

**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.im.

1. Name of Working Group:

President's Text

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 35

*Blue font are proposed amendments by the Council President.

*Pew's amendments are indicated as in-line edits in red font.

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.

- (1) The Contractor shall notify the Secretary-General in writing within 24 hours of any finding in the Contract Area of any human remains of an archaeological or historical and paleontological nature, or any object or site of a similar nature, and its location, including the preservation and protection measures taken.
- (2) ~~Upon receipt of a notification under paragraph (1), t~~ ~~he~~ ~~Secretary-General shall transmit such information, within 7 Days of receiving it to the Sponsoring State or State, to the State from which the remains, object or site originated, if known, to the Director General of the United Nations Educational, Scientific and Cultural Organization and to any other competent international organization.~~
- (3) ~~While consideration is given to management of the remains, site or object found, the Contractor shall suspend activities within a reasonable radius and for a necessary time, to be determined by the Authority in consultation with the Contractor, after taking into account the views of the State from which the remains or objects originated.~~
- (4) ~~The Authority, after consultation with the persons listed in paragraph (2), shall instruct the Contractor how to preserve or dispose of any Such human remains, object or site found in the Contract Area should with the aim that such preservation or disposal shall be disposed of for the benefit of mankind as a whole or preserved. so that no further Exploration or Exploitation shall take place, within a reasonable radius, to be determined by the Authority in consultation with the Contractor, after taking into account the views of the State from which the remains or objects originated.~~
- (5) [If the Council decides that exploration or ~~E~~xploitation cannot continue, the Contractor shall be compensated, including but not limited to the vicarious areas of equivalent size or value elsewhere or appropriate waiver of fees.]

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

We suggest that this provision be broken into (5) sub-paragraphs, for ease of reading. We also suggest some drafting tweaks that will make the process, and the roles and criteria for decision-making, clearer.