

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

Informal Working Group - Environment

Please fill out one form for each textual proposal which your delegation(s) wish(es) to amend, add or delete.

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

Australia

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

Draft regulation 46ter

3. Kindly provide the proposed amendments to the regulation or standard or guideline 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.

1. The Contractor, ~~through~~pursuant to the Environmental Management and Monitoring Plan required under Regulation 48, shall observe, measure, evaluate and analyse, by recognized scientific methods, the risks or effects of pollution and other hazards to the marine environment of the mining operation following the approval of the Plan of Work. It shall keep under surveillance the effects of the mining operation to determine whether it is likely to have harmful effects on the marine environment.

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

Australia suggests that paragraph 46ter, paragraph 1 be amended to refer to the Contractor observing, measuring, evaluating and assessing the relevant risks or effects pursuant to, rather than through, the Environmental Management and Monitoring Plan. In order to ensure a logical flow to the Regulations, Australia is of the view that the obligations in proposed 46ter should be either included within, or follow, draft Regulation 48 concerning Environmental Monitoring and Management Plans.