

**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:**

Republic of Nauru

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

Regulation 46bis

**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 applicable Standard ~~and Guidelines~~, as well as Good Industry Practice, Best Available Scientific Evidence, Best Environmental Practices and Best Available Techniques, and [taking account of the applicable Guidelines](#) ...

2(b) Impact assessment and evaluation to describe and predict the nature and extent of the Environmental Effects of the mining operation, including cumulative impacts and residual effects, ~~using Best Available Scientific Evidence;~~

2(c) Identification of measures to ~~prevent, mitigate~~ [Mitigate](#) and manage harmful [Environmental Effects and risks](#) to as low as practicable

4(d) independent scientific assessment prior to the submission....

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

- 1 Recognises that Guidelines are recommendatory in nature.
- 2 This sub-paragraph 2(b) should not be restricted to the use of BASE, and be subject to the overall EIA requirements set out in paragraph 1 to this regulation 46bis.
- 3 “Mitigate” is a defined term. Managing risk is key.
- 4 Clarity is sought on the proposed requirement for “independent scientific assessment”, and parameters for this. Given this is to be undertaken prior to submission of an EIS to the ISA, it will be important for the sponsoring State to understand the necessary requirements. It is also important that there is no duplication here of what a sponsoring State may require versus the ISA in any independent review of the EIS to be conducted by the sponsoring State.

