

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 29TH SESSION:
COUNCIL - PART II**

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(s) of Delegation(s) making the proposal:

The Kingdom of the Netherlands

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

Annex IX (Exploitation Contract and schedules)

3. 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.

[...]

Schedule 13

To the extent that any documentation is not available at the point of signing the Contract, and a time frame for submission has been agreed with the Commission, this should be reflected here, together with, where applicable, deadline dates.

Schedule 14

The Parent Company Liability Statement.

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

These changes are part of the Kingdom of the Netherlands’ effort to provide sufficient legal basis in the regulations and Exploitation Contract to ensure that parent companies of Contractors are jointly and severally liable towards the Authority for damage caused by a Contractor.

The Kingdom of the Netherlands does so by introducing a so-called “Parent Company Liability Statement” as a new Annex XI, which will form a compulsory schedule to the Exploitation Contract, signed by a parent company of the Contractor (one that qualifies as a so-called “Managing Company”). This provides a contractual basis for such joint and several liability.

Simultaneously, the Kingdom of the Netherlands submits proposals to Draft Regulations 7, 18bis, 23, and 24 and the Schedule. These submissions should be read together. We will explain these changes further in a paper on the topic, to be shared prior to Part II of the 29th Session.