

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

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: GERMANY

Federal Republic of Germany

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

Draft Regulation 47

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.

**Regulation 47
Environmental Impact Statement**

1. The purpose of the Environmental Impact Statement, which shall accompany an application for approval of a Plan of Work in accordance with regulation 7, is to document and report the results of the environmental impact assessment carried out in accordance with Regulation 46bis.

2. An applicant or Contractor, as the case may be, shall prepare an Environmental Impact Statement in accordance with this regulation and in consultation with ~~relevant~~ Stakeholders throughout the process.

3. The Environmental Impact Statement shall be in the form and deliver the contents as prescribed by the Authority in annex IV to these regulations and shall:

(a) ~~Be inclusive of~~ Include a prior environmental risk assessment;

(b) Be based on the results of the environmental impact assessment; including a description of the main elements of the methodology used for the identification and evaluation of the identified environmental impacts.

(b bis) Refer to the relevant baseline data on the status of the marine environment, collected according to the relevant Standard and the relevant REMP;

(b ter) Refer to the results of the performed test mining study, where applicable;

(c) ~~Identify-Include~~ comments received through the public Stakeholder consultation ~~on the environmental impact assessment~~ process and how such comments have been considered taken into account ~~they have been addressed~~;

(d) Be in accordance with the objectives and measures of the ~~relevant-applicable~~ regional environmental management plan, ~~if any~~; and

(e) Be prepared in accordance with the ~~applicable-~~ relevant Standards Guidelines in accordance with Good Industry Practice, Best Available Scientific Evidence, Best Environmental Practices and Best Available Techniques and taking into account the relevant Guidelines.

4. The Environmental Impact Statement shall demonstrate that the proposed mining operation is in accordance with all ~~relevant-applicable~~ environmental Standards and with the requirements of the ~~relevant applicable~~ Regional Environmental Management Plan, ~~if any~~.

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

- We support the amendments inserted by the Facilitator, if not indicated otherwise. In addition, we propose a few amendments, also in tracked changes. We reiterate that the general coherence of DR 46bis and DR 47 and respective annexes and S&G needs to be improved, and we see the potential to merge the present regulation with the one on the EIA as the EIS is the report that should be considered the last step of the EIA process. If kept in the regulations, in the order of the Regulations, this DR should follow the DR on EIAs. On the issue of stakeholder consultation more generally we would like to state that throughout the regulation this needs to be streamlined and harmonized and we support the UK in their proposal to map this out specifically in order to standardize these processes.