

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 31(1)(alt)(ter)

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 31
Reasonable regard for other activities in the Marine Environment

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 strongly recommend the deletion of 31(1)(alt)(ter). We are concerned that DR 31(1)(alt)(ter) seeks to expand the definition of “Activities” as used in the Convention. The term “other activities in the marine environment” is used in both Article 147(1) and Article 147(3) of the Convention. We consider that the kinds of “other activities in the marine environment” contemplated by Articles 147(1) and 147(3) are activities undertaken by humankind operating in the marine environment, not activities of the marine environment itself. We consider that “climate mitigation carried out by ecosystem in the Area, such as carbon burial and sequestration and nutrients recycling” cannot be considered “other activities in the marine environment” as these are potential functions of the marine environment. Any expected impacts and effects to functions of the marine environment should be dealt with in the Environmental Impact Statement and Environmental

Deleted: 1 alt ter. Contractors shall carry out Exploitation under an exploitation contract with reasonable regard for climate mitigation carried out by ecosystem in the area, such as carbon burial and sequestration and nutrients recycling

Management and Monitoring Plan. We therefore submit that DR 31(1)(alt)(ter) should not be adopted and should be deleted.