

**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:**

President's Text

**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. 29(2)

**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. If the Contractor proposes to continue the reduction or suspension for more than 12 months, the Contractor shall notify the Secretary-General in writing, at least ~~{30 Days}~~ prior to the end of the 12-month period, giving its reasons for seeking a further reduction or suspension of that length of time. ~~{If business practices are suspended due to global economic conditions or force majeure, the contractor shall be allowed to maintain a longer suspension,}~~ The Commission shall ~~{in consultation with the Economic Planning Commission}~~, upon determining that the reasons for the reduction or suspension are reasonable, including where the prevailing economic conditions make Commercial Production impracticable, ~~{of for other circumstances beyond the Contractor's control}~~ decide on ~~recommend approval of the~~ reduction or suspension requested by the Contractor ~~to the Council. The Council shall, based on the recommendation of the Commission, decide on the reduction or suspension requested by the Contractor.~~ The Contractor may apply for more than one suspension or reduction. ~~{During the period when the Contractor reduces or suspends production, the annual fixed fee or royalties paid by the Contractor shall be exempted or deducted appropriately}~~.

**Comments/remarks [on Draft Regulation 29 Alt]**

- I have received a proposal for including a new draft regulation on possible contract termination due to extended suspension in production. I would like to recall that termination is already covered several places in the regulations

and the exploitation regulation and would like to open for discussion of the need for including of such a regulation.

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

- We do not consider that the Council needs to be involved in the decision-making process regarding requests for reductions or suspensions in production. This is an entirely technical decision-making process that the Commission is competent to handle.
- We also agree with the President's comment that there are already numerous regulations regarding termination of the contract and thus we do not need to insert additional text on this here.