

| Basic information  |                     |
|--|---------------------|
| <b>2018/0139(COD)</b><br>COD - Ordinary legislative procedure (ex-codecision procedure)<br>Regulation  | Procedure completed |
| European maritime single window environment<br>Repealing Directive 2010/65/EU <a href="#">2009/0005(COD)</a><br><b>Subject</b><br>3.20.03 Maritime transport: passengers and freight<br>3.20.09 Ports policy |                     |

| Key players                            |  |  |   |            |
|--|--|--|---|------------|
| European Parliament                    | Committee responsible                                  |  | Rapporteur  | Appointed  |
|  | TRAN Transport and Tourism                             |  | CLUNE Deirdre (PPE)   | 05/07/2018 |
|  |  |  | Shadow rapporteur<br><br>FLECKENSTEIN Knut (S&D)<br><br>FOSTER Jacqueline (ECR)<br><br>MEISSNER Gesine (ALDE)<br><br>VIEU Marie-Pierre (GUE /NGL)<br><br>DELLI Karima (Verts/ALE) |            |
| Council of the European Union          | Council configuration                                  |  | Meetings  | Date       |
|  | Employment, Social Policy, Health and Consumer Affairs |  | 3698  | 2019-06-13 |
|  | Transport, Telecommunications and Energy               |  | 3658  | 2018-12-03 |
| European Commission                    | Commission DG  |  | Commissioner  |            |
|  | Mobility and Transport                                 |  | ŠEFČOVIČ Maroš  |            |
| European Economic and Social Committee |  |  |   |            |
| European Committee of the Regions      |  |  |   |            |

| Key events |       |           |         |
|------------|-------|-----------|---------|
| Date       | Event | Reference | Summary |

|            |   |  |         |
|------------|---|--|---------|
| 17/05/2018 | Legislative proposal published  | COM(2018)0278<br> | Summary |
| 11/06/2018 | Committee referral announced in Parliament, 1st reading   |  |         |
| 10/01/2019 | Vote in committee, 1st reading  |  |         |
| 10/01/2019 | Committee decision to open interinstitutional negotiations with report adopted in committee     |  |         |
| 14/01/2019 | Committee decision to enter into interinstitutional negotiations announced in plenary (Rule 71) |  |         |
| 16/01/2019 | Committee report tabled for plenary, 1st reading  | A8-0006/2019   | Summary |
| 16/01/2019 | Committee decision to enter into interinstitutional negotiations confirmed by plenary (Rule 71) |  |         |
| 04/03/2019 | Approval in committee of the text agreed at 1st reading interinstitutional negotiations         | PE636.153<br>GEDA/A/(2019)001439   |         |
| 18/04/2019 | Decision by Parliament, 1st reading   | T8-0434/2019   | Summary |
| 18/04/2019 | Results of vote in Parliament   |                   |         |
| 18/04/2019 | Debate in Parliament  |                   |         |
| 13/06/2019 | Act adopted by Council after Parliament's 1st reading   |  |         |
| 20/06/2019 | Final act signed  |  |         |
| 20/06/2019 | End of procedure in Parliament  |  |         |
| 25/07/2019 | Final act published in Official Journal   |  |         |

| Technical information                        |   |
|--|---|
| Procedure reference                          | 2018/0139(COD)  |
| Procedure type                               | COD - Ordinary legislative procedure (ex-codecision procedure)              |
| Procedure subtype                            | Legislation   |
| Legislative instrument                       | Regulation  |
| Amendments and repeals                       | Repealing Directive 2010/65/EU 2009/0005(COD)                               |
| Legal basis                                  | Treaty on the Functioning of the EU TFEU 100-p2                             |
| Other legal basis                            | Rules of Procedure EP 165   |
| Mandatory consultation of other institutions | European Economic and Social Committee<br>European Committee of the Regions |
| Stage reached in procedure                   | Procedure completed   |
| Committee dossier                            | TRAN/8/13147  |





| Documentation gateway  |           |           |            |         |
|------------------------|-----------|-----------|------------|---------|
| European Parliament    |           |           |            |         |
| Document type          | Committee | Reference | Date       | Summary |
| Committee draft report |           | PE628.380 | 15/10/2018 |         |

|   |  |                              |            |                         |
|---|--|------------------------------|------------|-------------------------|
| Amendments tabled in committee                                  |  | <a href="#">PE629.524</a>    | 21/11/2018 |                         |
| Committee report tabled for plenary, 1st reading/single reading |  | <a href="#">A8-0006/2019</a> | 16/01/2019 | <a href="#">Summary</a> |
| Text agreed during interinstitutional negotiations              |  | <a href="#">PE636.153</a>    | 25/02/2019 |                         |
| Text adopted by Parliament, 1st reading/single reading          |  | <a href="#">T8-0434/2019</a> | 18/04/2019 | <a href="#">Summary</a> |

#### Council of the EU

| Document type  | Reference                      | Date       | Summary |
|--|--------------------------------|------------|---------|
| Coreper letter confirming interinstitutional agreement | GEDA/A/(2019)001439            | 15/02/2019 |         |
| Draft final act  | <a href="#">00038/2019/LEX</a> | 20/06/2019 |         |

#### European Commission

| Document type                                  | Reference  | Date       | Summary                 |
|--|--|------------|-------------------------|
| Legislative proposal                           | <a href="#">COM(2018)0278</a><br>   | 17/05/2018 | <a href="#">Summary</a> |
| Document attached to the procedure             | <a href="#">SWD(2018)0181</a><br>   | 17/05/2018 |                         |
| Document attached to the procedure             | <a href="#">SWD(2018)0182</a><br>   | 17/05/2018 |                         |
| Commission response to text adopted in plenary | <a href="#">SP(2019)440</a>  | 08/08/2019 |                         |
| Follow-up document                             | <a href="#">COM(2024)0175</a><br> | 25/04/2024 |                         |

#### National parliaments

| Document type | Parliament /Chamber           | Reference                     | Date       | Summary |
|---------------|-------------------------------|-------------------------------|------------|---------|
| Contribution  | <a href="#">PT_PARLIAMENT</a> | <a href="#">COM(2018)0278</a> | 18/07/2018 |         |

#### Other institutions and bodies

| Institution/body | Document type                                  | Reference                    | Date       | Summary |
|------------------|--|------------------------------|------------|---------|
| EESC             | Economic and Social Committee: opinion, report | <a href="#">CES3005/2018</a> | 17/10/2018 |         |

#### Additional information

| Source              | Document                 | Date |
|---------------------|--------------------------|------|
| EP Research Service | <a href="#">Briefing</a> |      |

#### Final act

#### Delegated acts

| Reference                      | Subject                      |
|--------------------------------|------------------------------|
| <a href="#">2022/2927(DEA)</a> | Examination of delegated act |
| <a href="#">2025/2667(DEA)</a> | Examination of delegated act |

## European maritime single window environment

2018/0139(COD) - 18/04/2019 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 508 votes to 24, with 19 abstentions, a legislative resolution on the proposal for a Regulation of the European Parliament and of the Council establishing a European Maritime Single Window environment and repealing Directive 2010/65/EU.

The European Parliament's position adopted at first reading under the ordinary legislative procedure amended the Commission proposal as follows:

### ***Objective of the Regulation***

This Regulation establishes a framework for a technologically neutral and interoperable European Maritime Single Window environment ('EMSWe') with harmonised interfaces, in order to facilitate the electronic transmission of information in relation to reporting obligations for ships arriving at, staying in and departing from a Union port.

The main aim of this Regulation is to:

- lay down harmonised rules for the provision of the information that is required for port calls, in particular by ensuring that the same data sets can be reported to each maritime National Single Window in the same way;
- facilitate the transmission of information between declarants, relevant authorities and the providers of port services in the port of call, and other Member States.

The Commission may adopt delegated acts to amend the Annex to the Regulation to introduce, delete or adapt references to national legislation or requirements, international or Union legal acts and to establish and amend the EMSWe data set.

### ***Adding new obligations***

A Member State may only introduce new reporting obligations if the Commission has given its agreement and the corresponding information has been integrated into the EMSWe data set and applied in the harmonised reporting interfaces. Amendments to the EMSWe data set shall only be introduced once a year, except in duly justified cases.

In exceptional circumstances, a Member State may ask declarants to provide additional data elements without the approval of the Commission during a period of less than three months. The Member State shall notify those data elements to the Commission without delay. The Commission may allow the Member State to continue to request the additional data elements for two further periods of three months if the exceptional circumstances persist.

### ***Maritime National Single Window***

Member States may jointly establish a maritime single window with one or more other Member States. Those Member States shall designate that maritime single window as their maritime National Single Window, and shall remain responsible for its operation in accordance with this Regulation.

Member States which do not have maritime ports shall be exempted from the obligation to develop, establish, operate and make available a maritime National Single Window.

The Member States shall ensure:

- the compatibility of the maritime National Single Window with the harmonised reporting interface module and adherence of the graphical user interface of their maritime National Single Window to the common functionalities;
- the timely integration of the harmonised reporting interfaces;
- a connection with the relevant systems of competent authorities, to enable the transfer of data to be reported to those authorities, through the maritime National Single Window;

- the provision of a helpdesk during the first 12 months from the date of application of this Regulation, and an online support website for their maritime National Single Window with clear instructions in the official language(s) of that Member State and, where relevant, in a language that is internationally used;
- the provision of adequate and necessary training for staff who are directly involved in the operation of the maritime National Single Window;
- make available to the public the estimated and actual arrival and departure times of ships in an electronic format harmonised at EU level on the basis of data provided by declarants to the national maritime one-stop shop.

### ***Harmonised Reporting Interfaces***

The Commission shall, in close cooperation with the Member States, adopt implementing acts laying down the functional and technical specifications for the harmonised reporting interface module for the maritime National Single Windows.

No later than three years after the entry into force of the Regulation, the Commission should develop and subsequently update the harmonised reporting interface module for the maritime National Single Windows.

### ***Databases***

The Commission shall also establish:

- a EMSWe ship database containing a list of ship identification information and particulars, as well as records on ship reporting exemptions;
- a common location database that contains a reference list of location codes and port facility codes, as registered in the IMO database GISIS;
- a common Hazmat database containing a list of dangerous and polluting goods that must be notified;
- a common ship sanitation database that is able to receive and store data related to the Maritime Declarations of Health under Article 37 of the International Health Regulations 2005 (IHR). Personal data relating to ill persons on board ships shall not be stored on that database.

### ***Once-only principle***

Member States shall ensure that the declarant is requested to provide the information pursuant to this Regulation only once per port call, and that the relevant data elements of the EMSWe data set are made available and reused.

## **European maritime single window environment**

2018/0139(COD) - 16/01/2019 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Transport and Tourism adopted the report by Deirdre CLUNE (EPP, IE) on the proposal for a Regulation of the European Parliament and of the Council establishing a European Maritime Single Window environment and repealing Directive 2010/65/EU.

The committee recommended that the position of the European Parliament adopted at first reading in the framework of the ordinary legislative procedure should amend the Commission proposal as follows.

### ***Purpose of the regulation***

The main aim of the regulation is to lay down harmonised rules for the provision of cargo information required by both maritime and customs authorities and for compliance with the other reporting formalities required by Directive 2010/65/EU.

This regulation aims to:

- facilitate the transmission of information between the ship data providers, the relevant authorities covering the port of call, and other Member States, whilst complying with the GDPR;
- harmonise different data elements by ensuring that the same data sets can be reported to each relevant authority in the same way, and thereby to further improve the efficiency of maritime transport, to support digitalisation and to facilitate trade.

Members stipulated that when establishing the European Maritime Single Window environment (EMSWe) data set, the Commission should take into consideration the development of the International Maritime Organisation independent data reference model.

### ***Addition of new requirements***

A Member State shall not introduce new reporting requirements, except under duly justified and exceptional circumstances, unless the Commission has approved this and the new reporting requirement has been incorporated into the reporting interfaces.

### ***National Single Window***

Member States may develop a shared Single Window with one or more other Member States in order to improve interoperability and interconnection between Member States. A governance dimension, with a clear legal basis, should be developed for each National Single Window so that Member States have the competences and responsibilities to collect, store and distribute the data to the relevant authorities.

In order to ensure the proper functioning of the National Single Windows, Members would like to ensure two-way communication between the declarant and the relevant authorities.

### ***Harmonised reporting interface***

Two years after the entry into force of the regulation, the Commission and Member States shall develop and update a technologically neutral harmonised reporting interface for the National Single Windows.

Five years after the entry into force, the Commission shall develop a voluntary optional common access point interface as an added functionality of the harmonised reporting interfaces, provided that the harmonised reporting interfaces have been implemented.

## **European maritime single window environment**

2018/0139(COD) - 17/05/2018 - Legislative proposal

PURPOSE: to facilitate maritime transport and further reduce the administrative burden on shipping companies.

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

ROLE OF THE EUROPEAN PARLIAMENT: the European Parliament decides in accordance with the ordinary legislative procedure and on an equal footing with the Council.

BACKGROUND: maritime transport operators face a **wide range of legal reporting requirements each time a ship arrives in or leaves a port** (a port call). Over two million port calls are made annually in the EU. Shipping sector staff currently spend an annual total of about 4.6 million hours on reporting.

The evaluation conducted in 2016-2017 as part of the fitness check on the Maritime Transport Policy found that [Directive 2010/65/EU](#) was not sufficiently effective or efficient, although its objectives remained very relevant. The conclusion was that there was considerable scope for further simplification and for reducing the administrative burden on shipping operators.

**Three problems** were identified:

- a lack of harmonisation between the maritime National Single Windows for ship reporting;
- the current system for coordinating reporting via National Single Windows only brings together some of the legal reporting obligations faced by ships;
- there is an inefficient data-sharing environment in most Member States and within the EU as a whole.

The Commission therefore proposes to **facilitate reporting formalities in the maritime sector**. This initiative is part of the Third 'Europe on the Move' Package, which delivers on the new industrial policy strategy of September 2017 and is designed to complete the process of enabling Europe to reap the full benefits of the modernisation of mobility.

IMPACT ASSESSMENT: the preferred option (ensuring a harmonised reporting system, while respecting the National Single Windows) is expected to result in a total **additional cost of EUR 29.4 million between 2020 and 2030 and a saving of 22-25 million working hours over the same period**. This option offers the greatest benefit at an acceptable cost.

CONTENT: the proposal for a Regulation repealing Directive 2010/65/EU establishes a **framework for a harmonised and interoperable European Maritime Single Window environment** ('EMSWe'), based on National Single Windows, in order to facilitate electronic transmission of information in relation to reporting obligations for ships arriving and staying in and departing from a Union port.

By developing binding technical interface specifications, adopting common data requirements and processes, and establishing clear rules and rights for submission and sharing of information, a **simplified reporting environment** will be achieved. The result is that the shipping operators will be able to report the same data set in the same way regardless of where they go, if they choose to use the harmonised reporting entry point.

This proposal will also **improve interoperability and interconnection** between the relevant systems, thus enabling data to be shared and reused more efficiently, as appropriate and contribute to increased efficiency of digital reporting for maritime operators by facilitating data sharing/reuse for the application of the 'reporting only once' principle.

BUDGET IMPLICATIONS: the expected costs of IT services and IT system development are up to **EUR 13.5 million over the 11 years from 2020 to 2030**. The Commission proposes that its costs be covered by the budget line Support activities to the European transport policy and passenger rights including communication activities (budget reference 06.02.05).

## **European maritime single window environment**

2018/0139(COD) - 25/07/2019 - Final act

PURPOSE: to reduce administrative formalities for ships by creating a European maritime single window.

LEGISLATIVE ACT: Regulation (EU) 2019/1239 of the European Parliament and of the Council establishing a European Maritime Single Window environment and repealing Directive 2010/65/EU.

CONTENT: the Regulation establishes a framework for a technologically neutral and interoperable European Maritime Single Window environment ('EMSWe') with harmonised interfaces, in order to facilitate the electronic transmission of information in relation to reporting obligations for ships arriving at, staying in and departing from a Union port.

Both the European Parliament and the Council have frequently called for more interoperability and more comprehensive and user-friendly communication and information flows to improve the functioning of the internal market and to meet the needs of citizens and businesses.

#### ***Consolidation of all reporting formalities associated with a port call***

The main aim of this Regulation is to lay down harmonised rules for the provision of the information that is required for port calls, in particular by ensuring that the same data sets can be reported to each maritime National Single Window in the same way. This Regulation also aims to facilitate the transmission of information between declarants, relevant authorities and the providers of port services in the port of call, and other Member States.

#### ***Modification of the EMSWe data set***

The application of this Regulation should not alter the time frames for, or the substance of, reporting obligations, and should not affect the subsequent storage and processing of information at Union level or at national level.

A Member State may only introduce new reporting obligations if the Commission has given its agreement and the corresponding information has been integrated into the EMSWe data set and applied in the harmonised reporting interfaces. Changes to the EMSWe data set may only be introduced once a year, except in duly justified cases.

#### ***Maritime National Single Window***

The new Regulation maintains the existing maritime National Single Window in each Member State shall be maintained as the basis for a technologically neutral and interoperable European Maritime Single Window environment ('EMSWe'). The maritime National Single Window shall constitute a comprehensive reporting entry point for maritime transport operators, performing the functionalities of data collection from the declarants and data distribution to all relevant competent authorities and providers of port services.

The Commission shall adopt implementing acts establishing the technical and functional specifications of the harmonised reporting interface module of the national single maritime counters. This shall improve interoperability between the different systems.

#### ***Once-only principle***

Member States shall ensure that the declarant is requested to provide the information pursuant to this Regulation only once per port call, and that the relevant data elements of the EMSWe data set are made available and reused.

#### ***Common services***

The Commission shall establish:

- a common access management and user registry system for declarants and data service providers that use the maritime National Single Window, as well as for national authorities that access the maritime National Single Window in cases where authentication is required;
- an additional and optional common addressing service, provided that the harmonised reporting interface module has been fully implemented;
- an EMSWe vessel database containing a list of vessel identification information and characteristics as well as records on ship reporting exemptions;
- a common location database containing a reference list of location codes and port facility codes listed in the IMO database GISIS;
- a common Hazmat database containing a list of dangerous and polluting goods that must be notified;
- a common ship sanitation database that is able to receive and store data on maritime declarations of health. Personal data relating to sick people on board ships shall not be stored on that database.

ENTRY INTO FORCE: 14.8.2019.

APPLICATION: from 15.8.2025.