



**Intervention by
Alternate Head of the Delegation/Deputy Permanent Representative of
the Republic of Indonesia, Ambassador Mohammad K. Koba
On Agenda item 11: Organization of work and introduction of remaining elements of the draft
regulations for exploitation of mineral resources in the Area; Consideration of the Legal and
Technical Commission Chair's Report annexing all draft phase one standard and guidelines
At the 27th Session of the Council of the ISA
21 March 2022**

Mr/Mdm. President,

At the outset, I would like to congratulate you and all the bureau members on the well-deserved election. Rest assured of our full support of your leadership.

My delegation wishes to thank the President for their introduction of the remaining elements of the draft regulations for exploitation in the Area.

Concerning the ongoing process/deliberation on the draft regulations, Indonesia is pleased to refer to its written comments concerning the draft regulations, which were submitted on 20 September 2019.

As one of the largest producers of critical minerals and archipelagic State, our Country cannot emphasize enough the importance of draft regulations as a critical instrument in the area's activities.

As highlighted by our Minister for Foreign Affairs last year, during the High-level event on the publication of the ISA report on its contribution for the achievement of the 2030 Agenda last year, Indonesia is of the view that the Regulation should be guided by principles of the Area as the common heritage of mankind, adequate protection of the marine environment, respect of the rights and legitimate interests of adjacent coastal State, and the special requirements/circumstances of developing countries.

Mr/Mdm. President,

Turning into the provisions of the draft regulations, allow me to make the following brief yet pertinent points:

First, regarding the application for approval of plans of work in the form of contracts (Part II of the Draft Regulations), we believe that such a mechanism should include notification to and consultation with adjacent coastal states ... as part of the implementation of due regard as mandated by Article 142 (2) of UNCLOS.

In this respect, we cannot ignore the clear potential impact of activities in the Area towards the environment and the socio-economic aspects of coastal states whose jurisdiction lies across or are adjacent to the exploitation site.

Hence, on rights and obligations of contractors (Part III of the Draft Regulations), we propose that, pursuant to Article 150 (h) of the Convention, the draft regulation need to include a mechanism to amend distortion to the economy of the developing states through sharing benefit mechanism and economic assistance fund.

Regarding emergency response and contingency plans, such as found in regulation 53 on the Draft regulation, we also see the strong merit in incorporating the consultation mechanism between the adjacent coastal State, contractors, and sponsoring states.

Mr./Mdm. President,

With respect to the Legal and Technical Commission Chair's Report annexing all draft phase one standard and guidelines, we take note and appreciate the presentation of such report and will further study it as outlined in documents ISBA/27/C/2, ISBA/27/C/3 and ISBA/27/C/12.

Finally, **Mr./Mdm. President**, my delegation fully appreciates the opportunity to participate in the session in a hybrid format.

At this point, we would like to propose that the Council continue this form of participation amidst the persistent challenges of the pandemic.

I thank you.

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