

**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:

OEWG.

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 80

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.

Subject to regulation 103 (6), ~~[and depending on the seriousness of the breach,]~~ the Council may impose a monetary penalty ~~[or]~~~~[and may]~~ ~~suspend or terminate the exploitation contract in respect of any serious, persistent and wilful violations~~ ~~[gross and persistent]~~ ~~[material breach]~~ ~~[violation]~~ under this Part ~~[or of the contract]~~ ~~[and company principals would be barred from direct or indirect involvement with any Contractor or Subcontractor operating in the Area for a period of 10 years].]~~

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

The revisions above would make the regulation compatible with the Convention. However, we are also supportive of removing this paragraph pending further development of regulation 103 in a consolidated text. It is important that there is a consistent approach toward non-compliance in/across the regulations.