

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 29<sup>TH</sup> 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](mailto:council@isa.org.jm).*

**1. Name of Working Group:**

ICE

**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.**

DR 104

**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.**

**Regulation 104 [IWG ICE]**

**Power to take remedial action**

1. Where a Contractor fails to take action required under regulation 103, the Authority ~~{through the Secretary General}~~ may carry out any remedial works or take such measures as it considers reasonably necessary to prevent or mitigate the effects or potential effects of a Contractor's failure to comply with the terms and conditions of an exploitation contract. **The Council shall determine the nature of such works or measures and the manner in which they are to be carried out.**

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

- Para 1: Germany supports the deletion of the words “through the Secretary-General”, as well as supports the addition of the sentence at the end of the para. This makes it clear that the Council has the power to determine the nature of any such remedial works or measures and the manner in which they shall be carried out in the name of the Authority.