

**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 and send to council2022@isa.org.jm.

1. Name(s) of Delegation(s) making the proposal:

SPAIN

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

Regulation 105

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.

Without prejudice to regulations 6 and 21, and to the generality of their obligations under articles 139 (2) and 153 (4) of the Convention and article 4 (4) of annex III to the Convention, States sponsoring Contractors shall, in particular, take all necessary and appropriate measures to secure effective compliance by Contractors whom they have sponsored in accordance with Part XI of the Convention, the Agreement, the ~~rules, regulations and procedures~~ Rules of the Authority and the terms and conditions of the exploitation contract.

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

This article requires further reflection in relation to the whole liability regime provided for in articles 139 (2) and 153 (4) of the Convention and article 4 (4) of the Annex III of the Convention, as well as the advisory opinion of the Seabed Disputes Chamber, which we have not yet had the opportunity to study in depth. In particular, it should be assessed whether it is necessary to specify what the liability of the sponsoring State is in case of serious harm to the marine environment and in which cases it is not liable.