

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 29TH 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.

1. Name of Working Group:

President's Text

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

Federal Republic of Germany

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

Annex I

Red text is in original draft; **blue text** indicates Germany's textual proposals

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.

Annex I [President's Text]

Application for approval of a Plan of Work to obtain an exploitation contract

Section I

Information concerning the applicant

...

13. If the applicant is a juridical person:

- (a) Identify applicant's place of registration;
- (b) Identify applicant's principal place of business/domicile; and
- (c) Attach a copy of applicant's certificate of registration.

[(d) Identify the identities and locations of the applicant's:

(i) management including any members of its board of directors;

(ii) ownership, including any persons or entities holding 5 percent or more of the applicant's equity, if different from the place of registration/domicile, for example in the case the the applicant is a subsidiary of a parent company located in a different jurisdiction and

(iii) an organisational chart of the group structure.]

(vi) holding, subsidiaries, affiliated and Ultimate Parent companies, agencies and partnerships at the time of application]

[13. bis. Where the applicant is a company, provide an organisational chart or other description of any company group structure, including parent, subsidiary or other associated companies.]

[13.ter. Provide any additional information to assist determine the nationality of the applicant, or by whose nationals the applicant is effectively controlled.]

...

17. Attach information on all the flag States and port States that are proposed to be involved in activities under the Exploitation Contract, in accordance with Regulation 5(2)(e).

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

- Para 13: Germany supports the inclusion of the suggested amendments to para 13(d)(i)-(ii), (iv), 13bis and 13ter which will assist the Authority in determining effective control of the application. Subparagraph (iv) will also harmonise the Annex with DR 18bis.
- Para 17: Germany proposes a new para 17 to reflect our suggestion in DR 5(2)(e) to require Contractors to either work with flag and port States that are ISA Members or, where a Contractor wishes to work with flag and port States are not ISA Members, to require those States to accept the ISA's inspection and enforcement jurisdiction.