

**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:

IWG - IM.

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

Republic of Nauru

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

Regulation 15

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.

~~15(2)(b) [(v) any other area designated for preservation for reasons of special biological, scientific, archaeological, historic, cultural, aesthetic or wilderness significance;]~~

~~15(2)[(c) Such approval would undermine or contradict the regional goals, objectives or measures set out in the applicable Regional Environmental Management Plan.]~~

~~15(2)[(d) Such approval would pose a reasonable risk of damage to an in-service or planned submarine cable or pipeline, or cause undue interference with the freedom to lay submarine cables and pipelines when considered in conjunction with other approved Plans of Work[or is otherwise unable to give reasonable regard to other marine users in the area under application.]~~

~~15(2)[(e) There is inadequate or substandard environmental baseline information for the area covered by the proposed Plan of Work, or any part of that area.]~~

~~[2 bis. The Commission shall not recommend approval of a proposed Plan of Work if the applicant, its controlling shareholder or shareholders or its predecessor in law previously violated the general obligations of contractors in a non-negligible way.]~~

~~15(5) [At its next available meeting,] T~~he Commission shall consider any such representations made by the applicant when preparing its reports and recommendations to the Council, ~~[alt 1. provided that the representations have been circulated at least 30 days in advance of that meeting] [alt 2. which it shall do within 30 days of its receipt of such representations].~~ The Commission shall then consider the application afresh, in the light of the representations, in accordance with this Section 3.

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

Para 15(2)(b)(v): this sub-paragraph is vague and unclear as to what is being designated and who would make such designation.

Para 15(2)(c): REMPs are policy instruments.

Para 15(2)(d): the reasonable regard obligation is already set out at regulation 13(4)(b).

Para 15(2)(e): this is already covered by regulation 13(4)(c)(i).

Para 2bis: there is no legal basis for this and not relevant to the Commission's consideration of a plan of work.