

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

Informal Working Group - Environment

Please fill out one form for each textual proposal which your delegation(s) wish(es) to amend, add or delete.

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

Federal Republic of Germany

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

Draft Regulation 47

3. 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 47

Environmental Impact Statement

~~12.~~ An applicant or Contractor, as the case may be, shall prepare ~~or commission the preparation of~~, an Environmental Impact Statement in accordance with this regulation, and in consultation with ~~relevant~~ Stakeholders ~~throughout the process~~ throughout the ~~environmental impact assessment~~ process, ~~for approval by the Authority within the framework of the consideration and approval of the work plan.~~

~~24.~~ The purpose of the Environmental Impact Statement, which shall accompany an application for approval of a Plan of Work in accordance with regulation 7, is to document and report the results of the environmental impact assessment carried out in accordance with Regulation 46bis.

3. The Environmental Impact Statement ~~shall~~ ~~must~~ be in the form and ~~deliver~~ ~~entail~~ the contents as prescribed by the Authority in annex IV to these regulations and shall:

(a) Include a prior ~~e~~Environmental ~~r~~Risk ~~a~~Assessment ~~prepared during the scoping phase of the environmental impact assessment~~ ~~according to the relevant Standard~~ ~~scoping phase~~, and revisited and updated as the ~~environmental impact assessment proceeds~~;

(b) ~~Be based on~~ Describe the results of the environmental impact assessment; ~~as well~~ impacts related to the socioeconomic environment such as ~~as those of the survey of the seabed to identify Underwater Cultural Heritage~~; including a description ~~of the main elements~~ of the methodology used for the ~~identification and evaluation of the identified environmental impacts~~, and main ~~uncertainties and knowledge gaps~~, and also ~~Identify~~ ~~include~~ comments received through the ~~public Stakeholder consultation on the environmental impact assessment process~~ and explain how ~~such each comments have been incorporated or otherwise addressed~~ ~~considered they have been addressed~~;

(b)bis Refer to the relevant baseline data on the status of the marine environment, collected according to the relevant Standard and the relevant Regional Environmental Management Plan and to the results of the performed test mining study, where applicable;

(c) ~~Include-Identify substantive~~ comments received through the Stakeholder consultation process and an explanation of how such comments have been taken into account ~~considered and addressed by the applicant or Contractor, as the case may be, also including a description of the analysis of alternatives, including a noaction alternative;~~

(d) Be in accordance with the objectives and measures of the applicable regional environmental management plan ~~,if any~~; and

(e) Be prepared in accordance with the relevant Standards and Guidelines ~~in accordance with consistent and with Good Industry Practice~~, Best Available Scientific Evidence, Best Environmental Practices and Best Available Techniques ~~and taking into account the relevant Guidelines.~~

4. The Environmental Impact Statement shall demonstrate that the proposed ~~mining operation-Exploitation~~ is in accordance with all applicable environmental Standards and with the requirements of the applicable Regional Environmental Management Plan ~~,if any~~

5. The Environmental Impact Statement of every project, including any revisions, should be available for at least 60 days on the official website of the International Seabed Authority in the interests of transparency of the whole process.

6. Where predictive models have been used to inform an environmental impact assessment:

(a) These shall be reviewed by competent independent experts, with the results provided to the Authority as annexures to the Environmental Impact Statement; and

(b) The monitoring programme proposed in the Environmental Impact Statement shall describe how predictions made by models will be validated.

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

We propose to integrate these provisions into a) the procedure for the EIA (DR 46bis) and b) into the relevant standards.