

**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:

OEWG

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

Republic of Nauru

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

Regulation 75

4. 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.

Please see comments below.

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

We consider that retaining “Inspector” in this regulation is appropriate. The Authority will need to establish a roster of inspectors with relevant experience. This will include individuals with appropriate financial auditing experience.

We note the Chair’s comment on the importance to prescribe the appropriate parameters for independent assaying in the guidelines. This is also relevant to regulation 71(1)(b) which provides that the value and basis of the valuation is verified “by a suitably qualified person and supported by a representative chemical analysis of the ore by a certified laboratory” which will also require guidance.

Designing the necessary procedures and measurement methodology are critical inputs to a royalty calculation, and we are supportive of the development of an appropriate Guideline or perhaps more appropriately a Standard, to ensure consistency in the sampling and assay process, and in the weighing and sampling of the ore at the valuation point.

We would welcome the priority development of a document on independent assay and related matters.