

**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:**

Republic of Nauru

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

Regulation 4

**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.**

We agree with the revised text proposed by Australia in respect of paragraph 2 with the following small amendment:

...Such measures shall include [a requirement for Contractors to](#) consulting with any coastal State concerned with a view to ensuring that the rights and legitimate interests of coastal States are not infringed.

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

The proposed revision makes it clear that the obligation is placed on contractors.

We consider that the procedures contemplated by paragraphs 3 and 4 at best, challenging, not least the time that may be taken to examine evidence and, where necessary, issue an emergency order. In connection with Incidents, Regulation 33 (drafted to take account of the time and procedural challenges in issuing an emergency order) requires a contractor to implement its Emergency Response and Contingency Plan. This should be considered in the context of regulation 4 and referenced accordingly. The content requirements for the Emergency Response and Contingency Plan may also need to be adjusted accordingly.