

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28<sup>TH</sup> 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 56

**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 56**

**Funding of the Environmental Compensation Fund**

~~In The Fund shall~~ adhere nce to the ~~precautionary~~ polluter-pays principle ~~and the Fund~~ will consist of, but not be limited to, the following monies:

-(a) The prescribed percentage or amount of fees paid prior to the commencement of mining by Contractors or the Enterprise to the Authority;

(b) The prescribed percentage of any penalties paid by Contractors or the Enterprise to the Authority;

(c) The prescribed percentage of any amounts recovered by the Authority by negotiation or as a result of legal proceedings in respect of a violation of the terms of an exploitation contract;

(d) Any monies paid into the Fund at the direction of the Council, based on recommendations of the Finance Committee; and

(e) Any income received by the Fund from the investment of monies belonging to the fund;

(f) An annual levy paid by Contractors or the Enterprise to the Fund; and

~~(g) The prescribed contributions paid by sponsoring States to the Fund.~~

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