

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28<sup>TH</sup> 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](mailto:council@isa.org.jm).*

**1. Name of Working Group:**

IWG – Institutional matters

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

Submitted by Nauru Ocean Resources Inc., Tonga Offshore Mining Ltd. and Blue Minerals Jamaica Ltd.

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

Draft Regulation 16(1) and (3)

**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 Council shall consider the reports and recommendations of the Commission ~~[and any other relevant subsidiary body established in accordance with the Convention and the Agreement,]~~ relating to approval of Plans of Work in accordance with paragraph 11 ~~and paragraph 12~~ of section 3 of the annex to the Agreement, after due consideration, and within 60 days unless the Council decides to provide for a longer period, the Council shall approve or disapprove the Plan of Work.

[...]

~~3. The Council shall disapprove a plan of work if any requirement of regulation 13 is not fulfilled.~~

16 alt.

The Council shall consider the reports and recommendations of the Commission relating to approval of Plans of Work in accordance with paragraph 11 of section 3 of the annex to the Agreement.

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

- We object to the inclusion of the bracketed words in Draft Regulation 16(1) as there are no provisions contemplating other subsidiary bodies being able to make reports or recommendations on applications for a Plan of Work and so this language has no legal basis for inclusion in the regulations.
- We also oppose the inclusion of Draft Regulation 16(3) as unnecessary and duplicative. The Council will be guided by the requirements of the Convention and 1994 Agreement and make its assessment on whether applications should be approved or not.
- We also consider that Draft Regulation 16alt is a suitable and clear alternative for this draft regulation which addresses the core issue it is focused on.