国际海底管理局 ISBA/25/C/3



理 事 会

Distr.: General 17 December 2018

Chinese

Original: English

第二十五届会议 理事会会议,第一部分 2019年2月25日至3月1日,金斯敦 临时议程项目11

"区域"内矿产资源开发规章草案

海管局监管框架下"区域"内活动相关标准和准则的内容与 制定工作

秘书处的说明

一. 背景

1. 本说明为理事会提供相关背景资料,介绍《"区域"内矿物资源开发规章草案》(ISBA/24/LTC/WP.1/Rev.1)下标准和准则的制定和优先顺序排列过程。成员国及其他利益攸关方在近期就规章草案发表的评论意见中,强调作为法律框架组成部分的标准和准则十分重要,还着重指出需要在制定规章的同时,制定关键标准和准则,而且得让相关利益攸关方参与。规章中的硬性措施与流程和绩效方面的标准和准则怎样适当结合,将视海管局、行业和相关利益攸关方的需求而定。标准和准则有助于确保承包者群体能有一个公平的竞争环境、特定风险得到一致的处理。海管局的主要作用是在绩效欠佳时,与担保国一道,说明和监测成果,采取监管措施。灵活性也很关键;确定目的目标、设置精确可测的绩效标准(产出),较之实行过于硬性的措施更加可取;因此,需要灵活选用流程标准、方法或设备来达到目的、目标和绩效标准。打好这个基础,就能建立稳定的法律框架,并能通过确保最高的作业、安全和环境保护标准,促使采矿活动得到有力、高效和透明的监管。本说明1 附件中的图简略描述了各项投入(目的和目标、监管措施、标准和准则等)之间的关系,以及基于成果的监管方法。

¹ 附件仅以提交时所用语文分发。





^{*} ISBA/25/C/L.1 .

- 2. 在规章的通过和实施上,海管局必须为履行《联合国海洋法公约》第十一部分规定的职能起见,纳入"采矿的标准和办法,包括有关操作安全、资源养护和海洋环境保护的标准和办法"。² 规章草案第 92 条反映了这一要求,规定法律和技术委员会就通过标准向理事会提出建议。此外,根据规章草案第 93 条,委员会或秘书长将发布技术或行政性指导文件(准则),理事会要进行监督,确保准则符合海管局规则。
- 3. 正如委员会所指出的,需要进一步讨论如何在规章中最好地反映和纳入标准,还需要进一步讨论标准的法律地位,也即标准是强制性的,还是推荐性的(ISBA/24/C/20,第13段)。
- 4. 本说明主要侧重点是适用于监管和开展承包者在"区域"内受海管局和担保国管辖的活动的标准和准则的通过和实施。其他规则和标准则来自其他主管机构,例如船旗国关于正常船舶作业的规定。另外,也绝不能忽视海底局作为监管者妥善、透明运作所需遵循的流程标准,例如就风险评估框架、3就海底采矿登记册的制作和维护、或就将来的检查机制下建立的检查程序而通过的标准(见ISBA/25/C/5)。

二. "标准"、"准则"及其法律地位简述

- 5. 海管局的标准和准则应当合乎《公约》和 1994 年《关于执行〈联合国海洋法公约〉第十一部分的协定》的要求,沿用或兼顾普遍接受的国际标准和原则,帮助推动实现相关可持续发展目标。4 兄弟行业、国家监管机构和标准制定组织已经通过并公布了大量标准和准则,特别是在油气部门。其中许多(包括基本原则)可直接或经相应调整后适用于"区域"内活动。从全球汇报计划、联合国全球契约、国际金融公司关于环境、社会可持续性、健康和安全的各种准则和标准、赤道原则、采掘业透明度倡议等当中也产生了一些涵盖面广泛的国际标准和原则。
- 6. 在考虑相关标准时,应当分清"流程"标准和"绩效"标准。

流程标准

7. 关于流程标准,一般理解是其代表了对特定问题的共识,体现了约定的做法或程序(标准化)。流程标准是由众多标准制定组织发展起来的,不少是在行业、国家、区域和全球层面按主题或就具体行业问题制定的。其中最为突出的是国际标准化组织(标准化组织)制定的标准。尽管流程标准通常属于自愿性质,但是监

^{2 《}公约》附件三,第十七条第1款(b)项(7)目。

³ 海管局监管什么?怎样以及何时与担保国一起实施监管?这些关键问题仍是海管局基于风险的监管办法的核心。需要出台适当的风险评估和风险管理办法。

⁴ 见国际海底海管局 2019-2023 年期间战略计划中的战略方向 1.1、2.1 和 2.2(ISBA/24/A/10, 附件)。

管者可能会将这些标准或其特定部分或所含原则作为唯一办法或若干推荐办法 之一而援引。5

- 8. 在"区域"内活动方面,环境管理系统是典型的流程标准,用于协助落实环境政策,改善环境绩效。规章草案应当要求采用环境管理系统。6 但是,海管局与其在规章中硬性规定采用某项环境管理系统标准(例如 ISO 14001:2015),不如颁布准则,列出基准标准、目标和原则以及其他同等标准。这样,当承包者须要遵守担保国国内法律规定的同等标准时或当标准需要修改时,就有灵活性。
- 9. 必须指出的是,诸如国际海事组织等其他区域性和国际性监管机构的现有标准、准则、行为守则、建议、决定和决议中含有经由正式的制定和通过流程而记录在案的普遍接受的规则、做法或程序,也可成为标准的渊源。

绩效标准

- 10. 绩效标准针对的是海管局的特有情况,应当依照适当的评估框架确定,并且 具有强制性。达到绩效标准这一点将构成开发合同条款和条件的一部分(按已核 准工作计划或相关子计划中的规定),成为承包者绩效总体计量的关键内容。鉴于 海管局以及许多监管者青睐基于成果或结果的监管,绩效标准会至关重要。制定 适当的绩效标准,明确承包者必须交付什么,但又让承包者灵活掌握如何交付, 将会鼓励创新,促进"区域"内活动最佳做法的形成。绩效标准中最明显的一类 是环境绩效标准,包括关于特定环境影响的定量环境阈值点和触发点。7 这些标 准与环境保护有关,会受到区域目的和目标例如区域环境管理计划所含目的和目 标的影响,也会受到项目具体目标的影响。
- 11. 标准的制定应当主要由行业推动。2015 年以来,委员会一直在强调这个观点。8 监管者在履行监管义务时,确实往往会借助行业、国家、区域和国际标准,同时辅之以自身就特定主题颁布的准则。任何标准制定过程都应当认识到这一点。

准则

12. 根据规章草案第 93 条,海管局还将发布技术和行政准则。准则文件就流程和实务提供指导。流程准则内含关于诸如办理申请手续或满足年报要求的指导。实务准则举出推荐采用的办理方式(例如报送测深数据所使用的格式);促使环境和安全管理条例、工具、规程得到理解和遵守,帮助推广最佳做法。

18-22117 **3/13**

⁵ 行业也可借助自愿性业务守则(例如国际海洋矿物学会通过的《海洋采矿环境管理守则》)的形式采用标准,将之视为行业良好做法。

⁶ 正如利益攸关方在近期对规章草案发表的评论意见中所强调的,这一要求在当前草案中略去不 提。后续草案案文对此应予改正。

⁷ 规章草案附件七第 2(j)条规定,环境管理和监测计划应载有"对相关环境履约标准和指标(触发点和阈值点)的说明,包括基于指标监测结果的决策规则"。

⁸ 见 2015 年 3 月海管局就区域内开发活动规章框架草案向海管局成员及全体利益攸关方所作的报告。

- 13. 此类准则的法律地位在很大程度上取决于内容。它们有些在规章中提及; 9 有些或许在工作计划中提及。每项准则都应当阐明目的和法律地位, 10 规定审查期限。准则既以权威的方式促进了监管框架的落实,又对具体的监管条文给出了解释指导,例如良好行业做法怎样理解或规章草案第 34 条规定的"在合理可行的范围内"如何适用。准则将赋予监管框架必要的灵活性,使之能够适应并响应新技术、新信息和新知识。11 制定准则的主要责任在海管局。
- 14. 标准和准则非相互排斥,而是在时间和空间上彼此补充,还有助于良好行业做法的形成和最佳做法的发展。贯彻流程标准和准则可为落实绩效标准提供支撑。准则为适用相关标准或制定最佳做法提供了指导,而适用相关标准或制定最佳做法又可能催生出"区域"方面的新标准。规章中更硬性的措施可在制定工作的较晚某阶段,待明确的、更加可取的重大风险管理程序或办法出炉后再行通过。标准和准则固然须与《公约》第十一部分相符。但是,若能提高健康和安全或海洋环境方面的保护水平,又能顺应技术的发展,就算偏离公认的标准或准则,也应当予以鼓励。

三. 制定和通过相关标准和准则的可能过程

15. 并非所有标准和准则都要有正式的制定和通过过程。海管局的行政流程准则和某些普遍接受的流程标准,如国际标准化组织的相关标准,尤是如此。它们几乎无需修改。现有针对承包者提出的指导建议也是如此。今后,对于较为复杂的技术标准和实务准则,需要召集技术专家审阅、点评文件,从而采取达成协商一致的办法,予以制定和通过。

海底局自行制定标准和准则的可能过程

16. 2017 年 3 月,在柏林举办的一场研讨会上概述了开展制定工作时可能采取的一种办法。12 第一步先编写一份手册,指导如何制定技术标准和准则。在此过程中,应当立足于现有的最佳做法,并反映出指导原则,例如包容性、透明度、有效性和相关性、持续改进等原则。鉴于法律和技术委员会负有向理事会提建议的主要职能,并且受命起草采矿标准和做法等方面的规则、条例和程序供理事会审议,因此应当承担制定工作,接受相关问责。

17. 委员会负责界定具体问题,编写职权范围,委托一个技术工作组就此开展工作。至于工作组的人员构成,需要具体情况具体分析,覆盖一系列必要的法律和

⁹ 例如,规章草案第7(3)条规定,依照准则拟订申请书。

¹⁰ 开发合同标准条款第 3.3(c)节要求,只要合理可行,遵守委员会或秘书长可能不时根据规章发布的任何准则。明确各套准则的法律地位,可消除这一义务潜在的不确定性。

¹¹ 见国际海底海管局 2019-2023 年期间战略计划中的战略方向 2.3。

¹² 见国际海底管理局,技术研究报告第 17 号,关于德国环境部、德国联邦地球科学和自然资源研究所以及国际海底管理局秘书处于 2014 年 3 月 20 日至 24 日所办国际研讨会的情况报告:争取制定海管局"区域"环境管理战略。可查阅: ran-s3.s3.amazonaws.com/isa.org.jm/s3fs-public/files/documents/berlinrep-web.pdf。

科学领域,考虑包括承包者在内的相关利益攸关方和组织的意见。工作组将在海管局届会之间发送函件或召开会议,并向委员会介绍最新进展。委员会一旦商定最后案文,可将相关文件提交理事会,以供决定或审查通过,具体视情况而定。成立技术工作组研究某一特定专题,这是许多国际组织的通行做法。《防止倾倒废物及其他物质污染海洋的公约》及其《1996年议定书》相关科学小组就借助类似流程,制定了一些评估框架,而后得到《公约》缔约方的通过。海洋环境保护的科学方面联合专家组使用的工作方法也大同小异。

挑战

- 18. 标准制定工作仍有一些挑战,特别是在环境绩效标准方面。具体包括:当前的数据和信息水平不高,精确设置定量阈值点和触发点(绩效标准)的能力有限,行业本质上处于新生阶段,缺乏像国际石油和天然气生产商协会这样的行业协会。在行业成熟起来之前,海管局和担保国必须牵头帮助指导和协调相应进程,最大限度地减少重复劳动,避免制定过程碎片化。
- 19. 应当尽快着手制定环境绩效标准。针对某些环境影响,有必要设置绩效标准和相关指标,包括采矿排放标准(深度、回水位置和水质); ¹³ 羽流引起的再沉积以及关于厚度和采矿活动间距的标准; 针对水柱中羽流形成的悬浮颗粒作出的限制(水质以及采矿羽流对海洋环境的影响可以忽略不计的点位); 噪声和振动标准; 照明标准。
- 20. 为推动制定此类标准以及适当的缓解和管理措施,应当先行搭建评估框架。这一框架要采用标准化的风险评估方法,遵循 ISO 31000:2018 原则,可借鉴《<防止倾倒废物及其他物质污染海洋的公约>1996 年议定书》附件 2 所述通用废物评估准则中包含的手段和方法。¹⁴ 准则内载实用的程序分步说明,可据以评估废物流,包括废物特征分析、预防审计、潜在不利影响评估、监测和许可条件。

平行进程

21. 除了在海管局的主持下直接启动的进程,还可能会有一些由行业、国际标准 化组织、船级社、区域和国家机构平行开展的标准制定工作,以及协同国际海事 组织等¹⁵ 其他有关组织就海上作业安全、人员生命保护,包括船上加工、导航、

18-22117 **5/13**

¹³ 见规章草案第 48 条和《公约》附件三第十七条第 2 款(f)项。这些内容与向海洋环境中丢弃、倾倒或排放沉积物、废物或其他流出物有关。

¹⁴ 另见《可考虑倾倒的废物或其他物质的评估准则》。关于各种废物流包括二氧化碳储存、疏浚 泥与惰性无机地质材料的具体准则,也已制定完成。

¹⁵ 秘书处正与国际标准化组织(标准化组织)联系,争取两者之间正式建立联系,就标准特别是与海洋环境有关的标准开展合作。制定工作的具体领域可以包括:海洋环境的生物、化学、地质成分测量标准;环境基线数据抽样设计;分类方法、样本处理和实地采集工作标准化;从已有数据到新标准的转化。标准化组织海洋技术小组委员会及其下属工作组,包括海洋环境影响评估工作组可能与"区域"内活动具有相关性(见www.iso.org/committee/5317919.html)。

海上安全、搜救规程等制定的补充标准。海洋环境保护的科学方面联合专家组从事的工作也有相关意义。这些活动均需予以考虑。

四. 标准和准则制定工作中的优先领域

22. 正如上文所强调的,应当优先考虑设置一套通用评估框架,用来针对特定环境影响及其管理制定绩效标准。随着时间的推移,将会根据委员会和理事会确定的重点需求制定其他标准和准则。本说明的附件中有一份指示性清单,按主题列举了认为关键(高优先级)、应与规章草案并行制定的标准和准则,其中将重点明确放在准则的制定上。

五. 有待理事会审议的内容

- 23. 请理事会审议规章草案下标准和准则的内容和制定程序,包括附件简要列出的制定工作优先领域清单,并就此向法律和技术委员会提供适当指导。
- 24. 还请理事会注意,标准和准则制定工作技术研讨会将于 2019 年 5 月 13 日至 17 日在比勒陀利亚举行。研讨会的职权范围正在拟定,将与委员会讨论。不过,研讨会的主要目标将包括:就标准和准则所涉术语和短语、此类标准和准则与监管框架和其他关键概念的关系(包括法律地位)达成共识;推动根据标准和准则指示性清单以及建议的内容(包括相关参考源)搭建一套流程开发框架(主体、期限和方式);研究建议的评估框架。研讨会将分配三天时间供技术专家包括上文第 21 段所述机构的代表进行讨论,再分配两天时间供起草小组开展工作。起草小组规模较小,将整理一份成果报告,于 2019 年 7 月提交委员会。

6/13

Annex

Development of standards and guidelines under the draft regulations, including on the list of priority areas for development

- 1. The tables below show a list of suggested standards or guidelines for consideration by the Legal and Technical Commission and the Council. They do not reflect applicable or supplemental rules and standards in connection with safety, labour and health standards set by other bodies and outside the International Seabed Authority's jurisdiction. Table 1 is a list of standards or guidelines considered to be critical in terms of priority for development. Table 2 is a list of additional guidelines that will require development in due course. The secretariat will work with the Commission to put together a detailed and prioritized development plan incorporating comments received from the Council.
- 2. The tables do not include engineering, equipment design or vessel certification or classification standards, which are the responsibility of the individual contractor and wider industry in conjunction with relevant standard-setting and classification bodies. However, the appropriate certification and classification followed by the rules and standards set by such bodies should be indicated in the application and assessment for the approval of a plan of work. Engineering and design will however be influenced by the performance standards set by the Authority.

Table 1
List of standards or guidelines considered to be critical in terms of priority for development

Subject matter	Title	Reference to the draft regulations on exploitation of mineral resources in the area ^a (where applicable)	Notes
Performance sta	andards		
Assessment framework	Guidelines (generic) for a risk-based approach to the development and assessment of environmental thresholds and indicators	Annex VII	Frameworks should set out tools and techniques for hazard identification and risk assessment, with reference to relevant process standards for risk assessment and management, for example e.g. ISO 31000:2018 on risk management. The framework will enable the development of specific performance standards
			Specific assessment frameworks should be developed for identifiable impacts arising from mining discharges, plumes, noise etc. (e.g. guidelines for the assessment and management of sedimentation and plumes)

Many reference standards exist for components of a mining system and sub-system, as well as classification standards for vessels. Preliminary work has been undertaken in listing applicable standards. See Blue Nodules, "Blue Nodules Deliverable Report, D1.5 Report Rules and Regulations", (2018). Available at www.blue-nodules.eu/download/public_reports/public_reports/Blue-Nodules-688975-D1.5-Report-Rules-and-Regulations-FINAL.pdf.

18-22117 7/13

-

Subject matter	Title	Reference to the draft regulations on exploitation of mineral resources in the area ^a (where applicable)	Notes
Plan of work / expl	oitation contract		
Preparation of an application	Guidelines for the preparation and assessment of an application for the approval of a plan of work for exploitation	DR7, DR13–16, DR26 and annexes I–III	These guidelines should include an outline of how a plan of work will be evaluated by the Legal and Technical Commission against the criteria set out in DR13, in particular the financial and technical capability of the applicant, as well as criteria for the evaluation of the environmental plans. In addition, the guidelines should include standard application forms and details on the lodgement of the application and information on supporting documentation to be submitted
Use of exploitation contract as security	Guidelines for the application and assessment for use of an exploitation contract as security	DR23	
Insurance	Guidelines for insurance requirements under an exploitation contract and placing of insurance risk	DR38	_
Modification	Guidelines for the process modifying a plan of work and on the meaning of material change	DR26 and DR55	
Training	Guidelines for the preparation of training plans and capacity-building	DR7 (3) (g)	_
Safety, labour and	health		
Management systems	Guidelines for the application of health and safety management systems	DR32	For example, ISO 45001:2018 on occupational health and safety management systems
Safe operations	Guidelines for the safe management and operation of mining support vessels	DR 32 and DR34	To outline the "applicable international rules and standards" referred to under DR32 (2), and any supplemental rules and standards relating to activities in the Area to be developed with competent international organizations, particularly in connection with shipboard processing

Subject matter	Title	Reference to the draft regulations on exploitation of mineral resources in the area ^a (where applicable)	Notes
			and transfer of ore to a barge. To include a risk assessment framework
Maritime security	Health, safety and maritime security plan	Annex VI	To be developed in conjunction with the International Maritime Organization (IMO)
			To include the guidance document on the IMO/ International Hydrographic Organization World Wide Navigational Warning Service adopted by the IMO Assembly in its resolution A706(17)
Seabed mapping			
Mapping	Guidelines for mapping seabed habitats and resources in the Area	Not applicable	_
Environmental ass	essment		
Scoping reports	Guidelines for the preparation of scoping reports	Not applicable	Under the regulations on exploration
Baseline data	Guidelines on the expected scope and standard of baseline data collection	Annex IV	These guidelines should take ISO 19100 series on geographic information/geomatics into consideration and also consider ISO 9001:2015 on quality management systems
Risk assessment	Guidelines on tools and techniques for hazard identification and risk assessment	Not applicable	See also assessment framework above
Impact assessment	Guidelines for environmental impact assessment and preparation of an environmental impact statement	DR46 bis and annex IV	To include guidance on consultation mechanisms, including coastal States and other users of the marine environment
Environmental management and monitoring			
Management system	Guidelines for the development and application of environmental management systems	Annex VII	By reference to ISO 14001:2015 on environmental management; European Union Commission Regulation (EC) No 761/2009, the European Union Eco- Management and Audit Scheme, etc
Management plan	Guidelines for the preparation of environmental	DR46 ter and annex VII	_

18-22117 **9/13**

-			
Subject matter	Title	Reference to the draft regulations on exploitation of mineral resources in the area ^a (where applicable)	Notes
	management and monitoring plans		
Monitoring	Guidelines for the monitoring and evaluation of and reporting of results for the environmental effects of activities in the Area	DR49 (a) and annex VII	For example, the Guidelines for Monitoring the Environmental Impact of Offshore Oil and Gas Activities of the Convention for the Protection of the Marine Environment of the North-East Atlantic; Guidelines for the Conduct of Benthic Studies at Marine Aggregate Extraction Sites (2nd edition)
Pollution	Guidelines for the control of pollution	DR47	To be developed in conjunction with IMO
Closure	Guidelines for the preparation of closure plans and post-closure monitoring and evaluation	Part VI	_
Environmental guarantee	Guidelines for the form and calculation of an environmental performance guarantee	DR27	-
Transparency in er	nvironmental decision-mal	king	
Access to data	Guidelines for access to environmental data and information	DR2 (5) (d)	_
Participation	Guidelines for procedures for stakeholder participation in activities in the Area	DR2 (5) (d) and DR11 (a)	_
Other users of the	marine environment		
Reasonable regard	Guidelines for the practical application of reasonable regard for other activities in the marine environment	DR33	_
Marine scientific research	Guidelines on protocols for the conduct of marine scientific research in the Area	DR1 (4)	_

			ISBA/25/C/S
Subject matter	Title	Reference to the draft regulations on exploitation of mineral resources in the area ^a (where applicable)	Notes
Emergency respon	se and incidents		
Emergency response plans	Guidelines for the preparation and implementation of an emergency response and contingency plan	DR35, DR51 and annex V	These guidelines should draw on ISO 15544:2000 on petroleum and natural gas industries – Offshore production installations – Requirements and guidelines for emergency response
Books, records and	l samples		
Records and samples	Guidelines for the keeping of books, records and samples	DR41 and DR72	_
Accounting principles	Guidelines on internationally accepted accounting principles	DR101 (6)	_
Concepts and defin	nitions		
Good industry practice	Guidelines for the application of good industry practice	Schedule 1	_
Best available techniques	Guidelines on the application of best available techniques	DR46 (b) and schedule 1	_
Best environmental practice	Guidelines on the application of best environmental practice	DR46 (b) and schedule 1	_
Best available scientific evidence	Guidelines on the application of best available scientific evidence	DR46 (c) and schedule 1	_
Commercial production	Guidelines on criteria for determining the date of commercial production	Schedule 1	_
Serious harm	Guidelines on the interpretation of serious harm	Schedule 1	In connection with emergency orders and disapproval of mining areas under the Convention
Change on control	Guidelines on a change of control	DR25	-
Risk of incidents	Guidelines on the interpretation of "as much as reasonably practicable"	DR34	

18-22117 **11/13**

 ${\bf Table~2} \\ {\bf List~of~additional~guidelines~that~will~require~development~in~due~course} \\$

	<u> </u>	D. C			
Subject matter	Title	Reference to the draft regulations on exploitation of mineral resources in the area ^a (where applicable)	Notes		
·		(where applicable)	Notes		
Plan of work / exploita	tion contract				
Renewal	Guidelines for the preparation and assessment of an application to renew an exploitation contract	DR21	-		
Transfer of rights and obligations	Guidelines for the application and assessment on the transfer of rights and obligations under an exploitation contract	DR24	_		
Annual and other reporting	Guidelines for annual and other reporting requirements under an exploitation contract	DR40	_		
Review	Guidelines for the review of activities under a plan of work	DR56	-		
Expiration of contract	Guidelines on information to be submitted upon expiration of an exploitation contract	DR89	-		
Labour					
Labour	Guidelines for the adoption of international labour rules and standards	DR32	In conjunction with the International Labour Organization		
Safety, labour and hea	lth				
Safety assessment	Guidelines for formal safety assessment		-		
Environmental manag	Environmental management and monitoring				
Technology	Guidelines for the use of remote monitoring technology	DR100	See also ISBA/25/C/5 on implementing an inspection mechanism for activities in the Area		
Performance assessment	Guidelines on the conduct of performance assessments	DR50	-		
Adaptive management	Guidelines on the use of adaptive management measures	Annex VII	This should be industry-driven		
Emergency response and incidents					
Notifiable events	Guidelines for protocols relating to notifiable events	DR36	_		

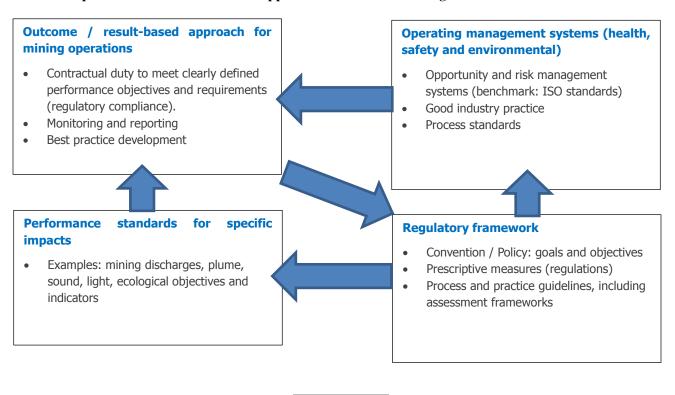
Subject matter	Title	Reference to the draft regulations on exploitation of mineral resources in the area ^a (where applicable)	Notes		
Financial terms					
Royalty returns	Guidelines for the preparation and processing of royalty returns	DR64 and appendix IV	-		
Compliance and enforcement					
Compliance	Guidelines for plan of work compliance				
Enforcement and penalties	Guidelines for enforcement under the regulations and the setting and application of monetary penalties	DR101 (6)	_		

^a ISBA/24/LTC/WP.1/Rev.1.

Abbreviations: DR, draft regulation; ISO, International Organization for Standardization.

3. The figure below shows the relationship between the respective inputs (goals and objectives, regulatory measures, standards and guidelines and so forth) and an outcome-based approach to regulation.

Figure Relationship between an outcome-based approach and standards and guidelines



18-22117 **13/13**