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#### 'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	15238/25
Subject:	Proposal for a COUNCIL DECISION on the position to be taken on behalf of the European Union within the International Maritime Organization during the 34th session of its Assembly on the adoption of amendments to the Code on Alerts and Indicators and to the Survey Guidelines under the Harmonized System of Survey and Certification (HSSC) - Adoption

#### I. INTRODUCTION

1. On 11 November 2025, the Commission transmitted the above-mentioned proposal to the Council.
2. The proposal concerns the establishment of the Union position to be taken during the 34<sup>th</sup> session of the Assembly (A 34) of the International Maritime Organization (IMO), taking place from 24 November to 3 December 2025, as regards the adoption of:
  - the Code on Alerts and Indicators, 2025; and
  - the Survey Guidelines under the Harmonized System of Survey and Certification (HSSC), 2025.

3. These instruments, which are expected to be adopted during A 34, are capable of decisively influencing the content of Union law, namely Directive 2009/45/EC of the European Parliament and of the Council<sup>1</sup> and Regulation (EC) No 391/2009 of the European Parliament and of the Council<sup>2</sup>.
4. The instruments are in line with the Union's objectives to improve maritime safety and to protect the marine environment and human health.

## II. WORK WITHIN THE COUNCIL PREPARATORY BODIES

5. The proposal was examined by the Shipping Working Party on 3 November 2025, based on an informal advance copy of the Commission proposal. The revised Presidency compromise proposal presented at that last meeting was accepted by delegations.
6. The Shipping Working Party agreed to adapt the proposal, as far as relevant, to previous similar Council Decisions, including safeguards on the division of competences between the Union and the Member States and on the exercise of competence by the adoption of this Council Decision.
7. The Commission voiced concerns on some of the amendments made to its original proposal and announced its intention to make a statement to the minutes of the Permanent Representatives Committee.
8. Following the agreement reached at working party level, the text of the draft Council Decision was revised by the Council's legal-linguistic services.

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<sup>1</sup> Directive 2009/45/EC of the European Parliament and of the Council of 6 May 2009 on safety rules and standards for passenger ships (Recast) (OJ L 163, 25.6.2009, p. 1, ELI: <http://data.europa.eu/eli/dir/2009/45/oj>).

<sup>2</sup> Regulation (EC) No 391/2009 of the European Parliament and of the Council of 23 April 2009 on common rules and standards for ship inspection and survey organisations (OJ L 131, 28.5.2009, p. 11, ELI: <http://data.europa.eu/eli/reg/2009/391/oj>).

### III. CONCLUSION

9. The Permanent Representatives Committee is invited to examine and endorse the draft decision, as set out in document ST 14926/25, prepared by the legal-linguistic experts, and transmit it to the Council with a view to adoption at a future session.
  10. The European Parliament will be informed of the adoption in accordance with Article 218(10) TFEU.
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