

**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 44

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. ...

(a) In establishing and keeping under periodic review environmental rules, regulations and procedures, in accordance with the Convention and the Agreement, the Authority shall:

(i) Apply the precautionary approach, as reflected in principle 15 of the Rio Declaration on Environment and Development, and the ecosystem approach to the assessment and management of risk of harm to the Marine Environment from Exploitation in the Area;

...

(c) In taking all necessary measures to prevent, reduce and control pollution and other hazards to the marine environment arising from its Exploitation in the Area, the Enterprise and Contractors shall implement, mutatis mutandis, the measures set out under paragraph (a)(i) to (iii) above and demonstrate accountability and transparency in the assessment, evaluation and management of Environmental Effects from Exploitation in the Area, including through stakeholder engagement and the timely release of and access to relevant environmental data and information.

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

The proposed amendment to draft Regulation 44(1)(a)(i) reinserts the reference to risk ‘of harm’, to clarify the relevant risk that must be assessed and managed. The proposed amendments to draft Regulation 44(c) ensure textual consistency with draft Regulation 49.