

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

Please fill out one form for each textual proposal which your delegation(s) wish(es) to amend, add or delete and send to council@isa.org.jm.

1. **Name of Working Group:** IWG INSPECTION, COMPLIANCE AND ENFORCEMENT
2. **Name(s) of Delegation(s) making the proposal:** Chile
3. **Please indicate the relevant provision to which the textual proposal refers.**
Reg. 96
4. **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.**

96.1 bis	<p>1 bis. The Council shall approve and maintain a code of conduct for Inspectors and inspections, prior to the approval of an operational plan of work that takes into account the principles in paragraph (1) and includes provisions on identifying and managing conflicts of interest, and on information management and confidentiality.</p> <p><i>Chile agrees with this new 1 bis. but added a temporary deadline for the approval of the code of conduct..</i></p>
96.3	<p>3. The [Inspectorate] [compliance committee] shall give reasonable notice to the Contractor of the projected time and duration of inspections for a period as necessary, the names of the Inspector(s) and any activities that the Inspector(s) are to perform that are likely to require the availability of special equipment or special assistance from the personnel of the Contractor, save in situations where the [Inspectorate] [compliance committee] has reasonable grounds to consider the matter to be so urgent that notice cannot be given, in which case the [Inspectorate] [compliance committee] may, where practicable, exercise the right to conduct an inspection without prior notification, [pursuant to Regulation 4(5)].</p> <p><i>Chile is one of the many countries who support the Compliance Committee and we share with the Council during the las Part III the Draft Project for its creation.</i></p>
96.5.b	<p>b) Cooperate with and assist in the inspection of any vessel or installation <u>or equipment</u> conducted pursuant to this regulation <u>[and comply with the reasonable requests of an Inspector]</u>;</p> <p><i>Delete “Reasonable” because that is subjective.</i></p>
96.5 bis.	<p>5.bis. Provide, financed by the contractor, facilities, including where appropriate, food and accommodation, to Inspectors;</p> <p><i>It has to be clear the food and accommodation are paid by the Contractors.</i></p>

96.5.c	<p>(c) Provide access to all relevant areas, items and personnel [in offices] or on vessels and Installations at all reasonable times, [including access to and use of communication equipment for the purpose of the transmission and receipt of messages];</p> <p><i>Chile proposes to delete “relevant” because of course the Inspectors need to access to all the installations for transparency.</i></p>
96.5.d	<p>(d) Provide access to relevant monitoring equipment, books, documents, papers and records [which are necessary and directly pertinent] to [determine compliance with terms and conditions of a contract and these Regulations including with] the financial payments [terms and to verify the expenditures referred to in the Plan of Work];</p> <p><i>Chile proposes to delete “relevant” because of course the Inspectors need to access to all the documents, books, etc.. for transparency</i></p>
96.5.f	<p>(f) Accept the deployment of remote real-time monitoring and surveillance equipment, where required by the [Secretary-General] [inspectorate] <u>compliance committee</u> and facilitate the activities of Inspectors in deploying such equipment and having access thereto; and</p> <p><i>Chile is one of the many countries who support the Compliance Committee and we share with the Council during the las Part III the Draft Project for its creation.</i></p>
96.6.b bis.	<p>(b).bis [An Inspector shall] Adhere <u>Comply</u> to the Authority’s code of conduct for inspectors and inspections established pursuant to draft regulations 96 (1) bis</p> <p><i>From our point of view is much better the word “Comply”.</i></p>

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