


Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Directive	Procedure completed 2007/0257(COD)
Passenger ships: safety rules and standards. Recast Repealing Directive 98/18/EC 1996/0041(SYN) Amended by 2016/0170(COD)	
Subject 3.20.03 Maritime transport: passengers and freight 3.20.03.01 Maritime safety	

Key players			
European Parliament	Committee responsible JURI Legal Affairs	Rapporteur PPE-DE SZÁJER József	Appointed 19/12/2007
	Committee for opinion TRAN Transport and Tourism	Rapporteur for opinion The committee decided not to give an opinion.	Appointed
Council of the European Union	Council configuration Agriculture and Fisheries	Meeting 2937	Date 23/04/2009
European Commission	Commission DG Legal Service	Commissioner BARROSO José Manuel	

Key events			
28/11/2007	Legislative proposal published	COM(2007)0737	Summary
19/02/2008	Committee referral announced in Parliament, 1st reading		
26/06/2008	Vote in committee, 1st reading		Summary
08/07/2008	Committee report tabled for plenary, 1st reading	A6-0300/2008	
21/10/2008	Results of vote in Parliament		
21/10/2008	Decision by Parliament, 1st reading	T6-0498/2008	Summary
23/04/2009	Act adopted by Council after Parliament's 1st reading		
06/05/2009	Final act signed		
06/05/2009	End of procedure in Parliament		

25/06/2009

Final act published in Official Journal

Technical information

Procedure reference	2007/0257(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Recast
Legislative instrument	Directive
	Repealing Directive 98/18/EC 1996/0041(SYN) Amended by 2016/0170(COD)
Legal basis	EC Treaty (after Amsterdam) EC 080-p2
Stage reached in procedure	Procedure completed
Committee dossier	JURI/6/57063

Documentation gateway

Document attached to the procedure	COM(2007)0740	23/11/2007	EC	
Legislative proposal	COM(2007)0737	29/11/2007	EC	Summary
Economic and Social Committee: opinion, report	CES0073/2008	16/01/2008	ESC	
Committee draft report	PE407.768	06/06/2008	EP	
Committee report tabled for plenary, 1st reading/single reading	A6-0300/2008	08/07/2008	EP	
Text adopted by Parliament, 1st reading/single reading	T6-0498/2008	21/10/2008	EP	Summary
Commission response to text adopted in plenary	SP(2008)6664	12/11/2008	EC	
Draft final act	03710/2008/LEX	06/05/2009	CSL	

Additional information

National parliaments	IPEX
European Commission	EUR-Lex

Final act

[Directive 2009/45](#)
[OJ L 163 25.06.2009, p. 0001](#) Summary

Delegated acts

2019/2926(DEA)	Examination of delegated act
2022/2501(DEA)	Examination of delegated act

Passenger ships: safety rules and standards. Recast

PURPOSE: recast of Council Directive 98/18/EC on safety rules and standards for passenger ships.

PROPOSED ACT: Directive of the European Parliament and of the Council.

CONTENT: the codification of Council Directive 98/18/EC has been initiated by the Commission. The new Directive was to have superseded the various acts incorporated in it.

In the meantime Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission has been amended by Decision 2006/512/EC, which introduced a regulatory procedure with scrutiny for measures of general scope designed to amend non-essential elements of a basic instrument adopted in accordance with the procedure referred to in Article 251 of the Treaty (co-decision procedure), including by deleting some of those elements or by supplementing the instrument by the addition of new non-essential elements.

In accordance with the joint statement of the European Parliament, the Council and the Commission on Decision 2006/512/EC, for this new procedure to be applicable to instruments adopted in accordance with the co-decision procedure which are already in force, those instruments must be adjusted in accordance with the applicable procedures.

The Commission feels that it is therefore appropriate to transform the codification of Directive 98/18/EC into a recast in order to incorporate the amendments necessary for the adjustment to the regulatory procedure with scrutiny.

On comitology, the new text states the following:

-power should be conferred on the Commission to adapt certain provisions of the Directive, as well as Annex I, to take account of developments at international level and specifically amendments to International Conventions. Since those measures are of general scope and are designed to amend non-essential elements of this Directive, they should be adopted in accordance with the regulatory procedure with scrutiny;

-the new elements introduced into the Directive only concern the committee procedures. They therefore do not need to be transposed by the Member States.

Passenger ships: safety rules and standards. Recast

The Committee on Legal Affairs adopted a report drafted by József SZÁJER (EPP-ED, HU), and approved, in 1st reading of the codecision procedure, the proposal for a directive of the European Parliament and of the Council on safety rules and standards for passenger ships (recast). Having consulted the sectoral committee responsible for this dossier, the Committee on Legal Affairs accepts the alignment to new provisions on comitology as proposed and does not propose any amendments, apart from the technical adaptations suggested by the Consultative Working Party of the Legal Services.

Passenger ships: safety rules and standards. Recast

The European Parliament adopted, by 662 votes to 12 with 11 abstentions, under 1st reading of the codecision procedure, a legislative resolution approving the proposal for a directive of the European Parliament and of the Council on safety rules and standards for passenger ships (recast). The report had been tabled for consideration in plenary by József SZÁJER (EPP-ED, HU), on behalf of the Legal Affairs Committee. The Commission proposal was approved as adapted to the recommendations of the Consultative Working Party of the Legal Services of the European Parliament, the Council and the Commission. According to the Consultative Working Party, the proposal in question does not include any substantive amendments other than those identified as such in the proposal and, as regards the codification of the unchanged provisions of the earlier acts together with those amendments, the proposal contains a straightforward codification of the existing texts, without any change in their substance.

Passenger ships: safety rules and standards. Recast

PURPOSE: to recast Council Directive 98/18/EC on safety rules and standards for passenger ships.

LEGISLATIVE ACT: Directive 2009/45/EC of the European Parliament and of the Council on safety rules and standards for passenger ships (Recast).

CONTENT: the codification of Council Directive 98/18/EC of 17 March 1998 was initiated by the Commission. The new Directive was to have superseded the various acts incorporated in it.

In the meantime Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission was amended by Decision 2006/512/EC, which introduced a regulatory procedure with scrutiny for measures of general scope designed to amend non-essential elements of a basic instrument adopted in accordance with the procedure referred to in Article 251 of the Treaty (co-decision procedure), including by deleting some of those elements or by supplementing the instrument by the addition of new non-essential elements.

In accordance with the joint statement of the European Parliament, the Council and the Commission on Decision 2006/512/EC, for this new procedure to be applicable to instruments adopted in accordance with the co-decision procedure which are already in force, those instruments must be adjusted in accordance with the applicable procedures.

In particular, the Commission should be empowered to adapt certain provisions of this Directive, including its Annexes, to take account of developments at international level and specifically amendments to International Conventions. Since those measures are of general scope and are designed to amend non-essential elements of this Directive, they must be adopted in accordance with the regulatory procedure with scrutiny provided for in Article 5a of Decision 1999/468/EC.

Therefore, the aim of this Directive is to transform the codification of Directive 98/18/EC into a recast in order to incorporate the amendments necessary for the adjustment to the regulatory procedure with scrutiny.

ENTRY INTO FORCE: 15 July 2009.