

**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 52

**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.**

1The ~~Authority~~ Commission shall review the performance assessments of the Environmental Management and Monitoring Plan undertaken by ~~the a~~ Contractor in accordance with the relevant Standards and taking account of the applicable Guidelines to assess

(c) The conformity of the plan with the ~~relevant~~ applicable Regional Environmental Management Plan

5 Where the Commission considers the performance assessment undertaken by the Contractor to be unsatisfactory or the report submitted to be inadequate, taking account of the applicable Guidelines ~~or and the conditions attaching to~~ the Environmental Management and Monitoring Plan, the Commission may require the Contractor to...

(b) Submit any relevant supporting documentation or information requested by the Commission, including a revised report

6 Where a Contractor has previously submitted two successive unsatisfactory ~~reports~~ performance assessments and the Commission has reasonable grounds to believe that a performance assessment cannot be undertaken satisfactorily by a Contractor in accordance with the Guidelines, the Commission may procure, at the cost of the Contractor, an independent competent person to conduct the performance assessment and to compile the report

10 The Secretary-General shall inform the sponsoring State or States of any action taken pursuant to this regulation.

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

- 1 Wherever practicable, the regulatory text should specify the responsible ISA organ. In this case it is the Commission.
- 2 Consistency in text.

- 3 There are 2 issues here. One being an unsatisfactory performance assessment, the other the report being inadequate for the Commission to make any determination on the performance assessment conducted.
- 4 To allow for a revised report if the report is inadequate.
- 5 Clarify it is the performance assessment that is the basis for this paragraph.
- 6 The sponsoring State or States must be informed of any action under this regulation.