

**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:

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

SPAIN

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

Regulation 103.5. Part XI. Draft Regulation on Exploitation of mineral resources in the Area

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.

5. If a Contractor, in spite of [one or more] warnings by the [Authority] [Inspectorate], fails to implement the measures set out in a compliance notice and continues its activities in such a way as to result in ~~serious, persistent or wilful~~ violations of the fundamental terms of the contract Part XI of the Convention and the rules, regulations and procedures of the Authority, the Council [shall] suspend or terminate the exploitation contract by providing written notice of suspension or termination to the Contractor in accordance with the terms of the exploitation contract.

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

The violation of the fundamental terms repeatedly should be reason enough to suspend or terminate the exploitation contract. The inclusion of “serious, persistent or wilful” terms may give the contractor an escape route not to fulfill the Convention rules.