

Basic information	
<b>1996/0041(SYN)</b> SYN - Cooperation procedure (historic)  Passenger ships: safety rules and standards  Repealed by <a href="#">2007/0257(COD)</a> Amended by <a href="#">2000/0237(COD)</a> Amended by <a href="#">2002/0075(COD)</a>  <b>Subject</b>  3.20.03 Maritime transport: passengers and freight 3.20.03.01 Maritime safety 3.20.15.06 Maritime or inland transport agreements and cooperation	Procedure completed

Key players			
European Parliament	<b>Committee responsible</b>	<b>Rapporteur</b>	<b>Appointed</b>
	<span style="border: 1px solid red; padding: 2px;">TRAN</span> Transport and Tourism	STENMARCK Per (PPE)	22/11/1995
	<b>Former committee responsible</b>	<b>Former rapporteur</b>	<b>Appointed</b>
	<span style="border: 1px solid red; padding: 2px;">TRAN</span> Transport and Tourism	STENMARCK Per (PPE)	22/11/1995
	<b>Former committee for opinion</b>	<b>Former rapporteur for opinion</b>	<b>Appointed</b>
	<span style="border: 1px solid red; padding: 2px;">JURI</span> Legal Affairs, Citizens' Rights	SCHAFFNER Anne-Marie (UPE)	24/01/1996
	<span style="border: 1px solid red; padding: 2px;">ENVI</span> Environment, Public Health and Consumer Protection	FITZSIMONS James (Jim) (UPE)	24/04/1996
Council of the European Union	<b>Council configuration</b>	<b>Meetings</b>	<b>Date</b>
	Transport, Telecommunications and Energy	2074	1998-03-17
	Transport, Telecommunications and Energy	2016	1997-06-18
	Transport, Telecommunications and Energy	1937	1996-06-18

Key events			
Date	Event	Reference	Summary

10/07/1995	Additional information		Summary
28/02/1996	Legislative proposal published	COM(1996)0061	Summary
28/03/1996	Committee referral announced in Parliament		
18/06/1996	Debate in Council		
01/07/1996	Vote in committee		Summary
01/07/1996	Committee report tabled for plenary, 1st reading/single reading	<a href="#">A4-0230/1996</a>	
04/09/1996	Debate in Parliament		
05/11/1996	Modified legislative proposal published	COM(1996)0536 	Summary
30/06/1997	Council position published	<a href="#">12476/1996</a>	Summary
17/07/1997	Committee referral announced in Parliament, 2nd reading		
29/10/1997	Vote in committee, 2nd reading		Summary
29/10/1997	Committee recommendation tabled for plenary, 2nd reading	<a href="#">A4-0332/1997</a>	
05/11/1997	Debate in Parliament		Summary
19/12/1997	Modified legislative proposal published	COM(1997)0716 	
17/03/1998	Act adopted by Council after consultation of Parliament		
17/03/1998	End of procedure in Parliament		
15/05/1998	Final act published in Official Journal		

Technical information	
Procedure reference	1996/0041(SYN)
Procedure type	SYN - Cooperation procedure (historic)
Procedure subtype	Legislation
Amendments and repeals	Repealed by <a href="#">2007/0257(COD)</a> Amended by <a href="#">2000/0237(COD)</a> Amended by <a href="#">2002/0075(COD)</a>
Legal basis	EC Treaty (before Amsterdam) E 084-p2
Stage reached in procedure	Procedure completed
Committee dossier	TRAN/4/09055

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A4-0230/1996</a> <a href="#">OJ C 261 09.09.1996, p. 0004</a>	01/07/1996	
		<a href="#">T4-0437/1996</a>		

Text adopted by Parliament, 1st reading/single reading		<a href="#">OJ C 277 23.09.1996, p. 0012-0019</a>	05/09/1996	<a href="#">Summary</a>
Committee recommendation tabled for plenary, 2nd reading		<a href="#">A4-0332/1997</a> <a href="#">OJ C 358 24.11.1997, p. 0004</a>	29/10/1997	
Text adopted by Parliament, 2nd reading		<a href="#">T4-0532/1997</a> <a href="#">OJ C 358 24.11.1997, p. 0011-0027</a>	06/11/1997	<a href="#">Summary</a>

#### Council of the EU

Document type	Reference	Date	Summary
Council position	<a href="#">12476/1996</a> <a href="#">OJ C 293 26.09.1997, p. 0001</a>	30/06/1997	<a href="#">Summary</a>

#### European Commission

Document type	Reference	Date	Summary
Legislative proposal	<a href="#">COM(1996)0061</a> <a href="#">OJ C 238 16.08.1996, p. 0001</a>	28/02/1996	<a href="#">Summary</a>
Modified legislative proposal	<a href="#">COM(1996)0536</a>  <a href="#">OJ C 068 05.03.1997, p. 0008</a>	05/11/1996	<a href="#">Summary</a>
Commission communication on Council's position	<a href="#">SEC(1997)0469</a> 	30/06/1997	<a href="#">Summary</a>
Modified legislative proposal	<a href="#">COM(1997)0716</a> 	19/12/1997	

#### Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	<a href="#">CES0693/1996</a> <a href="#">OJ C 212 22.07.1996, p. 0021</a>	29/05/1996	<a href="#">Summary</a>
EU	Implementing legislative act	<a href="#">32002L0025</a> <a href="#">OJ L 098 15.04.2002, p. 0001-0126</a>	05/03/2002	<a href="#">Summary</a>
EU	Implementing legislative act	<a href="#">32003L0075</a> <a href="#">OJ L 190 30.07.2003, p. 0006-0009</a>	29/07/2003	<a href="#">Summary</a>

#### Additional information

Source	Document	Date
European Commission	EUR-Lex	

#### Final act

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## Passenger ships: safety rules and standards

1996/0041(SYN) - 29/07/2003 - Implementing legislative act

COMMUNITY MEASURE : Commission Directive 2003/75/EC amending Annex I to Council Directive 98/18/EC on safety rules and standards for passenger ships. CONTENT : Council Directive 98/18/EC on safety rules and standards for passenger ships applies to new and existing ships on domestic service according to the requirements of Annex I. Chapter III, section 5-1 of Annex I to Directive 98/18/EC required modification to life-rafts, fast rescue boats, means of rescue and life jackets on existing ro-ro ships not later than the date of the first periodical survey after 1 July 2000. Commission Directive 2002/25/EC of 5 March 2002 amending Council Directive 98/18/EC on safety rules and standards for passenger ships required further modification of the same equipment by 1 January 2003. The corresponding SOLAS requirement allows for modifications of existing ships to take place at the time of major repairs, alterations or replacement of life-saving equipment. Directive 98/18/EC should therefore be amended to allow a reasonable deadline for applying these specific new requirements to existing ro-ro ships. ENTRY INTO FORCE : 30/07/2003. IMPLEMENTATION : 30/01/2004.

## Passenger ships: safety rules and standards

1996/0041(SYN) - 05/09/1996 - Text adopted by Parliament, 1st reading/single reading

In adopting the report by Mr Per STENMARCK (PPE, Sw), Parliament approved the proposal for a Directive aimed at guaranteeing, at European level, stricter safety rules and standards on board passenger ships. Parliament adopted several amendments calling on the Commission not to impair the implementation of existing higher standards of safety in Member States and aimed at inserting various environmental considerations in the text of the Directive. It also called for: - the introduction of a guarantee for the training of ships' operators in safety procedures; - the creation of safety certificates for passenger ships; - specific safety measures for waters which are recognized as particularly dangerous (presence on board of survival clothing for passengers and crew).

## Passenger ships: safety rules and standards

1996/0041(SYN) - 05/03/2002 - Implementing legislative act

PURPOSE : to amend the safety rules for passenger ships. COMMUNITY MEASURE : Commission Directive 25/2002/EC amending Council Directive 98/18/EC on safety rules and standards for passenger ships. CONTENT : When Directive 98/18/EC was adopted, international conventions including the 1974 International Convention for the Safety of Life at Sea (SOLAS Convention) were in force. Amendments to the SOLAS Convention and other international codes have come into force since Directive 98/18/EC was passed. This Directive takes account of the changes by replacing Annex 1 to Directive 98/18/EC with the new international instruments. DATE FOR TRANSPOSITION : 15/10/02. ENTRY INTO FORCE : 15/04/02. DATE OF APPLICATION : 01/01/03, unless otherwise specified in the Annex.

## Passenger ships: safety rules and standards

1996/0041(SYN) - 30/06/1997 - Council position

The common position corresponded largely to the Commission proposal. The document includes the substance of some of the amendments proposed by the European Parliament and introduces several additional provisions. The main Parliament amendments taken over by the Council sought to: - introduce the principle according to which, and in addition to the provisions in the Directive, passenger ships should comply with existing national safety requirements and to specific local conditions; - guarantee that the host State was granted a more active role when existing passenger ships of Classes C and D sailing under the flag of another Member State had to undertake national trips through the territory of the host State; - change the name of the certificate from 'document of compliance' to 'Passenger Ship Safety Certificate'; - change the date of the entry into force of certain requirements from 1 October 1997 to 1 October 2000, so as to take into account the time needed by the industrial sector to carry out the main alterations to existing passenger ships; - introduce a provision on the difficulties that could be caused by the implementation of the technical systems in Annex I to existing small passenger ships. The Council also introduced new provisions on the following: - purpose of the directive: the text emphasized that the Community could not determine unilateral international rules but should work within the framework of the competent international organizations; - definitions: in the definitions of 'a new ship' and 'an existing ship', all references to high speed passenger craft were removed; - scope: the common position excluded from the Directive's scope: existing small passenger ships less than 24 metres in length; vessels constructed in a material other than steel or its equivalent and not covered by the standards concerning High Speed Craft or Dynamically Supported Craft; - application: the provisions defining expanded inspection laid down in the Port State Control Directive would become fully applicable to domestic passenger ships or craft; - safety requirements: the Council replaced the dates for the application of the relevant requirements for existing passenger ships with a more detailed timetable with a view to ensuring that older passenger ships complied with the provisions in the Directive before more recent ships. Moreover, the document stated that, in principle, all craft should meet the requirements of the High Speed Craft Code (HSC Code) but that certain craft built before certain dates could continue operation provided they met the requirements of the Code of Safety for Dynamically Supported Craft (DSC Code); - additional safety requirements: the common position allowed a group of Member States to adopt additional safety requirements justified by specific local conditions; new provisions allowed Member States to take safeguard measures; - surveys: the Council added to the parties which could carry out surveys on behalf of the Administration of the flag State, the Administration of a Member State if it had been authorized by the flag State to do so; -

certificates: the document aimed to provide a more active role for the host State when high speed passenger craft were to be engaged on domestic voyages in such a host State; - comitology: the Council requested that this be adopted in accordance with the IIIa procedure; - Annex I: many amendments proposed the inclusion of additional requirements with a view to enhancing the overall safety level of the original proposal. An annex to the common position contained draft declarations to be recorded in the minutes of the meeting of the Council at which the Directive would be adopted.

## Passenger ships: safety rules and standards

1996/0041(SYN) - 30/06/1997 - Commission communication on Council's position

The Commission supported the text of the common position as it respected the basic principles of the initial proposal and enhanced them, particularly through the provisions that improved the overall level of safety and integrated the substance of some of the amendments adopted by the European Parliament at first reading.

## Passenger ships: safety rules and standards

1996/0041(SYN) - 05/11/1996 - Modified legislative proposal

The amended Commission proposal on safety rules and standards for passenger ships includes in full or in substance a certain number of amendments adopted by the European Parliament. The main changes thus seek to: - restrict the scope of the directive to existing passenger ships of 24 metres in length and above; - change the name of the certificate from 'declaration of compliance' to 'passenger ship safety certificate'; - provide that existing Class B ships carrying more than 36 passengers should comply with the requirements set out in the directive not later than 1 October 2000 (instead of 1 October 1997); - guarantee a more active participation by the host Member State when existing passenger ships of Class C and D flying the flag of another Member State carry out domestic voyages in the host State; - provide that ships must conform not only to the requirements of the directive but also to any national safety requirements which are derived from specific local conditions and are subject to Commission approval.

## Passenger ships: safety rules and standards

1996/0041(SYN) - 29/05/1996 - Economic and Social Committee: opinion, report

The Committee welcomes the proposal for a Directive and, above all, the plan to harmonize the application of safety rules and standards for passenger ships on domestic voyages, thereby avoiding distortions of competition in this area. The Committee considers it appropriate that the requirements laid down differ according to class of ship and whether the ships have already been built or have yet to be built. The Committee emphasizes the importance of European cooperation within the framework of the Paris memorandum. The Committee would recall its Opinion on the proposal for a Council Directive on Port State Control in Community ports - an area in which a great deal remains to be done. Lastly, and in line with earlier Opinions, the Committee maintains that the Commission should not replace the Member States on the IMO. However, this should not stop it coordinating the Member States' participation in this organization, making proposals and giving a lead.

## Passenger ships: safety rules and standards

1996/0041(SYN) - 28/02/1996 - Legislative proposal

OBJECTIVE: To guarantee an equivalent and harmonized level of safety for passenger ships in international traffic from and to European Union ports. SUBSTANCE: The proposal for a Council directive provides for the application, with adaptations, of the provisions of the Safety of Life at Sea (SOLAS) Convention to passenger ships from the Member States. It sets common safety standards for passenger ships making national voyages, whatever flag they are flying, divided up into classes according to the various sea areas in which they operate. These common safety standards relate essentially to construction (compartmentalization and stability, machinery and electrical appliances), fire protection and rescue equipment. The following sets of provisions as proposed: - a first set of provisions aimed at dividing passenger ships into classes according to the sea area in which they operate; - a second set of measures aimed at establishing the general safety conditions applicable to the various classes of passenger ship (detailed requirements); - a third set of measures concerning additional safety provisions, equivalences and exemptions; - a fourth set of provisions concerning surveys and the issuing of certificates allowing the authorized bodies to carry out surveys and certify that a ship is seaworthy. A declaration of compliance will be issued to ships which comply with the directive. Finally, the directive sets out the negotiating procedures, in the context of the IMO, for the harmonization of international safety standards applicable to passenger ships operating in international traffic, and the granting of exemptions to ships carrying out short international crossings or voyages in sheltered areas.

## Passenger ships: safety rules and standards

1996/0041(SYN) - 06/11/1997 - Text adopted by Parliament, 2nd reading

In adopting the recommendation for second reading by Mr Per STENMARCK (PSE, S), the European Parliament approved the Council's common position. In addition to various technical amendments, Parliament asked that 'protection of the environment' be considered as one of the objectives of the directive.

## Passenger ships: safety rules and standards

1996/0041(SYN) - 17/03/1998 - Final act

**OBJECTIVE:** to guarantee an equivalent and harmonised level of safety for passenger ships in international traffic from and to European Union ports. **COMMUNITY MEASURE:** Council directive 98/18/EC establishing safety rules and standards for passenger ships. **CONTENT:** the directive seeks to introduce uniform level of safety of life and property on new or existing passenger ships and high-speed passenger craft engaged on domestic voyages. The directive will extend the safety standards contained in the Convention on the Safety of Life at Sea (SOLAS), the harmonised interpretation of these standards established by the International Maritime Organisation (IMO) and the standards governing the construction and maintenance of the hull, machinery and installations specified by an authorised classification body to these ships. It also defines procedures for negotiation at international level with a view to harmonisation of the rules for passenger ships engaged on international voyages. All new or existing passenger ships must carry a passenger ship safety certificate which complies with the present directive. This certificate will be issued by the administration of the flag state following an initial survey before the ship is commissioned. **ENTRY INTO FORCE:** 4 June 1998 **DEADLINE FOR TRANSPOSITION:** 1 July 1998.