

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27<sup>TH</sup> SESSION:  
COUNCIL - PART I**

***Informal Working Group – Institutional Matters***

*Please fill out one form for each textual proposal which your delegation(s) wish(es) to amend, add or delete and send to [council2022@isa.org.jm](mailto:council2022@isa.org.jm).*

**1. Name(s) of Delegation(s) making the proposal:**

Australia

**2. Please indicate the relevant provision to which the textual proposal refers.**

Draft regulation 4(2)

**3. Kindly provide the proposed amendments to the regulation in the text box below, using the “track changes” function in Microsoft Word. Please only reproduce the parts of the text that are being amended or deleted.**

2. Contractors shall take all measures necessary to ensure that their activities are conducted so as not to cause Serious Harm to the Marine Environment, including, but not restricted to, pollution, under the jurisdiction or sovereignty of coastal States, and that such Serious Harm or pollution arising from Incidents in their Contract Area does not spread into areas under the jurisdiction or sovereignty of a coastal State. Such measures shall include consulting with any coastal State concerned with a view to ensuring that the rights and legitimate interests of coastal States are not infringed.

**4. Please indicate the rationale for the proposal. [150 word limit]**

The proposed amendment amends Australia’s previous proposal in order to reflect the proposed inclusion of an obligation to consult coastal states as part of the Environmental Impact Assessment process in proposed draft regulation 46bis(7). However, the proposed text reflects Australia’s position that Contractors should be required, or at least encouraged, to consult with concerned coastal states on an ongoing basis for the life of the activity.