Basic information

2010/0257(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Integrated maritime policy: programme to support the further development Repealed by 2011/0380(COD) **Subject** 3.15 Fisheries policy 3.20.03 Maritime transport: passengers and freight 3.20.03.01 Maritime safety 3.20.09 Ports policy 3.50.01.05 Research specific areas 3.70.05 Marine and coastal pollution, pollution from ships, oil pollution	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
TRAN Transport and Tourism	KOUMOUTSAKOS Georgios (PPE)	10/11/2010
	Shadow rapporteur MILANA Guido (S&D) MEISSNER Gesine (ALDE) TAYLOR Keith (Verts/ALE) VAN DALEN Peter (ECR) TOUSSAS Georgios (GUE/NGL)	

Committee for opinion	Rapporteur for opinion	Appointed
BUDG Budgets	RIQUET Dominique (PPE)	20/10/2010
ENVI Environment, Public Health and Food Safety	LEPAGE Corinne (ALDE)	17/11/2010
ITRE Industry, Research and Energy	The committee decided not to give an opinion.	
REGI Regional Development	ESTARÀS FERRAGUT Rosa (PPE)	28/10/2010

	PECH Fisheries (Associated committee)	PATRÃO NEVES Maria do Céu (PPE)	25/11/2010

Committee for opinion on the legal basis	Rapporteur for opinion	Appointed
JURI Legal Affairs	GERINGER DE OEDENBERG Lidia Joanna (S&D)	02/05/2011

Council of the European Union

Council configuration	Meetings	Date
General Affairs	3102	2011-06-21
Transport, Telecommunications and Energy	3127	2011-11-24

European Commission

Commission DG	Commissioner
Maritime Affairs and Fisheries	DAMANAKI Maria

Key events

Date	Event	Reference	Summary
29/09/2010	Legislative proposal published	COM(2010)0494	Summary
07/10/2010	Committee referral announced in Parliament, 1st reading		
10/03/2011	Referral to associated committees announced in Parliament		
12/04/2011	Vote in committee, 1st reading		Summary
30/05/2011	Committee report tabled for plenary, 1st reading	A7-0163/2011	
21/06/2011	Debate in Council		Summary
17/11/2011	Decision by Parliament, 1st reading	T7-0508/2011	Summary
17/11/2011	Results of vote in Parliament		
17/11/2011	Debate in Parliament		
24/11/2011	Act adopted by Council after Parliament's 1st reading		
30/11/2011	Final act signed		
30/11/2011	End of procedure in Parliament		
05/12/2011	Final act published in Official Journal		

Technical information

Procedure reference	2010/0257(COD)

Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Repealed by 2011/0380(COD)
Legal basis	Treaty on the Functioning of the European Union TFEU 074 Treaty on the Functioning of the European Union TFEU 077-p1 Treaty on the Functioning of the European Union TFEU 077-p2 Treaty on the Functioning of the European Union TFEU 091-p1 Treaty on the Functioning of the European Union TFEU 100-p2 Treaty on the Functioning of the European Union TFEU 175-p3 Treaty on the Functioning of the European Union TFEU 188-p2 Treaty on the Functioning of the European Union TFEU 192-p1 Treaty on the Functioning of the European Union TFEU 194-p2 Treaty on the Functioning of the European Union TFEU 195-p2 Treaty on the Functioning of the European Union TFEU 043-p2 Treaty on the Functioning of the European Union TFEU 173-p3
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	TRAN/7/04100

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE458.768	10/03/2011	
Committee opinion	ENVI	PE454.639	17/03/2011	
Committee opinion	BUDG	PE456.907	18/03/2011	
Amendments tabled in committee		PE460.933	18/03/2011	
Committee opinion	REGI	PE456.852	24/03/2011	
Committee opinion	PECH	PE456.671	06/04/2011	
Specific opinion	JURI	PE465.052	27/05/2011	
Committee report tabled for plenary, 1st reading/single reading		A7-0163/2011	30/05/2011	
Text adopted by Parliament, 1st reading/single reading		T7-0508/2011	17/11/2011	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00055/2011/LEX	30/11/2011	

European Commission

Document type	Reference	Date	Summary
	COM(2010)0494		

Legislative proposal		29/09/2010	Summary
Document attached to the procedure	SEC(2010)1097	29/09/2010	Summary
Commission response to text adopted in plenary	SP(2012)29	11/01/2012	

National parliaments

Document type	Parliament /Chamber	Reference	Date	Summary
Contribution	IT_SENATE	COM(2010)0494	04/11/2010	
Contribution	PT_PARLIAMENT	COM(2010)0494	24/11/2010	

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
CofR	Committee of the Regions: opinion	CDR0339/2010	27/01/2011	
EESC	Economic and Social Committee: opinion, report	CES0364/2011	16/02/2011	

Additional information

Source	Document	Date
National parliaments	IPEX	
European Commission	EUR-Lex	

Final act

Regulation 2011/1255
OJ L 321 05.12.2011, p. 0001 Summary

Integrated maritime policy: programme to support the further development

2010/0257(COD) - 30/11/2011 - Final act

PURPOSE: to establish a programme to support the further development on an Integrated Maritime Policy (IMP).

LEGISLATIVE ACT: Regulation (EU) No 1255/2011 of the European Parliament and of the Council establishing a Programme to support the further development of an Integrated Maritime Policy.

CONTENT: following a first-reading agreement reached with the European Parliament, the Council adopted a regulation establishing an EU programme to further promote the development and the implementation of the EU's integrated maritime policy. The Union's Integrated Maritime Policy shall 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.

General objectives of the programme: the programme, which will support the sustainable use of the seas and oceans, and the expansion of scientific knowledge, has the following general objectives:

- to foster the development and implementation of integrated governance of maritime and coastal affairs;
- to contribute to develop synergies and to support sea or coast-related policies, particularly in the fields of economic development, employment, environmental protection, research, maritime safety, energy and the development of green maritime technologies;
- to promote the protection of the marine environment, in particular its biodiversity, and the sustainable use of marine and coastal resources, in line with the "marine strategy framework directive" (2008/56/EC);
- to support the development and implementation of sea-basin strategies;
- to improve and enhance international cooperation;
- to support economic growth, employment, innovation and new technologies in maritime sectors in the Union.

For each general objective, more detailed **operational objectives** are defined.

Financial envelope: the financial envelope for the implementation of the Programme shall be set at **EUR 40 000 000 for the period from 1 January 2011 to 31 December 2013**. This amount shall be broken down as follows:

- development and implementation of integrated governance of maritime and coastal affairs and visibility of the IMP: at least 4%;
- development of cross-sectoral tools: at least 60%;
- protection of the marine environment and sustainable use of marine and coastal resources: at least 8%;
- development and implementation of sea-basin strategies: at least 8%;
- external cooperation and coordination of the international dimension of the IMP: maximum 1%;
- sustainable economic growth, employment, innovation and new technologies: at least 4%.

Up to **1%** of the financial envelope may also cover necessary expenditure relating to any preparatory action, monitoring, control, audit or evaluation directly necessary in order to implement eligible actions under this Regulation effectively and efficiently and to achieve its objectives.

Reporting, evaluation and extension: the Commission shall regularly and promptly inform the European Parliament and the Council about its work. It shall submit to the European Parliament and to the Council: (a) a progress report no later than 31 December 2012; the progress report shall include an evaluation of the Programme's impact on other Union policies;

(b) an ex-post evaluation report no later than 31 December 2014. If appropriate, the Commission shall submit a legislative proposal on the extension of the Programme beyond 2013 with an appropriate financial envelope.

ENTRY INTO FORCE: 06/12/2011.

Integrated maritime policy: programme to support the further development

2010/0257(COD) - 21/06/2011

The Council **took note of a report on progress** in work on a draft regulation aimed at establishing a programme to support the further development of an integrated maritime policy.

The position of Member States in relation to the legislative proposal may be summarised as follows: an **overall consensus** was reached on the majority of the Articles. The main concerns expressed by Member States relate to the **budgetary aspects and to the committee procedure**.

Budgetary aspects: a majority of delegations have reservations regarding the proposed amount of EUR 50 million. One group of Member States proposes EUR 20 million. Another group of Member States can accept the amount of EUR 50 million. Some delegations can also accept the latter amount provided that the examination procedure is applied. Other delegations can be flexible on the amount provided that it is met through reallocation. The Commission proposes using the margins of Heading 2, while all Member States strongly insist on financing the Programme through reallocation.

The Presidency stressed on several occasions that this Regulation shall be without prejudice to the future decision of the budgetary authorities regarding the source of the amount.

Nevertheless, the Presidency considers it necessary to reflect the strong position of the Council on this issue and therefore proposed inserting recital (7c), bearing in mind the forthcoming negotiations with the European Parliament. The Commission opposes this insertion, considering that the decision on the source of funding belongs to the budgetary authorities and that the legislative and budgetary procedures should not be mixed up.

Concerning the financial envelope for technical assistance, the Council requested the introduction of a ceiling to be determined once agreement is reached on the total amount. One delegation proposed putting the ceiling at 1%. Commission opposes the introduction of the ceiling, arguing that it is not compatible with the Financial Regulation.

Committee procedure: all delegations objected to the use of the advisory procedure as proposed by the Commission. The Council strongly argues for the examination procedure to be used.

Integrated maritime policy: programme to support the further development

2010/0257(COD) - 17/11/2011 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 541 votes to 33, with 14 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council establishing a Programme to support the further development of an Integrated Maritime Policy.

Parliament adopted its position at first reading, under the ordinary legislative procedure. The amendments adopted in plenary are the result of a compromise negotiated between the European Parliament and the Council. They amend the Commission proposal as follows:

Subject matter: the amended text states that the Union's Integrated Maritime Policy ('IMP') shall 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. The Programme shall support the sustainable use of the seas and oceans, and the expansion of scientific knowledge.

Further objectives include:

- to contribute to the development of cross-sectoral tools, namely Maritime Spatial Planning, the Common Information Sharing Environment (CISE) and marine knowledge on the oceans, seas and coastal regions within and bordering the Union, in order to develop synergies and to support sea or coast-related policies, particularly in the fields of economic development, employment, environmental protection, research, maritime safety, energy and the development of green maritime technologies, taking into account and building upon existing tools and initiatives;
- to promote the protection of the marine environment, in particular its biodiversity, and the sustainable use of marine and coastal resources and to further define the boundaries of the sustainability of human activities that have an impact on the marine environment, in particular in the framework of Directive 2008/56/EC (the Marine Strategy Framework Directive);
- to support the development and implementation of sea-basin strategies;
- to improve and enhance external cooperation and coordination in relation to the objectives of the IMP, on the basis of advancing debate within international forums; in this respect, third countries shall be urged to ratify and implement the United Nations Convention on the Law of the Sea (UNCLOS);
- to support sustainable economic growth, employment, innovation and new technologies in maritime sectors and in coastal, insular and outermost regions in the Union.

For each general objective**, operational objectives** are set out in delail.

Eligible actions and beneficiaries: the Programme may provide financial assistance for the following types of actions: (i) projects, including test projects; studies; research and operational cooperative programmes, including education, professional training and retraining programmes; (ii) public information and sharing best practice, awareness raising and associated communication and dissemination activities, including publicity campaigns and events, and the development and maintenance of websites and relevant social networks and databases; (iii) pooling, monitoring and visualisation of, and ensuring public access to, a significant amount of data, best practices and databases on Union-funded regional projects, including where appropriate through a secretariat established for one or more of these purposes which will facilitate the adoption of common uniform standards for data collection and processing.

Principles for implementation: actions financed under the Programme shall not be eligible to receive assistance from other financial instruments of the Union. Synergies and complementarity shall be sought with other instruments of the Union. Actions under the Programme shall be complementary to the implementation of relevant sectoral policies.

The actions supported by the Programme shall stimulate and reinforce dialogue, cooperation and coordination with and among Member States, EU regions, stakeholders, citizens, civil society organisations and the social partners, while guaranteeing full transparency.

Budgetary resources: the financial envelope for the implementation of the Programme shall be set at **EUR 40 000 000 for the period from 1 January 2011 to 31 December 2013**.

The distribution of funds among the general objectives is as follows:

(a) Development and implementation of integrated governance of maritime and coastal affairs and visibility of the IMP: at least 4%;

(b) Development of cross-sectoral tools: at least 60%;

(c) Protection of the marine environment and sustainable use of marine and coastal resources: at least 8%;

(d) Development and implementation of sea-basin strategies: at least 8%;

(e) External cooperation and coordination of the international dimension of the IMP: maximum 1%;

(f) Sustainable economic growth, employment, innovation and new technologies: at least 4%.

Up to **1% of the financial envelope** may also cover necessary expenditure relating to any preparatory action, monitoring, control, audit or evaluation directly necessary in order to implement eligible actions under this Regulation effectively and efficiently and to achieve its objectives.

By a Joint Statement by the European Parliament, the Council and the Commission state that the financial envelope for the implementation of the Programme to support the further development of the IMP for 2011-13 is EUR 40 000 000. This envelope is to be composed of EUR 23 140 000 drawn from the 2011 budget without calling on the available margin of heading 2 of the multi annual financial framework, an amount of EUR 16 660 000, including an allocation for technical assistance, entered in the draft budget and accepted by Council during its reading of the 2012 budget and a further amount of EUR 200 000 for technical assistance to be entered in the 2013 budget.

Towards this end, the 2011 budget would need to be amended to create the necessary nomenclature and enter the appropriations in the reserve. The adopted budgets for 2012 and 2013 would need to include the relevant amounts for those years.

Reporting, evaluation and extension: the amended text provides that the Commission shall: (i) regularly and promptly inform the European Parliament and the Council about its work; (ii) submit to the European Parliament and the Council: (a) a progress report no later than 31 December 2012; the progress report shall include an evaluation of the Programme's impact on other Union policies; (b) an ex-post evaluation report no later than 31 December 2014.

If appropriate, the Commission shall submit a legislative proposal on the extension of the Programme beyond 2013 with an appropriate financial envelope.

Committee procedure: the Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers.

The European Parliament and the Council do not exclude the possibility of providing for delegated acts in future Programmes beyond 2013 on the basis of relevant Commission proposals.

Integrated maritime policy: programme to support the further development

2010/0257(COD) - 29/09/2010 - Legislative proposal

PURPOSE: to establish a programme to support the further development on an Integrated Maritime Policy (IMP).

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

BACKGROUND:

On 10 October 2007, the Commission published the Communication on an Integrated Maritime Policy for the European Union ('Blue Paper'), which was accompanied by an action plan which sets out a number of actions to be taken as a first step in implementing a newIMP. In October 2009, the Commission adopted a Progress Report on the EU's which charted the course for its next implementation phase.

In its conclusions of 16 November 2009, the General Affairs Council highlighted the importance of funding for the further development and implementation of the IMP by inviting the Commission to present the necessary proposals for the financing of integrated maritime policy actions within the existing Financial Perspective, with a view to entry into force by 2011.

Further development and implementation of the Integrated Maritime Policy along the lines set out by the Commission and endorsed by the Council is at risk because there are insufficient means to fund the necessary actions over the remaining period (2011 – 2013) of the current Financial Perspective. Pilot schemes and preparatory actions relating to the Integrated Maritime Policy can be financed only until the end of 2010.

A continued modest financial underpinning is needed to enable the EU to implement and further develop the Integrated Maritime Policy in line with Parliament's resolution of 20 May 2008 and to pursue the overarching objectives as set out in the Commission's Blue Paper, confirmed in the Progress Report and endorsed by the General Affairs Council conclusions of November 2009.

This financing will enable the continuation of the exploratory work that has already been initiated through preparatory actions and pilot projects, and to further develop and concretise options for implementation of the IMP.

IMPACT ASSESSMENT: the proposal is not accompanied by an impact assessment. Nevertheless, the Commission conducted an ex-ante evaluation of the most detailed aspects of the proposed financing programme.

The three policy alternatives identified in the ex-ante evaluation are the following:

- ***Option 1:*** no further action;
- ***Option 2:*** a modest EU financial contribution, at a reasonably increased level compared to the preparatory and pilot projects so far, for further exploring options and steadily implementing the IMP as it develops;
- ***Option 3:*** fully fledged financing.

Taking into account the limitations of options 1 and 3 and the strong Community interest in achieving the IMP's objectives in the short to medium term, the appropriate solution would seem to be **Option 2**, i.e. a modest EU financial contribution to fund IMP activities for the period 2011-2013.

LEGAL BASE: the EU's Integrated Maritime Policy has no explicit legal basis in the Treaty. However, it covers many EU sectoral policies with a bearing on the seas and coasts such as fisheries, freedom, security and justice, transport, industry, territorial cohesion, research, environment, energy, and tourism. That is why the proposed legislative act is based on Article 43(2), Article 74 and 77(2), Article 91(1) and 100(2), Article 173(3), Article 175, Article 188, Article 192(1), Article 194(2) and Article 195(2).

CONTENT: the proposed Regulation seeks to establish a programme to support the further development of an Integrated Maritime Policy. The general objective of the proposed Programme is to provide adequate finances for further developing and implementing the Integrated Maritime Policy. This action follows on from preparatory actions and pilot projects to be launched from January 2011 till December 2013.

The actions and activities financed by the proposed Programme will aim to help achieve the following objectives:

- further development and implementation of integrated maritime governance and integrated approaches within Member States and coastal regions;
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- speedy and sound implementation of integrated sea basin strategies around Europe tailored to the needs of each maritime region;
- further development and implementation of cross-cutting tools for integrated policymaking including a European Marine Observation and Data Network, integrating maritime surveillance namely through the establishment of a Common Information Sharing Environment, Maritime Spatial Planning and Integrated Coastal Zone Management;
- further defining in the years the boundaries of sustainability of human activities that have an impact on the marine environment, in the framework of the Marine Strategy Framework Directive, paying due attention to their cumulative impacts on the basis of the ecosystem approach;
- promotion of the international dimension of the Integrated Maritime Policy by improving and fostering dialogue, cooperation and coordination with third countries, including those bordering a European sea basin, or actors in third countries, as well as with international partners and organisations on the Integrated Maritime Policy, ensuring coherence with the actions developed in the sectoral policies;
- putting renewed focus on sustainable economic growth, employment and innovation;
- raising the visibility of Maritime Europe, and promoting and facilitating the sharing of information, the exchange of best practices, the exploitation and reinforcement of synergies and dialogue with and among stakeholders on maritime governance and sectoral policies that have an impact on the oceans, seas and coasts, or the establishment of cross-sectoral cooperation platforms and networks at a horizontal and at sea-basin level.

BUDGETARY IMPLICATIONS: the financial envelope for implementing the Programme to support the further development of the Integrated Maritime Policy is set at EUR 50 000 000 and it will apply from 1 January 2011 until 31 December 2013.

Integrated maritime policy: programme to support the further development

2010/0257(COD) - 29/09/2010 - Document attached to the procedure

The Commission presents a Staff working document conducting an ex-ante evaluation for establishing a Programme to support further development towards an Integrated Maritime Policy. This document accompanies the proposal concerning the establishment of a Programme to support the Integrated Maritime Policy (please refer to the summary of the initial COM(2010)0494.) This ex-ante evaluation gives, among other things, an overview of the proposed financing Programme. It pays particular attention to the political context, the problem definition, the Programme's core objectives, the added value of Community financial involvement and the main policy options/alternatives to be assessed. The three policy alternatives identified in the ex-ante evaluation are the following:

1. no further action;
2. a modest EU financial contribution, at a reasonably increased level compared to the preparatory and pilot projects so far, for further exploring options and steadily implementing the IMP as it develops;
3. fully fledged financing.

These three key policy options were considered for the following IMP strategic directions:

- integrated maritime governance on all levels;
- activities in relation to the sea basins;
- cross-cutting tools for Integrated Policy-Making;
- the definition of the boundaries of sustainability of human activities in the framework of the Marine Strategy Framework Directive;
- promotion of the international dimension of the IMP and Europe's leadership in this field;
- sustainable economic growth, employment and innovation;
- raising the visibility of maritime Europe;

Each available policy option was assessed against the following criteria: (i) the effectiveness of the option in achieving given objectives and the corresponding benefits; (ii) the feasibility of the selected options; (iii) the cost implication for the EU budget.

No further action (Option 1): Option 1 is clearly feasible and there would be no cost implication for the EU budget. On the other hand, taking no further action, in terms of not financing actions and activities on the Integrated Maritime Policy for the period 2011-2013, would mean failing to achieve the given general and specific objectives of the Programme. This, in turn, would imply that the Commission would not deliver on the policy objectives set out in its Blue Paper of October 2007, as confirmed in the Progress report of October 2009 and endorsed by the General Affairs Council conclusions of 16 November 2009. This failure is sufficient to rule out Option 1.

Modest EU financial contribution (Option 2): this does have an impact on the EU budget. On the other hand, Option 2 presents several advantages. It is a feasible and cost-effective option, which would contribute significantly to the achievement of the stated objectives. It would allow the EU to continue exploring options for the further development of the IMP and to begin implementing through concrete action in certain areas. It would thus ensure the sound and speedy implementation of the IMP in the short to long term.

Fully fledged financing (Option 3): this option would do a lot to help considerably the Commission achieve the given objectives and priorities for the IMP. On the other hand, Option 3 is not possible at this stage. It is not politically feasible because, at this stage of IMP development, it would not be possible to disburse substantially higher amounts than those already envisaged. This is because neither the Member States nor the Commission already have concrete policy options on which the extra money could be spent. Nor does the Commission have the human resources to manage this fully-fledged financing. Furthermore, it would be unwise to embark on a fully-fledged implementation without first testing the concepts on a more limited scale.

Consequently, taking into account the limitations of options 1 and 3 and the strong Community interest in achieving the IMP's objectives in the short to medium term, **the appropriate solution would seem to be a modest EU financial contribution to fund IMP activities** on the Integrated Maritime Policy for the period 2011-2013.