

**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.jm.

1. Name of Working Group:

Protection and preservation of the marine environment

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

Norway

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

DR 46 ter

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.

Regulation 46ter

Environmental monitoring

1. A Contractor shall, pursuant to its Environmental Management and Monitoring Plan required under Regulation 48 and in accordance with the Standard on environmental monitoring programmes and other applicable Standards, 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 metrics relative to thresholds contained in the Standards, and risks to or effects of pollution and other hazards to of pollution and other hazards Environmental Effects the Marine Environment arising from Exploitation the mining operation following the approval of the Plan of WorkIt shall keep under surveillance the effects of the mining operation to determine whether it is **having or** the [mining operation following the approval of the Plan of Work. It shall keep under surveillance, during all stages of the mining life cycle, the effects of the mining operation to determine whether it is having or likely to have harmful effects on the Marine Environment until post-closure monitoring is concluded. eof pollution and other hazards . likely to have harmful effects on the **mMarine eEnvironment**.

2. A The Contractor shall cooperate with the Authority and the sponsoring State or States in the establishment and implementation of monitoring programmes. shall establish and implement an environmental management and monitoring plan, after approval by cooperate with the Authority and the sponsoring State or States in the establishment and implementation of the Contractor’s environmental monitoring programmes as well as share findings and results of such programmes with the Authority for wider dissemination.

3. The Environmental Management and Monitoring Plan shall contain a monitoring programme for at least the first seven years of Exploitation, ~~to be conducted by independent experts and in compliance with the applicable Standards.~~

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

- There are several additional references here to the EMMP and its content. Norway questions the relationship between DR46ter and DR48.
- Norway supports deleting the reference to “independent experts” conducting the monitoring programme. The Contractor is responsible for their EMMP and environmental monitoring, which should be conducted by individuals with the correct and applicable competence and expertise.