

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27<sup>TH</sup> 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:**

Federated States of Micronesia

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

Draft Regulation 46ter(1) + 46ter(4)

**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. The Contractor, through the Environmental Management and Monitoring Plan required under Regulation 48, shall observe, measure, evaluate and analyse, by recognized scientific methods in accordance with Good Industry Practice, Best Available Scientific Evidence, Best Environmental Practices, and Best Available Techniques, the risks or effects ~~of pollution and other hazards~~ to the ~~m~~Marine ~~e~~nvironment of the mining operation following the approval of the Plan of Work. It shall keep under surveillance the effects of the mining operation to determine whether it is likely to have harmful effects on the marine environment.

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

On paragraph 1, it is our view that the observation, measurement, evaluation, and analysis of the risks or effects of a mining operation to the Marine Environment must be conducted in accordance with Good Industry Practice, Best Environmental Practices, and Best Available Techniques, as well as the Best Available Scientific Evidence. These four elements encompass the original phrase “recognized scientific methods” as well as other considerations of relevance to this paragraph that are not captured by the phrase “recognized scientific methods.” It is also our view that the phrase “of pollution and other hazards” should be deleted in order to ensure the broadest scope possible for this paragraph. Finally, we propose that the phrase “marine environment” be capitalized as “Marine Environment,” to ensure consistency with the rest of the draft exploitation regulations, Standards, and Guidelines, including how the term is reflected in the Schedule.

On paragraph 4, we look forward to textual proposals from other delegations on this point, particularly for the purpose of expanding the scope of coastal States to be notified and consulted under this paragraph.