

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28TH 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:

Open Ended Working Group on Financial Terms of a Contract

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

The Pew Charitable Trusts

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

DR 62

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.

- **Red font** are proposed amendments by the Facilitator in this revised text.
- Our proposed amendments and our questions or comments regarding the facilitator’s remarks are indicated as in-line edits in **blue**. Proposed deletions of text proposed by the facilitator appears in strikethrough and **bold**.

The Council [~~shall, based on the recommendations of the Commission, apply the provisions of this Part in on a transparent, uniform and non discriminatory basis manner, and~~] shall ensure equality of financial treatment and comparable financial obligations for Contractors [~~to counter any disparity arising out of any grossly incomparable concentration of given resources~~].

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

We agree with the deletion of the first bracketed text. All parts of the regulations should be applied in a transparent, uniform and non-discriminatory manner and this should be provided for in language already proposed in DR 1.

We thank India for their explanation on their proposal: “grossly incomparable concentration of given resources”. However, as others who intervened, we would consider it more appropriate to design the regime to capture this point about resource concentration, rather than to suggest mineral abundance which the rest of the provision requires to be done equally, and not varied upon the basis of mineral abundance or content.