



MEDITERRANEAN ACTION PLAN (MAP) REGIONAL MARINE POLLUTION EMERGENCY RESPONSE CENTRE FOR THE MEDITERRANEAN SEA (REMPEC)

Fourth Meeting of the Mediterranean Network of
Law Enforcement Officials relating to MARPOL
within the framework of the Barcelona Convention (MENELAS)

REMPEC/WG.48/1/1
Date: 20 April 2021

Online, 21-22 April 2021

Original: English

Agenda Item 1

ANNOTATED PROVISIONAL AGENDA AND DRAFT TIMETABLE

Note by the Secretariat

SUMMARY

Executive Summary: This document provides brief information on the actions to be taken by the Meeting as well as a draft timetable for the Meeting. This timetable prepared by the Secretariat is of a tentative nature and may be modified by the Meeting, as appropriate.

Actions to be taken: As indicated under each agenda item.

Related documents: UNEP/IG.43/6, UNEP/MED IG.24/22, REMPEC/WG.48/1, REMPEC/WG.48/2, REMPEC/WG.48/4, REMPEC/WG.48/INF.3, REMPEC/WG.48/INF.4, REMPEC/WG.48/INF.5, REMPEC/WG.48/INF.6, REMPEC/WG.48/INF.7

Introduction

1 The Fourth Meeting of the Mediterranean Network of Law Enforcement Officials relating to the International Convention for the Prevention of Pollution from Ships (MARPOL) within the framework of the Convention for the Protection of the Marine Environment and the Coastal Region of the Mediterranean ("the Barcelona Convention") (MENELAS), hereinafter referred to as the Meeting, is being convened remotely from 21 to 22 April 2021, pursuant to the Programme of Work and Budget for 2020-2021 of the Mediterranean Action Plan (MAP) of the United Nations Environment Programme (UNEP), also referred to as UNEP/MAP, adopted by the Twenty-first Ordinary Meeting of the Contracting Parties to the Barcelona Convention and its Protocols (Naples, Italy, 2-5 December 2019) (UNEP/MED IG.24/22).

2 The principal objectives of the Meeting are:

- .1 to examine the implementation of the MENELAS Programme of Activities for the period 2020-2021, and to discuss about cooperation with other regional and international organisations; and
- .2 to discuss and agree on the items to be included in the MENELAS Programme of Activities for the period 2022-2023 and elect the chair of the network for the said period.

3 All MENELAS Designated Representatives were invited to nominate jointly and, in consultation with the REMPEC Prevention Focal Points, their representatives in the Meeting. The invitation to participate in the Meeting was also extended to observers from relevant regional and international organisations, the activities of which are relevant to the objectives of the Meeting.

4 In order to assist the Meeting in its work, the Secretariat prepared the following annotations to the proposed provisional agenda of the Meeting.

Opening of the Meeting

5 The Meeting will open on Wednesday, 21 April 2021 at 0900 hours and is expected to close on Thursday, 22 April 2021 at 1530 hours¹.

Organisation of the Meeting

Rules of Procedure

6 The Rules of procedure for Meetings and Conferences of the Contracting Parties to the Convention for the Protection of the Mediterranean Sea against Pollution and its related Protocols (UNEP/IG.43/6, Annex XI) shall apply *mutatis mutandis* to the deliberations of this Meeting.

Election of Officers

7 **The Meeting will be invited** to elect a Chairperson, a Vice-Chairperson, and a Rapporteur.

Working Languages

8 The working languages of the Meeting will be English and French. Simultaneous English/French/English interpretation will be provided during the Meeting. All working documents will be available in both official languages of the Centre, i.e. in English and in French. Information documents will be available in their original language unless a translation is provided in the second working language.

Agenda Item 1 **Adoption of the Agenda**

9 The agenda, as proposed in document REMPEC/WG.48/1 and annotated in the present document, will be proposed for adoption by the Meeting. The Meeting will also be invited to agree on a timetable to carry out its work. A draft timetable is proposed in the **Annex** to the present document.

Agenda Item 2 **Draft common marine oil pollution detection/investigation report**

10 Under this agenda item, the Secretariat will provide information on the further development and practical use of a draft common marine oil pollution detection/investigation report within the framework of the Barcelona Convention and MENELAS, as presented in document REMPEC/WG.48/2.

11 The Secretariat will refer to the Report of the Third Meeting of the Mediterranean Network of Law Enforcement Officials relating to MARPOL within the framework of the Barcelona Convention (MENELAS) (Valletta, Malta, 15-16 October 2019), as presented in the Appendix to document REMPEC/WG.48/INF.6.

12 Participants will be encouraged to briefly present their views on the draft common marine oil pollution detection/investigation report.

13 **The Meeting will be invited** to take note of the information provided as well as to comment, as deemed appropriate.

Agenda Item 3 **Modalities of possible creation and operation, including in terms of governance and financing, of a regional “Blue Fund”**

14 The Secretariat will provide information on the modalities of possible creation and operation, including in terms of governance and financing, of a regional “Blue Fund”.

15 In particular, the Secretariat will refer to the Report of the Third Meeting of the Mediterranean Network of Law Enforcement Officials relating to MARPOL within the framework of the Barcelona Convention (MENELAS) (Valletta, Malta, 15-16 October 2019), as presented in the Appendix to document REMPEC/WG.48/INF.6.

¹ Malta local time or GMT+2.

16 The representative from The MedFund will deliver a presentation and provide insights as well as share experience regarding the creation and operation, including in terms of governance and financing, of The MedFund that aims at mobilising public and private actors in order to promote the development and effectiveness of Mediterranean Marine Protected Areas (MPAs).

17 Participants will be encouraged to briefly present their views on the modalities of possible creation and operation, including in terms of governance and financing, of a regional "Blue Fund".

18 **The Meeting will be invited** to take note of the information provided as well as to comment, as deemed appropriate.

Agenda Item 4 **Draft decision to apply criteria for a common minimum level of fines for each offense provided for under the Annexes to MARPOL**

19 Under this agenda item, the Secretariat will provide information on the preparation of a draft decision to apply criteria for a common minimum level of fines for each offense provided for under the Annexes to MARPOL, as presented in document REMPEC/WG.48/4.

20 The Secretariat will refer to the review of existing applicable sanctions at national level with regard to illicit ship pollution discharges, as presented in document REMPEC/WG.48/INF.3, as well as the Report of the Third Meeting of the Mediterranean Network of Law Enforcement Officials relating to MARPOL within the framework of the Barcelona Convention (MENELAS) (Valletta, Malta, 15-16 October 2019), as presented in the Appendix to document REMPEC/WG.48/INF.6.

21 Participants will be encouraged to briefly present their views on the draft decision to apply criteria for a common minimum level of fines for each offense provided for under the Annexes to MARPOL.

22 **The Meeting will be invited** to take note of the information provided as well as to comment, as deemed appropriate.

Agenda Item 5 **Proposal to possibly define criteria to determine the reparation of environmental damage beyond the compensation of the cleaning operations resulting from pollution of the marine environment from ships and to harmonise practices to that end**

23 The representative from Croatia will introduce the Proposal to possibly define criteria to determine the reparation of environmental damage beyond the compensation of the cleaning operations resulting from pollution of the marine environment from ships and to harmonise practices to that end, as presented in document REMPEC/WG.48/INF.4.

24 Participants will be encouraged to briefly present their views on the Proposal to possibly define criteria to determine the reparation of environmental damage beyond the compensation of the cleaning operations resulting from pollution of the marine environment from ships and to harmonise practices to that end.

25 **The Meeting will be invited** to take note of the information provided as well as to comment, as deemed appropriate.

Agenda Item 6 **Establishment of a MENELAS database on illicit ship pollution discharges in the Mediterranean**

26 The Secretariat will provide information on the establishment of a MENELAS database on illicit ship pollution discharges in the Mediterranean.

27 The representatives from the European Union (EU) will deliver a presentation on the planned revision of Directive 2005/35/EC of the European Parliament and of the Council of 7 September 2005 on ship-source pollution and on the introduction of penalties for infringements, as amended, and the development of a harmonised reporting template in accordance with Article 12 thereof.

28 Participants will be encouraged to briefly present their views on the establishment of a MENELAS database on illicit ship pollution discharges in the Mediterranean.

29 **The Meeting will be invited** to take note of the information provided as well as to comment, as deemed appropriate.

Agenda Item 7 **Measures to charge reasonable costs for the use of port reception facilities or, when applicable, apply a No-Special-Fee system**

30 Under this agenda item, the Secretariat will provide information on measures to charge reasonable costs for the use of port reception facilities or, when applicable, apply a No-Special-Fee system.

31 In particular, the Secretariat will refer to the adoption of Decision IG.24/11 on Guidelines: Adopt-a-Beach; Phase-out of Single Use Plastic Bags; Provision of Reception Facilities in Ports and the Delivery of Ship-Generated Wastes; Application of Charges at Reasonable Costs for the Use of Port Reception Facilities, as presented in the Appendix to document REMPEC/WG.48/INF.5, and, most notably:

- .1 the Operational Guidelines on the Provision of Reception Facilities in Ports and the Delivery of Ship-Generated Wastes in the Mediterranean, as set out in Annex III to the said decision; and
- .2 the Guidance Document to Determine the Application of Charges at Reasonable Costs for the Use of Port Reception Facilities or, when Applicable, Application of the No-Special-Fee System, in the Mediterranean, as set out in Annex IV to the said decision.

32 Participants will be encouraged to briefly present their views on measures to charge reasonable costs for the use of port reception facilities or, when applicable, apply a No-Special-Fee system.

33 **The Meeting will be invited** to take note of the information provided as well as to comment, as deemed appropriate.

Agenda Item 8 **Cooperation with other regional and international organisations**

34 Under this agenda item, the Secretariat will provide information on cooperation with other regional and international organisations.

35 The representative from the General Secretariat of the International Criminal Police Organization-INTERPOL will deliver a presentation to introduce the INTERPOL Key Findings Report: Operation 30 Days at Sea 2.0 (2019), as presented in the Appendix to document REMPEC/WG.48/INF.7.

36 Participants will be encouraged to briefly present recent developments in relevant regional and international organisations to which they are Parties or which they represent.

37 **The Meeting will be invited** to take note of the information provided as well as to comment, as deemed appropriate.

Agenda Item 9 **Election of Chair for the period 2022-2023**

38 **The Meeting will be invited** to elect a Chairperson for the period 2022-2023.

Agenda Item 10 **Future work and meetings**

39 Under this agenda item, the Secretariat will provide information on the next MENELAS meeting and related meetings.

40 Participants will be encouraged to share their views on future work with a view to deciding on a proposed programme of activities for the period 2022-2023, taking into account possible national initiatives or proposals, and on the establishment of any working groups and their terms of reference, as appropriate.

41 **The Meeting will be invited** to take note of the information provided as well as to comment, as deemed appropriate.

Agenda Item 11 **Other business**

42 **The Meeting will be invited** to consider any other matters that may be raised under this agenda item.

Agenda Item 12 **Conclusions and recommendations**

43 Under this agenda item, the Meeting will review, amend, as appropriate, and adopt draft conclusions and recommendations that will result from the meeting discussions, as prepared by the Rapporteur.

44 The report of the Meeting will be prepared and circulated after the Meeting.

Closure of the Meeting

45 The Meeting is expected to be closed by the Chairperson on Thursday, 22 April 2021 at 1530 hours.

Annex

Draft timetable

Day 1 – Wednesday, 21 April 2021²		
08:30 – 09:00	<i>Meeting access opens</i>	
09:00 – 09:30	Opening of the Meeting	
09:30 – 09:45	Agenda Item 1	Adoption of the Agenda
09:45 – 10:45	Agenda Item 2	Draft common marine oil pollution detection/investigation report
10:45 – 11:00	Coffee break	
11:00 – 12:30	Agenda Item 3	Modalities of possible creation and operation, including in terms of governance and financing, of a regional “Blue Fund”
12:30 – 13:30	Lunch break	
13:30 – 15:00	Agenda Item 4	Draft decision to apply criteria for a common minimum level of fines for each offense provided for under the Annexes to MARPOL
15:00 – 15:15	Coffee break	
15:15 – 16:15	Agenda Item 5	Proposal to possibly define criteria to determine the reparation of environmental damage beyond the compensation of the cleaning operations resulting from pollution of the marine environment from ships and to harmonise practices to that end
16:15 – 16:45	Agenda Item 7	Measures to charge reasonable costs for the use of port reception facilities or, when applicable, apply a No-Special-Fee system

Day 2 – Thursday, 22 April 2021³		
09:00 – 09:45	Agenda Item 6	Establishment of a MENELAS database on illicit ship pollution discharges in the Mediterranean
09:45 – 10:30	Agenda Item 8	Cooperation with other regional and international organisations
10:30 – 10:45	Coffee break	
10:45 – 11:30	Agenda Item 8 (cont.)	Cooperation with other regional and international organisations
11:30 – 11:45	Agenda Item 9	Election of Chair for the period 2022-2023
11:45 – 12:15	Agenda Item 10	Future work and meetings
12:15 – 12:30	Agenda Item 11	Other business
12:30 – 14:00	Lunch break	
14:00 – 15:15	Agenda Item 12	Conclusions and recommendations
15:15 – 15:30	Closure of the Meeting	

² Malta local time or GMT+2.

³ Malta local time or GMT+2.