

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

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:

Informal Working Group on Inspection, Compliance and Enforcement

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

China

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

Regulation 98 Inspectors' powers

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.

***Note: China's amendments are in Blue**

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) Acquire copies of Seize {any} document, or label article, substance or any part or sample of such for further examination or analysis that the Inspector may reasonably require;}

{(g) label Remove {any} representative samples or acquire copies of assays of such samples from any vessel or equipment used for or in connection with the Exploitation activities [that the Inspector may reasonably require];}

{(h).bis. A "do not disturb notice", in writing, in order to allow the further inspection, examination or measurement of, or the conducting of tests concerning, any vessel, installation, equipment or facilities used in connection with activities in the Area.}

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

{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]

Regarding paragraph 1(f) and 1(g), according to the provisions of Articles 162 (2) (z) and 165 (2) (m) of the Convention on the responsibilities of inspectors, the powers of inspectors should be limited to the inspection, recording, reporting, etc. of activities in

the Area. These paragraphs authorize inspectors to seize documents, remove samples, and relevant powers, which exceed the provisions of the Convention and should be modified.

Regarding paragraph 1(h)bis, the content of this paragraph is vague and unnecessary, and should be deleted.

Regarding paragraph 3 and 4, according to the provisions of Articles 162 (2) (z) and 165 (2) (m) of the Convention on the responsibilities of inspectors, the powers of inspectors should be limited to the inspection, recording, reporting, etc. of activities in the Area, the Convention does not grant it enforcement powers. Authorizing inspectors to seize documents, remove samples, and relevant powers, which exceed the provisions of the Convention and should be deleted.