

**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:

President

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

The Pew Charitable Trusts

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

Annex V

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.

(c) Include:

(vii) Details of the ~~elements of the~~ safety management system ~~relevant to emergency response~~;

(viii) Details of the ~~elements of the~~ environmental management system ~~relevant to emergency response~~;

~~(ix) A description of the mining operations and equipment, including emergency response equipment;~~

(x) A description of all foreseeable Incidents, ~~including details of the presence of other hazards and harmful substances, and the potential for oil spills and leaks due to the normal operation of the mining vessel, and an assessment of their likelihood and consequences and associated control measures~~;

(xi) The number of persons that can be present on the mining vessel(s) at any time

~~(xvi) Information and measures relating to the prevention of Incidents which could result in Serious Harm to the Marine Environment~~ Details of how the environmental impacts created by the emergency will be assessed, as well as measures to prevent or reduce such impacts;

(xx) Details of arrangements for coordinating any emergency response, ~~including coordination with the Authority, other service providers, governments, and nearby vessels, citing the source for such arrangements where relevant~~;

(xxi) Details of training programmes for personnel;

(xxii) A description of the ~~process of Incident investigation and procedures to record outcomes of Incidents, including communications to relevant authorities such as the Authority and sponsoring State monitoring of performance under the plan~~;

~~(xxiv) Details of the presence of other hazards/harmful substances; and~~

~~(xxv) —An assessment of the likelihood of oil spills, leaks, etc., due to the normal operation of the mining vessel.~~

(xxvi) Details of how the plans have been made gender-responsive.

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

For subparagraphs (c)(vii) and (viii), the environmental and safety management system is relevant to all operations, not only emergency situations. Details of these systems are already required, and proposed to be included in the list of contents required for the Plan of Work. To avoid unnecessary repetition, only a subset of that information i.e. that specifically relevant to emergency response, needs to be included here.

We propose deletion of subparagraph (ix) - 'Emergency response equipment is already covered by item (vi), above. There is no value in describing the mining operations and equipment, except as they relate to (x) below

For para (xvi), the proposed wording is intended to capture measures for all environmental impacts, not just those that rise to the level of 'serious harm'.

For para (xxii), it is unusual to refer to "performance" under an emergency response plan – this wording is proposed as more appropriate.

For paras (xxiv) and (xxv), we believe these items are more appropriate in subpara. (x).

Lastly, for (xxvi) we note that generally in disaster response women and girls are worse-affected than other demographics. While there may be few obvious examples for DSM emergency situations likely to have divergent gender effects, it may also be helpful for applicants to consider and confirm that no such effects are expected.