

**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. 97(1 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.

1 bis. States Parties may, subject to the requirements of this regulation, nominate Inspectors for consideration, and ~~[individual applications may be submitted directly for]~~ inclusion in the Roster of Inspectors. Nominees ~~[and applicants]~~ will be considered against the qualification and experience requirements. Equitable geographical representation and gender balance will also be considered, in line with the Convention principle. Subject to considerations of protection of personal data, the roster of Inspectors shall be made publicly available on the Authority’s website.

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

- We consider that there is no need to allow for individuals to apply to be placed on the Roster of Inspectors. The Roster should be filled through State nominations.

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

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Draft Reg. 97(5) and (6)

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.

5. The Authority will cooperate with the Sponsoring State or Statess to ensure that inspections performed by Inspectors are aligned with enforcement at the national level. Inspectors shall report to the Compliance Committee in writing regarding any difficulties relating to the enforcement of the measures.

6. Inspectors may be required to undertake relevant training programmes, ~~including but not limited to project and ship instructions~~inductions, health and safety, as well as undergo fit for work medical evaluations], ~~at the request of the Council~~, based on the recommendations of the Compliance Committee and as required by the respective Contractor where required to comply with its legal and regulatory obligations. The Secretariat shall facilitate the requisite trainings ~~and evaluations~~.

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

- There appears to be a typographical error in Draft Regulation 97(5) and we suggest correcting the words “Sponsoring State or State” to “Sponsoring State or Statess”.
- There may also be a typographical error in Draft Regulation 97(6). It appears that the word “instructions” should be substituted by the word “inductions”.
- We also reiterate our proposal that Inspectors must be required to undergo any training specified by the Contractor where that training is required for the Contractor to comply with their legal and regulatory obligations.
- We do not consider it necessary that the Council must request relevant training and consider recommendations from the Compliance Committee to be sufficient.
- This will be important to ensure the health and safety of Inspectors, and the safety of the Contractor’s operations.