

**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:

Informal Working Group on the Protection and Preservation of the Marine Environment

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

Spain

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

Regulation 46 bis2b)

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.

We ask provisions i) to vi), currently included in brackets, to be kept in the final text

- ~~(i)~~ The intensity or severity of the impact at the specific site being affected;
- (ii) The spatial extent of the impact relative to the availability of the habitat type affected;
- (iii) The sensitivity/vulnerability of the ecosystem to the impact;
- (iv) The ability of an ecosystem to recover from harm, and the rate of such recovery;
- (v) The extent to which ecosystem functions may be altered by the impact; and
- (vi) The timing and duration of the impact relative to the period in which a species needs the habitat during one or more of its life-history stages.

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

The provisions develop the requirements that need to be developed under the concept of BEP, BAT and Good industry practices

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SPAIN

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Regulation 46 ter. Part IV. 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.

46 ter 1. A Contractor, through the pursuant to its Environmental Management and Monitoring Plan required under Regulation 48, shall observe, measure, evaluate and analyse, in accordance with Good Industry Practice, Best Available Scientific Evidence, Best Environmental Practices, and Best Available Techniques, the environmental risks or effects, including cumulative effects, of pollution and other hazards to the Marine Environment of arising from the mining operation following the approval of the Plan of Work. It shall keep under surveillance the effects of the mining operation to determine whether it is having or likely to have harmful effects on the Marine Environment.

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

The inclusion of cumulative effects sounds necessary everywhere we mention an environment monitoring programme.