Maritime safety: accelerated phasing-in of double-hull or equivalent design requirements for single-hull oil tankers. Recast

2011/0243(COD) - 23/09/2011 - Legislative proposal

PURPOSE: to recast Regulation (EC) No 417/2002 of the European Parliament and of the Council on the accelerated phasing-in of double-hull or equivalent design requirements for single-hull oil tankers.

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

LEGAL BASIS: Article 100(2) of the Treaty on the Functioning of the European Union (TFEU).

CONTENT: the codification of Regulation (EC) No 417/2002 of the European Parliament and of the Council on the accelerated phasing-in of double-hull or equivalent design requirements for single-hull oil tankers and repealing Council Regulation (EC) No 2978/94has been initiated by the Commission. The new Regulation was to have superseded the various acts incorporated in it.

In the meantime the Lisbon Treaty entered into force. Article 290 of the Treaty on the Functioning of the European Union allows the legislator to delegate to the Commission the power to adopt non-legislative acts of general application to supplement or amend certain non-essential elements of a legislative act.

Regulation (EC) No 417/2002 contains a provision with regard to which such a delegation of power would be opportune. It is therefore appropriate to **transform the codification of Regulation (EC) No 417/2002 into a recast** in order to incorporate the necessary amendments.

BUDGETARY IMPLICATIONS: this proposal has no implications for the Union’s budget.

DELEGATED ACTS: the proposal contains provisions empowering the Commission to adopt delegated acts in accordance with Article 290 of the Treaty on the Functioning of the European Union.