

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28<sup>TH</sup> SESSION:  
COUNCIL - PART I**

*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:**

Environment

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

Italy

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

DR 50 paragraph 2 and paragraph 4

**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.**

2. Paragraph 1 above shall not apply if such disposal, dumping or discharge into the Marine Environment is necessary for the safety of the vessel or Installation or the safety of human life, provided that ~~all reasonable measures are taken to such disposal, dumping or discharge is conducted so as to all~~ minimize the likelihood of ~~damage harm~~ to human life and ~~of prevent Serious~~Harm to the Marine Environment, ~~and If Serious-Harm to the Marine Environment occurs as a result of disposal, dumping or discharge, the Contractor shall monitor and mMitigate the impacts of such harm, if such harm has occurred, to monitor and Mitigate its impacts, and such disposal, dumping or discharge and shall be reported forthwith to the Authority a Contractor shall report anyabout such~~ disposal, dumping or **discharge** ~~discharge under this paragraph~~ to the Authority, ~~as soon as possible~~.

Consider adding the text highlighted in yellow below:

**If as a result of environmental monitoring conducted under the Environmental Management and Monitoring Plan, regular inspection conducted by the Authority, independent monitoring or Company self-reporting, Serious Harm to the Marine Environment occurs as a result of**

disposal, dumping or discharge, the Contractor shall immediately remove the cause generating the Serious Harm, including even the shutdown of the exploitation activity, monitor and mitigate the impacts of such harm.

54. The applicant or contractor must also keep a register of discharges that shall be reported annually to the Authority as part of the mandatory annual report that must be prepared throughout the operation. The register should be kept up to date on a weekly basis and made publicly available along with other monitoring data.

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

**[paragraph 2]** Italy suggests to keep the term “discharge” as highlighted above. Furthermore, It’s not clear who should be the person/entity/organization/company/sponsor,ecc. in charge of declaring that a serious harm occurs as a result of the disposal, dumping and discharge and on the basis of which evidence, i.e., environmental monitoring, independent monitoring, inspection, company self-reporting?

**[paragraph 4]** Italy also suggests keeping a register of discharges to be updated at least weekly, allowing to it be consulted in real time. This would enhance transparency and allow evaluating possible impacts of discharges.