

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

Informal Working Group - Inspection, Compliance and Enforcement

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.

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

China

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

DR 102

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.

*Note: China’s amendments are in Blue

3. The ~~Secretary-General~~ **Council** shall issue a compliance notice under regulation 103, where ~~[he or she determines from there is reasonable evidence to suggest based on]~~ the data transmitted to the Authority that unapproved mining activities have occurred or are occurring.

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

Regarding paragraph 3, Article 162 (2) (a) and (u) of the Convention provides that the Council shall supervise and coordinate the implementation of the provisions of this part on all questions and matters within the competence of the Authority and invite the attention of the Assembly to cases of non-compliance, and institute proceedings on behalf of the Authority before the Seabed Disputes Chamber in cases of non-compliance. So the issuance of a compliance notice falls within the competence of the Council. The issuance of a compliance notice by the Secretary-General goes beyond the provisions of the Convention.