

**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 the Protection and Preservation of the Marine Environment

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

USA

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

Draft Regulation 61

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. [A Contractor shall implement the Final Closure Plan in accordance with Best Environmental Practices and Good Industry Practice and shall report to the Secretary-General on the progress of such implementation on an [annual] ~~two yearly~~ basis after an initial 5-year period ~~or on a case by case basis agreed by the Council on recommendation from the Commission.~~

2 bis. Monitoring data shall be released publicly in an accessible format according to the relevant Standard and taking into account Guidelines [in intervals defined in the Closure Plan according to the Standard] [in intervals defined in the Standard] adhering to internationally recognized data principles, consistent with Best Scientific Practices, [in monthly intervals] ~~[in annual intervals]~~ ~~[at intervals appropriate to the monitoring schedule].~~

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

In paragraph 1 we support an annual basis for reports on the progress of the implementation of the Final Closure Plan, since regular sharing of a summary of the results of monitoring is needed to support the Authority’s ability to understand environmental conditions at the site. We additionally support a consistent interval across Contractors for reports, rather than retaining the option to determine reporting frequencies on a case-by-case basis, in order not to weaken the reporting requirement.

In paragraph 2bis, we support a requirement for the submission of monitoring data at monthly intervals, consistent with our recommendations on environmental data and information reporting in Part IV of the regulations.