

TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS FOR THE 28TH SESSION: COUNCIL -
PART II

Informal Working Group - Environment

Please fill out one form for each textual proposal which your delegation(s) wish(es) to amend, add or delete and send to council2022@isa.org.jm.

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

Submitted by the International Marine Minerals Society (IMMS)

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

Draft Regulation 27(1)

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 27 Commencement of production

1. Where the requirements of regulation 25 are satisfied and the Contractor has lodged an Environmental Performance Guarantee in accordance with regulation 26, the Contractor shall make all reasonable efforts to bring the Mining Area into Commercial Production in accordance with the Plan of Work [and Rules of the Authority, consistent with Good industry Practice].

Deleted: , [consistent with Good Industry Practice],

Deleted: [commercially reasonable] [all]

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

There are a number of terms that need better definition. These terms should be defined with input from the whole spectrum of ISA stakeholders.

There are also a few terms that have been defined (see Schedule, Use of terms and scope, of the President’s Text) for which we see room for improvement.

- We generally support the wording of this regulation, however, if the suggestion of “[all]” remains included, we recommend the insertion of the word “reasonable” between “all” and “efforts”