

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

***Informal Working Group - Finance***

*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:**

The Pew Charitable Trusts

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

DR 27

**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.**

- The facilitator’s proposed amendments are reflected in **red**.
- Our proposed amendments are indicated as in-line edits in **blue**. Proposed deletions of text proposed by the facilitator appears in strikethrough and **bold**.

**Regulation 27  
Commencement of production**

1. Where the requirements of regulation 25 are satisfied and the Contractor has lodged an Environmental Performance Guarantee in accordance with regulation 26, the Contractor, ~~consistent with Good Industry Practice~~, shall make **all commercially reasonable** efforts to bring the Mining Area into Commercial Production in accordance with the Plan of Work **and Rules of the Authority, consistent with Good industry Practice**.
2. **Once Commercial Production has begun, the Contractor shall promptly notify the Secretary-General of the date of commencement of Commercial Production. Upon notification, the Secretary-General shall publish notice on the website of the Authority and shall notify members of the Authority, in particular coastal states in close proximity to the Mining Area, that Commercial Production has begun and the location of the Mining Area.**

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

As Italy has previously noted, it is reasonable to expect, and indeed important to require as a condition of the contract that the Contractor makes all efforts (or alternatively ‘best efforts’) to implement the Mining Plan.

Australia's suggested new DR27(2) mirrors DR29(4), but the same notice should also be made public, as this is a matter of interest to all of humankind.