

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 29<sup>TH</sup> SESSION:  
COUNCIL - PART I**

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](mailto:council@isa.org.jm).

**1. Name(s) of Delegation(s) making the proposal:**

Russian Federation

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

Reg. 12

**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.**

1. bis Subject to paragraph 1 ter. and to Regulation 11(4), The Commission shall commence the consideration of an application at its next meeting after receipt of the application ~~{within 30 Days of its receipt of the application}~~ ~~{provided that the notifications and information pursuant to Regulation 11(1)-(2 ter) have been circulated at least {30}{90} Days prior to the commencement of that meeting of the Commission.}~~The Commission may extend consideration of the application to its next meeting if necessary.

~~{1. ter The Commission may defer consideration of an application to a subsequent meeting if the complexity of the application so requires.}~~

2. The Commission shall consider applications expeditiously and shall endeavour to submit its reports and recommendations to the Council no later than ~~{120}{180}~~ Days from whichever date occurs later out of:

(a) ~~(a) the date of the completion of the review of the Environmental Plans, under regulation 11~~The close of the comment period, in accordance with Regulation 11(1)(a);

(b) the date of the completion of the amendments to the proposed Plan of Work, under regulation 14

~~(b) The date of submission of a revised plan, in accordance with Regulation 11(2 bis); or~~

~~(c) The date the Commission receives additional information or amendments to the Plan of Work requested by the Commission under Regulation 14.~~

~~(b)~~ 2bis. The Commission may delay its reports and recommendations under regulation 12(2) by a further 90 Days, if additional information or consultations with experts are necessary.

~~(e)~~ 3. The Commission shall, in considering a proposed Plan of Work, apply the ~~(d)~~ Convention, the Agreement, and the rules, regulations and procedures of the Authority

~~(e)~~ in a uniform and non-discriminatory manner, ~~and may not recommend approval of a~~

~~(f)(c) \_\_\_\_\_ Plan of Work that does not comply with these requirements.~~

~~3. Alt. The Commission shall, in considering a proposed Plan of Work, apply the Convention, the Agreement, and the rules, regulations and procedures of the Authority in a uniform and non-discriminatory manner, and [apply the principles, policies and objectives relating to activities in the Area as provided for in the Convention, the Preamble, and Part I of these Regulations, and in particular the manner in which the proposed Plan of Work contributes to realizing benefits for humankind as a whole in accordance with decisions of the Council and Assembly [including in ensuring the fair and equitable sharing of benefits and ensuring the effective Protection of the marine environment], and may not recommend approval of a Plan of Work that does not comply with these requirements].~~

~~3 bis In the case the Commission evaluates that there are aspects of the proposed Plan of Work that are not covered entirely by its own internal expertise, the Commission shall nominate at least three competent independent experts selected on the basis of their significant experience or record of publications in a particular deep-sea environment or technology sector, to review the application and provide comments to the Commission to inform their consideration of the proposed Plan of Work.~~

In considering the proposed Plan of Work, the Commission shall take into account:

~~(a) (a) Any r~~ Relevant reports from the Secretary-General;

(a) bis Any comments made by Stakeholders, together with any revisions and responses provided by the applicant pursuant to Regulation 11(3);

~~((a) ter Any advice or reports received from any competent organ of the United Nations or of its specialized agencies or any international organizations with competence in the subject matter;~~

~~(a) quat Any information supplied by the Sponsoring State or States.~~

~~(b) Any concern raised by a [relevant] adjacent coastal State [likely to be affected] with respect to the application;~~

(b) bis Any advice or reports in respect of the Environmental Plans sought by the Commission from recognized experts in the field of the protection of the marine environment listed by the Council ~~competent independent experts in respect of the application;~~

(c) Any previous operating record of the applicant, including in relation to Exploitation activities within other jurisdictions, as well as the applicant's performance during the Exploration stage, including the quality of annual reports and baseline data, and the results of test Exploitation-mining activities, if any;

~~(c) bis The previous operating record of the Sponsoring State(s), and the Sponsoring State(s)' technical resources and enforcement capabilities to monitor and enforce the applicant's compliance with the rules, regulations and procedures of the Authority;~~

~~{(d) any objectives or measures established in the relevant Regional Environmental Management Plan.}~~

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

Para. 3 should reflect that the examination of an application aims at determining whether the proposed Plan of Work strictly follows all applicable ISA rules.

Wording “The Commission may not recommend...” is redundant as this follows from the Convention.

The Commission may, according to the Convention, take into account the views of “recognized experts”. In our view, specialists need to be recognized as such by the Council, inter alia to ensure consideration of expertise from different regions.

In our view, para. 4 is of supplementary nature and should be shortened. Besides that, comments made by Stakeholders include a wide range of comments.

4(a). It is not clear what kind of reports of the Secretary-General are relevant for the Commission.