

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

***Informal Working Group – Institutional Matters***

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](mailto:council2022@isa.org.jm).

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

Japan

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

Regulation 3(a) and (g)

**3. Kindly provide the proposed amendments to the regulation 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.**

(a) Members of the Authority and Contractors shall ~~use their best endeavours to~~ cooperate with the Authority to provide such data and information ~~upon the request by the Secretary-General in writing with an explanation that such data and information is as-is-reasonably~~ necessary for the Authority to discharge its duties and responsibilities under the Convention. ~~This provision shall be applied to all members of the Authority and Contractors in a uniform and non-discriminatory manner;~~

(g) In order to assist the Authority in carrying out its policy and duties under section 7 of the annex to the Agreement, Contractors shall ~~use their best endeavours, upon the request of the Secretary-General, to~~ provide or facilitate access to such information ~~upon the request as-is-reasonably required~~ by the Secretary-General ~~in writing with an explanation that such information is necessary for the Authority~~ to prepare studies of the potential impact of Exploitation in the Area on the economies of developing land-based producers of those Minerals which are likely to be most seriously affected. The content of any such studies shall take account of the relevant Guidelines. ~~This provision shall be applied to all Contractors in a uniform and non-discriminatory manner.~~

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

Japan proposes to delete the phrase " use their best endeavours..." provided that the type of data/information to be provided by Contractors is clear. To that end, instead of " use their best endeavours..." we wish to propose to insert language indicating that requests for members of the Authority and Contractors are made in writing by

the Secretary-General with an explanation that such data and information are necessary for the Authority and also propose that this rule apply to all Members of the Authority and Contractors in a uniform and non-discriminatory manner.