

TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS

1. Name of Working Group:

Protection and Preservation of the Marine Environment

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

Federative Republic of Brazil

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

Regulation 49 – Environmental monitoring

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.

3. Monitoring shall be conducted continuously during all stages of the Exploitation activities until five years after the completion of a Closure Plan, to determine whether they are having or are likely to have harmful effects on the Marine Environment.

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

Environmental monitoring should continue for at least five years after the completion of a Closure Plan, as many environmental effects could go unnoticed in the short term. With a view to guaranteeing the Contractor's (and the sponsoring State's) responsibility for environmental preservation and eventual reparation of damage resulting from its activities in the Area, the Mining Code should contain clauses that guarantee medium and long-term monitoring, including so that the information from monitoring can be used in future guidelines and recommendations. A precautionary approach must be rigorously applied.