

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27<sup>TH</sup> 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](mailto:council@isa.org.jm).*

**1. Name of Working Group:**

IWG Inspection, Compliance and Enforcement

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

SPAIN

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

New Regulation 101 bis

**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.**

**Public complaints and whistle-blowing procedures**

**1. The Council shall develop and implement:**

(a) A whistle-blowing policy for the staff of the Authority, the Inspectorate, and the Enterprise according to international principles of transparency and accountability, and

(b) A public complaints procedure to facilitate reporting to the Authority by any person of any concerns about the activities in the Area.

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

The aim of the new regulation in Part XI of the Exploitation Regulations is twofold: (a) to reinforce transparency and accountability in the administration of the resources of the Area by the Authority on behalf of mankind and to avoid internal misconduct and fraud. One of the most effective methods for preventing misconduct and detecting corruption within an organization is the establishment of safe and reliable whistleblower channels. Legal basis: article 137 (2), article 153 (1), (4), article 157 (1), article 167 (2). (b) To ensure public participation procedures according to the draft regulation 3 (c). Public in general should have the right to report damage to the marine environment of the Area in application of the common heritage of mankind principle. Legal basis: article 136, article 137 (2), article 145