

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28TH SESSION:
COUNCIL - PART III**

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 – ICE.

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

Republic of Nauru

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

Regulation 102

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.

2. (a) an electronic monitoring system which shall record, where technically feasible in real time, inter alia, the date, time and position of all ~~mining-Exploitation~~ ~~exploitation~~ activities, and environmental data, ~~[including Underwater Cultural Heritage]~~

3. The Compliance Committee shall ~~notify the [Contractor and the] sponsoring State or States and shall~~ issue a compliance notice under regulation 103 ~~to a Contractor~~, where there is reasonable evidence to suggest based on the data transmitted to the Authority that unapproved ~~mining-Exploitation~~ activities have occurred or are occurring.

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

We do not see how monitoring of the UCH is relevant or appropriate here.

General comment: a good deal of overlap remains between the contents of this regulation 102 and Part IV to the draft regulations relating to environmental monitoring, and the collection and transfer of environmental data. On production of a consolidated text this regulation can be assessed against Part IV and duplication eliminated in this regulation 102.

The original purpose of this draft regulation was to monitor vessel and collector positioning, to ensure that exploitation is occurring in approved mining areas.