

**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 96 quater

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.

Request for inspection in the event of Serious Harm to the Marine Environment

1. In the event of Serious Harm to the Marine Environment and the livelihood of any coastal community, ~~the [adjacent]~~ [potentially affected] coastal State or States which have grounds for believing such harm is caused by activities in the Area, shall notify the Chief Inspector through the Secretary-General in writing ~~through appropriate channels~~ of the grounds upon which such belief is based and request an inspection

2. The ~~Secretary-General~~ Chief Inspector, upon ~~the such~~ notification ~~of by~~ a Member State, shall examine immediately the grounds for an inspection request and shall promptly initiate inspection where such grounds appear reasonable, and invite representatives of the coastal States or States to participate in the inspection, no later than 24 hours after such notification was made by the State or States to assess whether any pollution ~~the or~~ harm is attributable to activities in the Area.

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

1. A level of materiality to the harm contemplated by this paragraph 1 should be added. A cross reference to this regulation in regulation 4 would be helpful.

2. There should be an immediate assessment of the grounds by the Chief Inspector to initiate an inspection.