

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27TH SESSION:
COUNCIL - PART I**

Informal Working Group - Inspection, Compliance, and Enforcement

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:

Pew Charitable Trusts

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

DR 102

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.

Note: Council amendments are in **Red and Pew comments are in **Blue**.

Regulation 102 **Vessel notification and Electronic monitoring system**

~~1. A Contractor shall restrict its mining operations to the Mining Area.~~

1. Contractors shall notify the Authority before embarkation of any vessel or installation to be engaged in activities under the exploitation contract, and such notification shall include a detailed description of where it will be operating and its planned activities.

2. All ~~mining~~ vessels, **Installations** and mining collectors **involved in activities under the Exploitation contract activities** shall be fitted with an electronic monitoring system. Such system shall record, inter alia, the date, time and position of all mining activities. The detail and frequency of reporting shall be in accordance with the **Standards, taking account of** Guidelines.

2bis. All vessels and installations used for activities under the exploitation contract shall be fitted with an accredited Satellite Automatic Identification System which shall operate at all times and provide information to identify each vessel and determine its position, navigation status, course and speed.

3. The Secretary-General shall **notify the sponsoring State and shall** issue a compliance notice under regulation 103, where ~~he or she determines from~~ **there is reasonable evidence to suggest, based on** the data transmitted to the Authority, that unapproved mining activities have occurred or are occurring.

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

Regarding paragraph 1, we believe this provision would be more appropriately placed under DR 18 (‘Rights and exclusivity under an exploitation contract’). We propose that paragraph be replaced with a provision with a requirement of Contractors and the Sponsoring State to declare to the ISA (via a notification procedure, set by the ISA) before embarkation of any vessel or installation engaging in seabed mineral activities including a description of where in the Area it will be operating and its planned activities (e.g. research, exploration, exploitation, support) while there.

Regarding the newly proposed paragraph 2bis, AIS is an automatic tracking system that uses transceivers on ships to send out information about its location. An accredited AIS can be monitored by the ISA and others and

will promote safety by letting other marine users know of its position, whether the vessel is underway using engines, not under command, or restricted in its ability to maneuver.

Regarding paragraph 3, notification to the sponsoring State is also recommended to inform the State's performance of its regulatory duties. Jamaica's proposed amendment here is to ensure accuracy about the confines of the Secretary-General's powers and role.