country authorities in the marine region or sub-region or coastal zone concerned in conformity with the rights and obligations of these Member States and third countries under European and international law. Effective cross border cooperation between Member States and with neighbouring third countries requires that the competent authorities in each Member State are identified. Member States therefore need to designate *the* competent *authority or* authorities responsible for cooperation with other Member States or third countries. Given the differences between various marine regions or sub-regions and coastal zones, it is not appropriate to prescribe in detail in this Directive how these cooperation mechanisms should look.

strategies with the relevant Member State or third country authorities in the marine region or sub-region or coastal zone concerned in conformity with the rights and obligations of these Member States and third countries under European and international law. Effective cross border cooperation between Member States and with neighbouring third countries requires that the competent authorities in each Member State are identified. Member States therefore need to designate competent authorities responsible for cooperation with other Member States or third countries. Given the differences between various marine regions or sub-regions and coastal zones, it is not appropriate to prescribe in detail in this Directive how these cooperation mechanisms should look.

Amendment 16

Proposal for a directive Recital 21 a (new)

Text proposed by the Commission

Amendment

(21a) In order to adapt coastal areas to climate change, and to combat erosion or excessive accretion, the risks of sea ingression, the deterioration of ecological status and the loss of biodiversity of coastal ecosystems, it is extremely important that coastal sediment be managed in a sustainable and environmentally friendly manner, with a view to balancing out problematic areas that are at greater risk. Submarine sediment deposits on the continental shelf can be used where there is a shortage of sediment in the coastal system.

Amendment 17

Proposal for a directive Recital 22

Text proposed by the Commission

(22) The management of maritime and coastal areas is complex and involves different levels of authorities, economic operators and other stakeholders. In order to guarantee sustainable development in an effective manner, it is essential that stakeholders, authorities and the public **are** consulted at an appropriate stage in the preparation of maritime spatial plans and integrated coastal management strategies under this Directive, in accordance with relevant EU legislation. ***A good example for public consultation provisions can be found in article 2(2) of Directive 2003/35.***

Amendment

(22) The management of maritime and coastal areas is complex and involves different levels of authorities, economic operators and other stakeholders. In order to guarantee sustainable development in an effective manner, it is essential that stakeholders, authorities and the public **be** consulted at an appropriate stage in the preparation of maritime spatial plans and integrated coastal management strategies under this Directive, in accordance with relevant EU legislation.

Amendment 18

Proposal for a directive

Recital 25

Text proposed by the Commission

(25) In order to ensure that the establishment of maritime spatial plans and integrated coastal management strategies is based on reliable data and to avoid additional administrative burden, it is essential that Member States collect the best available data and information by making use of existing instruments and tools for data collection, such as those developed in the context of the Marine Knowledge 2020 initiative.

Amendment

(25) In order to ensure that the establishment of maritime spatial plans and integrated coastal management strategies is based on reliable data and to avoid *any* additional administrative burden, it is essential that Member States collect ***and use*** the best available data and information by ***encouraging the relevant stakeholders to share their data and information and*** making use of existing instruments and tools for data collection, such as those developed in the context of the Marine Knowledge 2020 initiative.

Amendment 19

Proposal for a directive Recital 25 a (new)

Text proposed by the Commission

Amendment

(25a) In order to support the widespread and coordinated implementation of this Directive throughout the Union, it would be advisable to find, from amongst existing financial instruments, resources to support demonstration programmes and exchanges of good practices and virtuous processes in coastal management and spatial management strategies, plans and governance.

Amendment 20

Proposal for a directive Recital 28

Text proposed by the Commission

Amendment

(28) Timely transposition of the provisions of this Directive is essential since the EU has adopted a number of policy initiatives that are to be implemented by the year 2020 and which this Directive aims to support. The shortest possible deadline for the transposition of this Directive should therefore be adopted.

(28) Timely transposition of the provisions of this Directive is essential since the EU has adopted a number of policy initiatives that are to be implemented by the year 2020 and which this Directive aims to support ***and complement***. The shortest possible deadline for the transposition of this Directive should therefore be adopted.

Amendment 21

Proposal for a directive Article 1 – paragraph 1

Text proposed by the Commission

Amendment

1. This Directive establishes a framework for maritime spatial planning ***and*** integrated coastal management aiming at promoting the sustainable growth of maritime and coastal economies and the

1. This Directive establishes a framework for maritime spatial planning ***involving*** integrated coastal management aiming at promoting the sustainable ***development and*** growth of maritime and coastal

sustainable use of marine and coastal resources.

economies and the sustainable use of marine and coastal resources, *in particular by supporting the priority areas identified in the Commission Communication of 13 September 2012 on Blue Growth Opportunities for Marine and Maritime Sustainable Growth.*

Amendment 22

Proposal for a directive Article 1 – paragraph 2

Text proposed by the Commission

2. Within the Integrated Maritime Policy of the Union, this **framework** provides for the establishment and implementation by Member States of maritime spatial plans and of integrated coastal management strategies with the aim of meeting the objectives specified in Article 5.

Amendment

2. Within the Integrated Maritime Policy of the Union, this **Directive** provides a **framework** for the establishment and implementation by Member States of maritime spatial plans and of integrated coastal management strategies with the aim of meeting the objectives specified in Article 5, *taking into account land-sea interactions and enhanced cross-border cooperation on the basis of the respective UNCLOS provisions.*

Amendment 23

Proposal for a directive Article 2 – paragraph 1

Text proposed by the Commission

1. The provisions of this Directive shall apply to marine waters and coastal zones.

Amendment

1. The provisions of this Directive shall apply to **all** marine waters and coastal zones *of the Union, in compliance with existing Union and national law.*

Amendment 24

Proposal for a directive Article 2 – paragraph 2

Text proposed by the Commission

2. This Directive shall not apply to activities the sole purpose of which is defence or national security. **Each Member State** shall, however, endeavour to ensure that such activities are conducted in a manner compatible with the objectives of this Directive.

Amendment

2. This Directive shall not apply to activities the sole purpose of which is defence or national security. Member **States** shall, however, endeavour to ensure that such activities are conducted in a manner **that is compatible, in so far as is reasonable and practicable**, with the objectives of this Directive.

Amendment 25

Proposal for a directive Article 3 – point 1

Text proposed by the Commission

1. ‘Coastal zone’ means the geomorphologic area on both sides of the seashore **area with as the seaward limit the external limit of the territorial seas of Member States and as the landward limit, the limit** as defined by **the** Member States in their **integrated coastal management strategies**.

Amendment

1. ‘Coastal zone’ means the **seashore and the** geomorphologic area on both sides of the seashore **as defined by** Member States in their **respective laws, with the seaward limit not exceeding their territorial seas**.

Amendment 26

Proposal for a directive Article 3 – point 2

Text proposed by the Commission

2. ‘Integrated Maritime Policy’ means the Union policy **with the aim** to foster coordinated and coherent **decision-making** to maximise the sustainable development, economic growth and social cohesion of Member States, in particular with regard to coastal, insular and outermost regions in the Union, as well as maritime sectors, through coherent maritime-related policies and relevant international cooperation.

Amendment

2. ‘Integrated Maritime Policy’ means the Union policy **established** to foster **a** coordinated and coherent **cross-sectoral and trans-boundary maritime governance** to maximise the sustainable development, economic growth and social cohesion of Member States, in particular with regard to coastal, insular and outermost regions in the Union, as well as maritime sectors, through coherent maritime-related policies and relevant international cooperation.

Amendment 27

Proposal for a directive Article 3 – point 2 a (new)

Text proposed by the Commission

Amendment

2a. 'Maritime spatial plans' means the plan or plans resulting from a public process for analysing and planning the spatial and temporal distribution of human activities in sea areas to achieve the economic, environmental and social objectives laid down in this Directive, in accordance with the relevant national policies, with a view to identifying the utilisation of maritime space for different sea uses and encouraging multi-purpose use in particular.

Amendment 28

Proposal for a directive Article 3 – point 2 b (new)

Text proposed by the Commission

Amendment

2b. 'Integrated coastal management strategies' means the formal and informal practices and/or strategies that aim at the integrated management of all policy processes affecting the coastal zone, addressing land-sea interactions of coastal activities in a coordinated way, with a view to ensuring the sustainable development of coastal and marine areas. Such strategies ensure that management or development decisions are taken coherently across sectors so as to avoid, or at least limit, conflicts over the use of coastal areas.

Separate vote

Proposal for a directive

Article 3 – point 3

Text proposed by the Commission

3. ‘Marine region *or sub-region*’ means the marine regions *and sub-regions* referred to in Article 4 of Directive 2008/56/EC.

Amendment

3. ‘Marine region’ means the marine regions referred to in Article 4 of Directive 2008/56/EC.

Amendment 29

Proposal for a directive Article 3 – point 4

Text proposed by the Commission

4. ‘Marine waters’ means the waters, the seabed and subsoil *as defined in Article 3(1) of Directive 2008/56/EC*.

Amendment

4. ‘Marine waters’ means the waters, the seabed and subsoil *on the seaward side of the baseline from which the breadth of territorial waters is measured, extending to the outermost reach of the area where a Member State has and/or exercises jurisdiction, in accordance with UNCLOS, with the exception of waters adjacent to the countries and territories mentioned in Annex II to the Treaty of the Functioning of the European Union and the French Overseas Departments and Collectivities*.

Amendment 31

Proposal for a directive Article 3 – point 7

Text proposed by the Commission

7. ‘Good environmental status’ means the environmental status referred to in Article 3(5) of Directive 2008/56/EC.

Amendment

7. ‘Good environmental status’ means the environmental status referred to in Article 3(5) of Directive 2008/56/EC *and Commission Decision 2010/477/EU*.

Amendment 32

Proposal for a directive Article 4 – paragraph 1

Text proposed by the Commission

1. Each Member State shall establish and implement **a** maritime spatial plan **or plans and an** integrated coastal management **strategy or** strategies. **They may be prepared in separate documents.**

Amendment

1. Each Member State shall establish and implement **maritime spatial planning. Where a Member State does not integrate land-sea interactions in its** maritime spatial plan, **those interactions shall be addressed through** integrated coastal management. **Member States may decide whether to follow an integrated approach or to establish maritime spatial plans and integrated coastal management strategies separately.**

Amendment 33

Proposal for a directive Article 4 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Member States or competent regional or local authorities shall remain responsible for designing and determining the content of such plans and strategies, including the apportionment of maritime space to the different sector activities and maritime and marine uses.

Amendment 34

Proposal for a directive Article 4 – paragraph 3

Text proposed by the Commission

3. When establishing maritime spatial plans and integrated coastal management strategies, Member States shall give due regard to the particularities of the regions and **the** sub-regions, the respective sector

Amendment

3. When establishing maritime spatial plans and integrated coastal management strategies, Member States shall give due regard to the particularities **and needs of, and the opportunities presented by,** the

activities, the marine waters and coastal zones concerned and *potential* climate change impacts.

marine and coastal regions and sub-regions, the respective *existing and future* sector activities, the marine waters and coastal zones concerned and climate change impacts.

Amendment 35

Proposal for a directive Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. In the case of the Union's outermost regions in particular, Article 349 of the TFEU shall be respected, taking into account the special characteristics and constraints of those regions.

Amendment 36

Proposal for a directive Article 5

Text proposed by the Commission

Amendment

Maritime spatial plans and integrated coastal management strategies shall apply *an* ecosystem-based approach to *facilitate* the co-existence *and prevent conflicts between competing* sector activities in marine waters and coastal zones, *and* shall aim to contribute to:

1. Maritime spatial plans and integrated coastal management strategies shall apply *the* ecosystem-based approach, *considering economic, social and environmental criteria at the same level*, to *support sustainable development and growth in the maritime sector. They shall promote* the co-existence *of the relevant* sector activities *in a compatible manner, minimise conflicts between those activities* in marine waters and coastal zones, *and promote cross-border cooperation and the multiple use of the same maritime space by different sectors.*

2. Maritime spatial plans and integrated coastal management strategies shall aim to contribute to *the following Union objectives*:

(a) securing the energy supply of the Union by promoting the development of marine

(a) securing the energy supply of the Union by promoting the development of marine

energy sources, the development of new and renewable forms of energy, the interconnection of energy networks, and energy efficiency;

(b) promoting the development of maritime transport **and providing efficient and cost-effective shipping routes** across Europe, including port accessibility **and** transport safety;

(c) fostering the sustainable development **and growth** of the fisheries and aquaculture sector, including employment in fisheries and connected sectors;

(d) ensuring the preservation, protection and improvement of the environment as well as the prudent and rational use of natural resources, notably in order to achieve good environmental status, halt the loss of biodiversity and degradation of ecosystem services and reduce marine pollution risks;

(e) ensuring **climate resilient** coastal and marine areas.

energy sources, the development of new and renewable forms of energy, the interconnection of energy networks, and energy efficiency;

(b) promoting the development of maritime transport across Europe, including port accessibility, transport safety, **multimodal links and sustainability**;

(c) fostering the sustainable development of the fisheries **sector and sustainable growth of the** aquaculture sector, including employment in fisheries and connected sectors;

(d) ensuring the preservation, protection and improvement of the environment **through a representative and coherent network of protected areas**, as well as the prudent, **precautionary** and rational use of natural resources, notably in order to achieve good environmental status, halt the loss of biodiversity and degradation of ecosystem services and reduce **and prevent** marine **and coastal areas** pollution risks;

(e) ensuring **that** coastal and marine areas **are more resilient to climate change impacts in order to protect vulnerable coastal areas**.

3. Maritime spatial plans and integrated coastal management strategies may aim to contribute to further national objectives, such as:

(a) promoting the sustainable extraction of raw materials;

(b) promoting sustainable tourism;

(c) ensuring the preservation and protection of cultural heritage;

(d) guaranteeing recreational and other use to the public;

(e) preserving traditional economic and social characteristics of the maritime economy.

Amendment 37

Proposal for a directive Article 6 – paragraph 1

Text proposed by the Commission

1. *Maritime spatial plans and integrated coastal management strategies* shall establish *operational* steps to achieve the objectives *as* set out in Article 5 taking into account *all* relevant activities and measures applicable to them.

Amendment

1. *Each Member State* shall establish *procedural* steps to achieve the objectives set out in Article 5, taking into account *the* relevant activities, *uses* and measures applicable to them.

Amendment 38

Proposal for a directive Article 6 – paragraph 2 – point b

Text proposed by the Commission

(b) ensure effective *trans-boundary cooperation between Member States, and between national authorities and* stakeholders of the relevant sector policies;

Amendment

(b) ensure effective *participation of the* stakeholders of the relevant sector policies *in accordance with Article 9*;

Amendment 39

Proposal for a directive Article 6 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(ba) ensure effective trans-boundary cooperation between Member States in accordance with Article 12;

Amendment 40

Proposal for a directive Article 6 – paragraph 2 – point c

Text proposed by the Commission

(c) identify the trans-boundary effects of maritime spatial plans and integrated coastal management strategies on the marine waters and coastal zones under the sovereignty or jurisdiction of third countries in the same marine region or sub-region and related coastal zones and deal with them in cooperation with the competent authorities of *these* countries in accordance with **Articles 12 and 13**;

Amendment

(c) identify the trans-boundary effects of maritime spatial plans and integrated coastal management strategies on the marine waters and coastal zones under the sovereignty or jurisdiction of third countries in the same marine region or sub-region and related coastal zones and deal with them in cooperation with the competent authorities of *those* countries in accordance with **Article 13**;

Amendment 41

Proposal for a directive

Article 6 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) on the one hand, be based on the best available data and, on the other hand, guarantee the necessary flexibility to take future developments into account;

Amendment 42

Proposal for a directive

Article 7 – paragraph 1

Text proposed by the Commission

Amendment

1. Maritime spatial plans shall contain at least a mapping of marine waters which identifies the actual and potential spatial and temporal distribution of all relevant maritime activities in order to achieve the objectives *as* set out in Article 5.

1. Maritime spatial plans shall contain at least a mapping of marine waters which identifies the actual, *intended* and potential spatial and temporal distribution of all relevant maritime *uses and* activities *and important ecosystem components*, in order to achieve the *Union* objectives set out in Article 5.

Amendment 43

Proposal for a directive

Article 7 – paragraph 2 – introductory part

Text proposed by the Commission

2. When establishing maritime spatial plans Member States shall take into consideration, *at least*, the following activities:

Amendment

2. When establishing maritime spatial plans Member States shall take into consideration, *inter alia*, the following *uses and* activities:

Amendment 44

Proposal for a directive

Article 7 – paragraph 2 – points a to g

Text proposed by the Commission

- (a) installations for the extraction of energy and the production of renewable energy;
- (b) oil *and* gas extraction sites and infrastructures;
- (c) maritime transport routes;
- (d) submarine cable and pipeline routes;
- (e) fishing areas;
- (f) sea farming *sites*;
- (g) nature conservation sites.

Amendment

- (a) installations for the extraction of energy and the production of renewable energy, *and for bringing it onshore*;
- (b) oil, gas *and other raw materials exploration and* extraction sites and infrastructures;
- (c) maritime transport routes;
- (d) submarine cable and pipeline routes;
- (e) *existing and potential* fishing areas;
- (f) sea farming *areas*;
- (g) nature *and species protection and* conservation sites, *Natura 2000 areas, other sensitive marine ecosystems and surrounding areas, in accordance with Union and national law*;
- (h) *marine and coastal tourism*;
- (i) *cultural heritage protection sites*;
- (j) *military training areas*.

Amendment 45

Proposal for a directive

Article 8 – paragraph 1

Text proposed by the Commission

1. Integrated coastal management **strategies shall contain at least, an inventory of** existing measures applied in coastal zones and an analysis of the need for additional actions in order to achieve the objectives set out in Article 5. **The strategies shall provide for** integrated and cross-sectoral policy implementation and consider interactions between terrestrial and maritime activities.

Amendment

1. **When establishing** integrated coastal management **Member States shall decide whether to use a set of practices or one or more strategies. They shall identify** existing measures applied in coastal zones and **undertake** an analysis of the need for additional actions in order to achieve the objectives set out in Article 5. **Integrated coastal management shall enhance** integrated and cross-sectoral policy implementation and **take** interactions between terrestrial and maritime activities **into consideration in order to ensure land-sea connectivity.**

Amendment 46

Proposal for a directive
Article 8 – paragraph 2 – introductory part

Text proposed by the Commission

2. When establishing integrated coastal management strategies, Member States shall take into consideration, **at least, the following activities:**

Amendment

2. When establishing integrated coastal management strategies, Member States shall take into consideration:

Amendment 47

Proposal for a directive
Article 8 – paragraph 2 – point a

Text proposed by the Commission

(a) utilisation of specific natural resources including installations for the extraction of energy and the production of renewable energy;

Amendment

deleted

Amendment 48

Proposal for a directive Article 8 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(aa) already established practices and strategies in line with Recommendation 2002/413/EC;

Amendment 49

Proposal for a directive Article 8 – paragraph 2 – point a b (new)

Text proposed by the Commission

Amendment

(ab) existing formal and informal practices, networks and cross-border cooperation mechanisms;

Amendment 50

Proposal for a directive Article 8 – paragraph 2 – point a c (new)

Text proposed by the Commission

Amendment

(ac) relevant activities, installations, facilities and infrastructure;

Amendment 51

Proposal for a directive Article 8 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) development of infrastructure, energy facilities, transport, ports, maritime works and other structures including green infrastructure;

deleted

Amendment 52

Proposal for a directive Article 8 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) agriculture and industry;

deleted

Amendment 53

Proposal for a directive Article 8 – paragraph 2 – point d

Text proposed by the Commission

Amendment

(d) fishing and aquaculture;

deleted

Amendment 54

Proposal for a directive Article 8 – paragraph 2 – point e

Text proposed by the Commission

Amendment

(e) conservation, restoration and management of coastal ecosystems, ecosystem services and nature, coastal landscapes and islands;

(e) **protection**, conservation, restoration and management of coastal ecosystems, **protected deltas and wetland areas**, ecosystem services and nature, coastal landscapes and islands;

Amendment 55

Proposal for a directive Article 8 – paragraph 2 – point f

Text proposed by the Commission

Amendment

(f) mitigation and adaptation to climate change.

(f) mitigation and adaptation to climate change, **in particular increasing the resilience of the ecosystem.**

Amendment 56

Proposal for a directive Article 9 – paragraph 1

Text proposed by the Commission

1. Member States shall establish means for *the* public participation *of all interested parties* at an early stage in the development of maritime spatial plans and integrated coastal management strategies.

Amendment

Member States shall establish means for public participation *by informing and consulting the relevant stakeholders and authorities and the public concerned* at an early stage in the development of maritime spatial plans and integrated coastal management strategies. *Member States shall also ensure that those stakeholders and authorities, and the public concerned, have access to the results once they are finalised.*

Amendment 57

Proposal for a directive Article 9 – paragraph 2

Text proposed by the Commission

2. *Public participation shall ensure that the relevant stakeholders and authorities and the public concerned are consulted on the draft plans and strategies and have access to the results once available.*

Amendment

deleted

Amendment 58

Proposal for a directive Article 9 – paragraph 3

Text proposed by the Commission

3. *When establishing means of public consultation, Member States shall act in accordance with relevant provisions in other Union legislation.*

Amendment

deleted

Amendment 59

Proposal for a directive Article 10 – paragraph 1

Text proposed by the Commission

1. Member States shall organise the collection of the best available data and the exchange of information necessary for maritime spatial plans and integrated coastal management strategies.

Amendment

1. Member States shall organise the collection **and use** of the best available data and the exchange of information necessary for maritime spatial plans and **the implementation of** integrated coastal management strategies.

Amendment 60

Proposal for a directive Article 10 – paragraph 3

Text proposed by the Commission

3. When organising the collection and exchange of the data referred to in paragraph 1, Member States shall make use, as far as possible, of instruments and tools developed under the Integrated Maritime Policy.

Amendment

3. When organising the collection and exchange of the data referred to in paragraph 1, Member States shall make use, as far as possible, of instruments and tools developed under the Integrated Maritime Policy **and other relevant Union policies, such as those set out in Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE)^{27a}.**

^{27a} OJ L 108, 25.4.2007, p. 1.

Amendment 61

Proposal for a directive Article 11

Text proposed by the Commission

Maritime spatial plans and integrated coastal management strategies are subject

Amendment

Maritime spatial plans and integrated coastal management strategies are subject to the provisions of Directive 2001/42/EC

to the provisions of Directive 2001/42/EC.

and of Article 6 of Directive 92/43/EEC, where applicable.

Amendment 62

Proposal for a directive Article 12 – paragraph 1

Text proposed by the Commission

1. Each Member State bordering a coastal zone or maritime area of another Member State shall cooperate to ensure that maritime spatial plans and integrated coastal management strategies are coherent and coordinated across the coastal zone or marine region and/or sub-region concerned. Such cooperation shall in particular take into account issues of a transnational nature, such as cross-border infrastructure.

Amendment

1. Each Member State bordering a coastal zone or maritime area of another Member State shall ***take all necessary steps to*** cooperate to ensure that maritime spatial plans and integrated coastal management strategies are coherent and coordinated across the coastal zone or marine region and/or sub-region concerned. Such cooperation shall in particular take into account issues of a transnational nature, such as cross-border infrastructure, ***and shall aim at a common vision for each existing and future sea-basin strategy.***

Amendment 63

Proposal for a directive Article 12 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. In order to enable cooperation to take place, Member States should, where possible, coordinate the timing of new Maritime Spatial Plans or the review cycles of existing ones.

Amendment 64

Proposal for a directive Article 12 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) regional institutional cooperation

(a) ***Regional Seas Conventions or other***

structures covering the coastal zone or the marine region or sub-region concerned, or

regional institutional cooperation structures covering the coastal zone or the marine region or sub-region concerned, or

Amendment 65

Proposal for a directive Article 12 – paragraph 2 – point b

Text proposed by the Commission

(b) a **dedicated** network of Member States' competent authorities covering the marine region and/or sub-region concerned.

Amendment

(b) a network of Member States' competent authorities covering the **coastal zone**, marine region and/or sub-region concerned, **or**

Amendment 66

Proposal for a directive Article 12 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(ba) any other approach that meets the requirements of paragraph 1.

Amendment 67

Proposal for a directive Article 13

Text proposed by the Commission

Member States bordering a coastal zone or maritime area of a third country shall make every effort to coordinate their maritime spatial plans and integrated coastal management strategies with that third country in the marine region or sub-region and the related coastal zone concerned.

Amendment

Member States bordering a coastal zone or maritime area of a third country shall, **in compliance with international maritime law and conventions, consult that country and** make every effort to **cooperate and** coordinate their maritime spatial plans and integrated coastal management strategies with that third country in the marine region or sub-region and the related coastal zone concerned.

Amendment 87

Proposal for a directive Article 14

Text proposed by the Commission

1. Each Member State shall designate for each coastal zone and marine region **or sub-region** concerned, the authority or authorities **competent for the** implementation of this Directive, including to ensure cooperation with other Member States as defined in Article 12 and cooperation with third countries as defined in Article 13.
2. Each Member State shall provide the Commission with a list of the **competent** authorities, together with the items of information listed in Annex I to this Directive.
3. At the same time, each Member State shall send to the Commission a list of their competent authorities responsible for those international bodies in which they participate and which are relevant for the implementation of this Directive.
4. Each Member State shall inform the Commission of any change to the information provided pursuant to paragraph 1 within six months of such a change coming into effect.

Amendment

1. Each Member State shall designate for each coastal zone and marine region concerned, the authority or authorities **in charge of** the implementation of this Directive, including to ensure cooperation with other Member States as defined in Article 12 and cooperation with third countries as defined in Article 13.
2. Each Member State shall provide the Commission with a list of the authorities **in charge**, together with the items of information listed in Annex I to this Directive.
3. At the same time, each Member State shall send to the Commission a list of their competent authorities responsible for those international bodies in which they participate and which are relevant for the implementation of this Directive.
4. Each Member State shall inform the Commission of any change to the information provided pursuant to paragraph 1 within six months of such a change coming into effect.

4a. In accordance with the principle of subsidiarity, each Member State may designate its authorities in charge in accordance with the institutional and governance levels in place.

Amendment 68

Proposal for a directive Article 15 – paragraph 2

Text proposed by the Commission

2. This report shall at least contain information on the implementation of

Amendment

2. This report shall at least contain information on the implementation of

Articles 6 to 13.

Articles 6 to 13. ***Where possible, the content and format of the report shall be harmonised with the relevant specifications laid down in Directive 2008/56/EC.***

Amendment 69

Proposal for a directive Article 15 – paragraph 3

Text proposed by the Commission

3. The Commission shall submit a progress report to the European Parliament and Council outlining the progress made in implementing this Directive.

Amendment

3. The Commission shall submit a progress report to the European Parliament and Council ***at the latest one year after the deadline for the establishment of the maritime spatial plans and integrated coastal management strategies***, outlining the progress made in implementing this Directive.

Amendment 70

Proposal for a directive Article 16 – paragraph 1 – introductory part

Text proposed by the Commission

1. The Commission may, by means of implementing acts, adopt provisions on:

Amendment

1. The Commission may, ***without prejudice to specifications concerning substantive related plans and strategies***, by means of implementing acts, adopt provisions on:

Amendment 71

Proposal for a directive Article 16 – paragraph 1 – point a – introductory part

Text proposed by the Commission

(a) ***operational*** specifications for management of data referred in Article 10, provided they have not been established by

Amendment

(a) ***process-related*** specifications for management of data referred in Article 10, provided they have not been established by

other *EU legislation*, such as Directive 2007/2/EC or 2008/56/EC, on

other *legal acts of the Union*, such as Directive 2007/2/EC or 2008/56/EC, on

Amendment 72

Proposal for a directive

Article 16 – paragraph 1 – point a – indent 1

Text proposed by the Commission

– the sharing of data, and interfacing with existing data management and collection processes; and

Amendment

– the *effective* sharing of data, and interfacing with existing *systems for* data management and collection processes; and

Amendment 73

Proposal for a directive

Article 16 – paragraph 1 – point b – introductory part

Text proposed by the Commission

(b) the *operational* steps *for* the establishment and reporting on maritime spatial plans and integrated coastal management strategies concerning:

Amendment

(b) the *process-related* steps *that contribute to* the establishment and reporting on maritime spatial plans and integrated coastal management strategies concerning:

Amendment 74

Proposal for a directive

Article 16 – paragraph 1 – point b – indent 3

Text proposed by the Commission

– *cross-border co-operation* modalities;

Amendment

– *the most effective* modalities *of cross-border cooperation*.

Amendment 75

Proposal for a directive

Article 16 – paragraph 1 – point b – indent 4

Text proposed by the Commission

– *public consultation.*

Amendment

deleted

Amendment 76

Proposal for a directive Article 17 – paragraph 2

Text proposed by the Commission

2. Where reference is made to *paragraph 1*, Article 5 of Regulation 182/2011 shall apply.

Amendment

2. Where reference is made to *this paragraph*, Article 5 of Regulation (EU) No 182/2011 shall apply.

Amendment 77

Proposal for a directive Article 18 – paragraph 2

Text proposed by the Commission

2. When Member States adopt the measures referred to in paragraph 1, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Each Member State shall determine how such reference is to be made.

Amendment

2. When Member States adopt the measures referred to in paragraph 1, *following the entry into force of this Directive*, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Each Member State shall determine how such reference is to be made.

Amendment 78

Proposal for a directive Article 18 – paragraph 4

Text proposed by the Commission

4. The maritime spatial plans and integrated coastal management strategies referred to in Article 4(1) shall be established within a period of **36** months

Amendment

4. The maritime spatial plans and integrated coastal management strategies referred to in Article 4(1) shall be established within a period of **48** months

after the entry into force of this Directive.

after the entry into force of this Directive.

Amendment 79

Proposal for a directive Article 18 – paragraph 5

Text proposed by the Commission

5. The reports referred to in Article 15(1) shall be provided, at the latest, **42** months following the entry into force of *the* Directive, and every six years thereafter.

Amendment

5. The reports referred to in Article 15(1) shall be provided, at the latest, **54** months following the entry into force of *this* Directive, and every six years thereafter.

Amendment 80

Proposal for a directive Article 18 – paragraph 6

Text proposed by the Commission

6. The progress report referred to in Article 15(3) shall be submitted at the latest six months after the date referred to in paragraph 5, and every *six* years thereafter.

Amendment

6. The progress report referred to in Article 15(3) shall be submitted at the latest six months after the date referred to in paragraph 5, and every **four** years thereafter.

Amendment 81

Proposal for a directive Article 18 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6a. The transposition obligations contained in this Directive shall not apply to landlocked Member States.