

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28<sup>TH</sup> 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](mailto:council@isa.org.jm).*

**1. Name of Working Group:**

Inspection, Compliance and Enforcement

**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.**

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**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.**

1. An Inspector may, for the purposes of monitoring or enforcing compliance with the Rules of the Authority and the terms of the exploitation contract:

[~~(f) Seize any~~ document, article, substance or any part or sample of such for examination or analysis that the Inspector may reasonably require;]

[~~(g) Remove any~~ representative samples or copies of assays of such samples from any vessel or equipment used for or in connection with the Exploitation activities;]

[~~3. Before an Inspector may seize any document under paragraph 1(f) above, the Contractor may copy it.~~]

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[~~4. When an Inspector seizes or removes any item under this regulation, the Inspector shall issue a receipt for that item to the Contractor.~~]

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

As noted by Australia, African Group, United Kingdom, Russia, and Norway, we suggest that subparas (1)(f) &(g) and paras 3 & 4 are retained. Original documents or samples may be required for evidentiary purposes in national proceedings. In addition, samples may need to be seized for additional testing, such as checking metal content that is claimed for royalty purposes or to test environmental samples. It is important for the ISA to retain maximum (reasonable) powers