



# Legal Aspects Exhaust Gas Cleaning Systems

MEPC 82

30 September – 4 October



# What will happen at MEPC 82

- Agenda item 5 – Air pollution prevention
  - MEPC will consider PPR 11 outcomes
  - Remaining work under Output 1.23 (*Evaluation and harmonization of rules and guidance on the discharge of discharge water from EGCS into the aquatic environment*) includes “regulatory matters”
- 8 submissions (4 new documents + 4 deferred by MEPC 81)
  - Legal aspects:
    - **MEPC 81/5/4** “*Regulation 4.1 of MARPOL Annex VI must not be interpreted in isolation of other regulations, resolutions and obligations*”
    - **MEPC 82/5** “*Legal analysis on exhaust gas cleaning systems as an alternative compliance mechanism under MARPOL Annex VI from an air quality impact perspective*”



# What do we want to see happen

- **The Committee should...**
  - *Consider whether the use of EGCS as an equivalent to low sulphur fuels is aligned with the duties outlined in regulation 4.4 of MARPOL Annex VI.*
  - *Amend the Annex VI to eliminate the EGCS loophole.*
  - *Develop and adopt a resolution calling on operators to cease discharging EGCS waste in coastal and marine protected areas, critical habitat, IMO designed Special Areas, and PSSAs.*
- **States should...**
  - *Prohibit EGCS discharges in their jurisdictional waters.*
  - *No longer approve EGCS for ships registered to their flags.*