

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28TH 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.im.

1. Name of Working Group:

President

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

Republic of Costa Rica

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

DR 35

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.

1. ~~The Contractor shall [immediately] notify the Secretary-General in writing within 24 hours of any~~ Upon finding in the Contract Area ~~of~~ any human remains ~~or any object or site~~ of an archaeological or historical, cultural, [and paleontological] nature, or any object or site of a similar nature, ~~the Contractor shall:~~

(a) take best available measures to preserve the object and site; and

(b) within 24 hours notify the Secretary-General in writing providing details of the find, and its location, including the preservation and protection measures taken.

2. The Secretary-General shall transmit such information received pursuant to paragraph 1, [within 7 Days of receiving it] to the Sponsoring State, to the State from which the remains, [object or site] originated, if known, to the Director General of the United Nations Educational, Scientific and Cultural Organization and to any other competent international organization.
3. Following the finding of any such human remains, object or site in the Contract Area, and in order to avoid disturbing such human remains, object or site, ~~the Contractor shall undertake~~ no further Exploration or Exploitation ~~shall take place~~, within a reasonable radius, [to be determined by the Authority] until such time as the Council decides otherwise, after taking into account the views of the State from which the remains originated, the Director General of the United Nations Educational, Scientific and Cultural Organization or any other competent international organization.

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

These proposed amendments, including breaking up DR35 into separate numbered paragraphs, are largely to clarify drafting, and also to include a specific duty to preserve the object / site (in keeping with Article 149 of UNCLOS). We also believe it is appropriate and relevant to include ‘cultural’ items and sites in this Regulation.