

**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 – Inspection, Compliance and Enforcement

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 Reg. 102(2)(a)

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. All installations, ~~vessel~~ship and mining collectors involved in exploitation activities under the Exploitation contract shall be fitted with:

(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 activities, and environmental data, ~~[including Underwater Cultural Heritage]~~; and

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

- We have proposed clarifying amendments to Draft Regulation 102(2)(a) to remove the less precise term “mining activities” and instead explicitly refer to “exploitation activities”.
- We also consider that Draft Regulation 102(2)(a) is not the appropriate place to refer to Underwater Cultural Heritage. The monitoring referred to in this sub-paragraph is monitoring of environmental data. Environmental data refers to information regarding the marine environment and is distinct to matters of cultural heritage.
- We also support the change from “vessel” to “ship” for consistency.

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Draft Reg. 102(3)

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3. The Compliance Committee shall notify the ~~{Contractor and the}~~ sponsoring State or States and shall issue a compliance notice under regulation 103, 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 have proposed clarifying amendments to Draft Regulation 102(3) to remove the less precise term “mining activities” and clarify it is referring to unapproved “exploitation” activities.