

**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:

IWG ENV

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 51

Red bold text indicate 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 51

Compliance with the Environmental Management and Monitoring Plan

1. A Contractor shall, in accordance with these regulations, implement and adhere to its Environmental Management and Monitoring Plan ~~and these regulations~~, and shall:

(a) Monitor continuously in accordance with the applicable Standard, ~~on Environmental Monitoring~~ ~~release~~ ~~submit~~ ~~environmental~~ monitoring data [publicly], in accordance with regulation 46 ~~ter~~ ~~bis~~, paragraph 4 in an accessible format consistent with best scientific practice, ~~in real~~ ~~where possible or at monthly intervals~~ ~~on a monthly basis~~ and report annually under regulation 38 (2) (g) on the Environmental Effects of its activities on the Marine Environment, including a comparison between baseline data and monitoring data, ~~as well as a comparison between baseline data and threshold values~~, to document the actual effects on the Marine Environment and manage all such effects as an integral part of its Exploitation activities as set out in the relevant Standards and taking into account the relevant Guidelines referred to in regulation 45;

(b) ~~Apply best endeavours to improve~~ Implement all applicable mitigation and management measures to ensure the effective protection of the Marine Environment from harmful effects, as set out in the ~~[relevant]~~ Standards, inter alia those referred to in regulation 45, and taking into account ~~relevant~~ Guidelines referred to in regulation 45; and

(c) Monitor compliance with, assess, and maintain the currency and adequacy of the Environmental Management and Monitoring Plan and its Environmental Management System during the term of its exploitation contract including through management review under regulation 46, performance assessment under regulation 52, and with modification to the Plan of Work under regulation 57 where required.

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

- It needs to be decided where to place the requirement for monitoring, as this is also contained in both the current stand-alone regulation on monitoring 46bis and in the regulation on the EMMP, DR 46ter. We suggest it is not included here in DR 51. Paragraph 1a) therefore appears redundant and its text should rather be transferred (and there streamlined) with DR 46bis.
- Germany supports the additional proposals in Paragraphs 1 a, b and c, in particular the important reference to DR 45.