

TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27TH SESSION:

COUNCIL - PART VII

Informal Working Group on Financial terms

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.im.

1. Name of Working Group:

Informal Working Group on Financial terms

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

China

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

Regulation 73 Overpayment of royalty

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. Where a royalty return shows any overpayment of royalties, a Contractor may apply to the Secretary-General to request a refund of any such overpayment. [Contractors will properly demonstrate that an overpayment was made, and support their claim with all necessary documentation and justifications. The Secretary-General shall authorize refunds as an exceptional measure, ~~but no more than [XX] times for the same Contractor.~~]

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

Overpayment may be caused by various factors and is not entirely under the control of a Contractor. The number of times for the Contractor can apply for a refund of the overpaid royalty should not be limited.