

TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27TH SESSION:

COUNCIL - PART I

Informal Working Group – Inspections, Compliance and Enforcement

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: Republic of Costa Rica

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

Regulation 96, Part XI - ISBA/25/C/WP.1

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.

Part XI Section 1. Inspections

Regulation 96. General.

1. The Council shall establish a Compliance Committee for inspection, compliance and enforcement ~~appropriate mechanisms for inspection~~, as provided for in article 162 (2) (z) of the Convention. Members of the Council will conform the Compliance Committee, which will take into account equitable geographical and gender balance.

The Compliance Committee shall be guided by transparency, independence and accountability

....

3 bis: In line with regulation 3 (b), the Authority may place inspectors on contractors vessels for the periods it may consider necessary, including for long term placements.

...

5. The Contractor and its agents and employees shall facilitate the actions of the Inspectors in the performance of their duties, and shall:

(f) Accept the deployment of remote real-time monitoring and surveillance equipment, ~~where required by the Secretary General, and facilitate~~ the activities of Inspectors in deploying such equipment and having access thereto; and

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

1- Costa Rica believes there should be a Compliance Committee to exercise oversight over the Inspectorate, to receive reports and disseminate information under Regulation 100, to address

any complaints pursuant to Regulation 101, as well as being responsible for the issuance of compliance notices under Regulation 103 (instead of the SG as his functions are of administrative nature).

We see the Compliance Committee, formed by members appointed by the Council.

We believe the inspection mechanism and the appointment of inspectors, (supervised by the Compliance Committee) should also be undertaken by the Council (on the recommendation of the LTC) prior to the adoption of the Draft Regulations.

2- For vessel inspections, 24 hour and/or long-term monitoring might be required to achieve proper assessment.

3- Realtime reporting for environmental monitoring of al contractors shall be a standard practice, not something requiring special request nor authorization.