

TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27TH SESSION:

COUNCIL - PART 3

Informal Working Group - Protection and Preservation of the Marine 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 Costa Rica

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

Regulation 61

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.

61 Post-closure monitoring

1. A Contractor shall implement the final Closure Plan ~~in accordance with the conditions of its implementation~~ and shall report to the Secretary-General on the progress of such implementation on an annual basis, including the results of monitoring -in the final Closure Plan.

2. The Contractor shall continue to monitor the Marine Environment for such period after the cessation of activities, as set out in the final Closure Plan and for the duration provided for in the relevant Standards and taking into account relevant Guidelines and release monitoring data publicly and in an accessible format at monthly intervals.

3. Upon completion of implementation of the final Closure Plan, ~~The~~ Contractor shall hire a competent and independent auditor to (from a roster of expert, qualified auditors)conduct a final performance assessment and submit a final performance assessment report in accordance with the Guidelines to the Secretary-General to ensure that the closure objectives as described in the final Closure Plan have been met. Such report shall be reviewed by the Commission at its next meeting, provided that it has been circulated at least 30 Days in advance of the meeting The Commission shall provide a report and recommendations to the Council, which shall decide if the final Closure Plan has been satisfactorily delivered. Such decision shall be taken into account when deciding on the retention, release, or use by the Authority of the Contractor’s Environmental Performance Guarantee. The report shall be published on the website of the Authority.

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