

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

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 – Environment.

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. 46bis (2)

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.

~~2. The Contractor shall establish and implement an environmental management and monitoring programme in accordance with the approved environmental monitoring plan and in accordance with the Standard on Monitoring Programmes and cooperate with,] [] the Authority and the Sponsoring State or States [] as well as share findings and results of such programmes with the Authority for wider dissemination.~~

[2.Alt: A Contractor shall establish and implement an environmental monitoring programme in accordance with the applicable Standards and taking account of the applicable guidelines, after approval by the Authority and the sponsoring State or States of the Contractor’s environmental management and monitoring plan.]

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

We prefer the more concise formulation in paragraph 2 Alt.

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

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 – Environment.

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. 46bis (3)

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.

~~{3. In addition to the Monitoring conducted by the Contractor pursuant to Paragraph 2,} the Environmental Management and Monitoring Plan shall ~~[cover all stages of the mining life cycle, and on submission for approval]~~contain a monitoring programme for at least the first ~~[]~~ ~~[five]~~ years of the mining project, to be conducted by independent experts and in compliance with the applicable Standards ~~[and taking account of the relevant guidelines].~~~~

~~{3.Alt The Environmental Management and Monitoring Plan shall contain a monitoring programme for Exploitation, to be conducted in compliance with the applicable Standards.}~~

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

We consider these paragraphs superfluous in the light of paragraph 2Alt which both references the Plan and applicable monitoring standard and guideline. This paragraph 2 Alt is appropriate and adequate for the regulations. Specifics and recommendations can be included in the standard and guideline documents.

Additionally, paragraph 3 references “independent experts” which overlaps with the mandate of the Commission.

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

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 – Environment.

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. 46bis (4)

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.

[4.bis.] The Secretary-General shall release publicly [environmental data and information in the required standardized format], ~~[in] real time or at monthly intervals, if possible~~ annually consistent with best scientific practices, environmental data and information in the required standardized format, and in accordance with the applicable Standards, and taking into account the applicable Guidelines. The Secretary-General shall transmit annual reports to the Commission for its consideration pursuant to article 165 of the Convention and publish them pursuant to Regulation 38(3).

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

We consider that the publication of data and information annually is sufficient for the purposes of the regulations. In practice data may be released earlier once captured by DeepData.