

**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 – Environment.

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. 48 bis alt.

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.

Regulation 48 bis alt.

New Environmental Impact Assessment and Revised ~~additional~~ Environmental Impact Statement

1.A Contractor shall conduct a new Environmental Impact Assessment in accordance with regulation 47ter and submit an ~~additional~~ revised Environmental Impact Statement ~~when~~where:

[...]

(d) A relevant Standard, activity or-predicted significant impact has not already been addressed by an Environmental Impact Statement, or

(e) Otherwise deemed necessary by the Commission or Council, in accordance with applicable Standards and taking into account Guidelines.

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

- We propose textual changes to Draft Regulation 48bis alt for clarity and consistency.
- We also propose to insert “significant” in Draft Regulation 48bis alt (1)(d) to ensure there is a level of materiality that has to be reached that justifies a new EIA being done.

**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 – Environment.

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. 48 bis

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.

~~Regulation 48 bis~~

~~New Environmental Impact Assessment and Revised Environmental Impact Statement~~

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

- Consistent with our earlier written submissions, we propose deleting Draft Regulation 48 bis as it is unnecessary and duplicative.
- The Draft Regulations already cover the situations where new Environmental Plans, Assessments or Statements might be needed (particularly where a Material Change occurs). There is no need to replicate those requirements in a separate regulation and doing so may introduce inconsistencies or ambiguities.