

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

President's text

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:

President's text

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

China

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

Regulation 25

Documents to be submitted prior to production

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.

***Note:China's amendments are in Blue**

1. At least 12 months prior to the proposed commencement of production in a Mining Area, the Contractor shall provide to the [Secretary-General] ~~{Commission}~~ a Feasibility Study prepared in accordance with Good Industry Practice [for the consideration by the Commission], taking into account the Guidelines [as well as the results of the test mining study pursuant to Regulation [48bis], paragraph 2 or 3, as applicable, and in accordance with Annex [IV ter]]. In the light of the Feasibility Study [and the test mining study], ~~{the Secretary-General shall consider whether any Material Change needs to be made to the Plan of Work in accordance with regulation 57 (2). If he or she determines that any such Material Change needs to be made, the Contractor shall prepare and submit to the Secretary-General a revised Plan of Work accordingly}~~ [If the Secretary-General considers any Material Change needs to be made to the Plan of Work, he or she shall submit this matter to the Commission. If the Commission determines as such, the Contractor shall prepare and submit to the Commission a revised Plan of Work accordingly].

~~[3.bis. An application to renew an exploitation contract shall be accompanied by updated Environmental Plans to be reviewed in accordance with the provisions of regulation 11.]~~

6. The Contractor may not commence production in any part of the Area covered by the Plan of Work until either:

(a) The ~~Secretary-General~~ [Commission] has determined that no Material Change to the Plan of Work needs to be made in accordance with regulation 57 (2) [and this determination has been endorsed by the Council]; or

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

Regarding paragraph 1, given that the Feasibility Study is a matter of importance but not urgency and is technical in nature, it should be explicitly reviewed by the Commission.

Regarding paragraph 3 bis, this paragraph, which deals with renewal, is already provided for in Regulation 20 relating to renewal and it is proposed to delete it here.

Regarding paragraph 6, in accordance with Article 166, paragraph 3, the Secretary-General shall perform administrative functions. Whether there are material changes in the plan of work is not an administrative matter, which is beyond the mandate of the Secretary-General. Pursuant to Article 153, paragraph 3, and Article 165 paragraph 2(b), the plan of work shall be reviewed by the Commission, based on whose recommendation the Council makes a decision.