

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 53bis – Pollution control

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.

A Contractor shall take ~~all the~~ necessary [and appropriate] measures to protect and preserve the Marine Environment, [including the and] coastlines [from harmful effects, in accordance with Article 145 of the Convention,] by preventing, reducing and controlling pollution ~~and other hazards, including marine litter and underwater noise,~~ ~~directly and indirectly~~ resulting from its activities in the Area. This is to be done pursuant to in accordance with] its Environmental Management and Monitoring Plan, [theand all] relevant rules, regulations and procedures of the Authority, the relevant [applicable] Regional Environmental Management Plan, [and] taking [into] account [of] the applicable Guidelines.

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

It is essential that the Contractor is responsible for preventing, monitoring and repairing any damage caused to the marine environment resulting directly and indirectly from its mining activities in the Area. Many sequential (chain) environmental effects can occur secondarily, originally caused by mining activities. For this reason, it is important to include ‘and indirectly’ in this paragraph.