

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27<sup>TH</sup> 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](mailto:council2022@isa.org.jm).

**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 97

**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.**

1bis The Council hereby establishes a roster of Inspectors.

1ter Each Member of the Authority may, subject to the requirements of this regulation, designate its nationals as Inspectors for inclusion in the roster.

1. The Council, based on the recommendations of the Commission, shall determine the relevant qualifications and experience appropriate to the areas of duty of an Inspector under this Part.
2. The Commission shall make recommendations to the Council on the appointment, supervision and direction of Inspectors, and on an inspection programme and schedule, under the inspection mechanism established by the Council in regulation 96 (1).

2bis The Council shall approve the appointment of Inspectors designated by Members of the Authority for inclusion in the roster as well as the inspection programme and schedule, based on the recommendations of the Commission. Such inspection programmes shall be subject to appropriate risk assessment and take account of data provided through remote monitoring technology pursuant to regulation 102.

3. The Secretary-General shall manage and administer such inspection programme, including the terms and conditions of the appointment of Inspectors from the roster, at the direction of the Council, and the preparation of an administrative -budget for consideration by the Finance Committee.

4. The Secretary-General shall maintain and update the roster of Inspectors.

5. The roster of Inspectors shall be made publicly available on the Authority's website.

6. The Secretary-General shall provide the Commission and the Council with a copy of the current roster of Inspectors on an annual basis. The Commission shall make any recommendations to the Council on the adequacy of the roster in terms of necessary qualifications, experience and training in the light of the proposed inspection programme-.

7. Inspectors may be required to undertake relevant training programmes at the request of the Council, based on the recommendations of the Commission.

7. The Council may, for reasonable cause, remove an Inspector from the roster, based on the recommendations of the Commission or on the recommendations of the Secretary-General under regulation 101(2).

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

The proposed text above is intended to add further substance to the inspection mechanism by proposing a roster of inspectors to be put in place, and the respective roles of the Commission, Secretary-General and the Council.

Further discussion is needed as to the modus operandi of inspector appointments (e.g., CCAMLR approach) under the respective inspection programmes. An inspector should not be a national of the contractor, the sponsoring State or States or flag State whose vessels are engaged in exploitation activities. Other requirements to ensure the independence of inspectors and no conflicts of interest can be incorporated into the code of conduct for inspectors e.g., no previous affiliations to the Contractor.