

**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: Costa Rica**

- 2. Please indicate the relevant provision to which the textual proposal refers. DR 18 bis**

- 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.**

Obligations of the Contractors

[1. Contractors shall comply with the terms and conditions of their Exploitation Contract and the rules, regulations and procedures of the Authority, as well as the applicable Regional Environmental Management Plans in a manner consistent with the Convention and the Agreement.

1. bis A Contractor shall carry out activities under a Plan of Work in accordance with Good Industry Practice, Best Available Scientific Information and Best Environmental Practices, using appropriately qualified and adequately supervised personnel and shall continually identify and implement solutions that reflect the most up-to-date Best Available Scientific Information and Best Available Techniques.

[1. ter Contractors shall comply with the national laws, Regulations and administrative measures of the Sponsoring State or States made pursuant to Articles 139 and 153(4) of the Convention and Article 4(4) of Annex III to the Convention.]

[1. quat Contractors shall throughout the term of their contract, for the purposes of activities in the Area and ancillary activities, only use vessels flagged to registries of States that are States Parties to the Authority, and only use ports located in States that are States Parties to the Authority. In cases where the Contractor seeks to use flags or ports of non-member States of the Authority, the prior approval of the Council is required and is conditional upon receiving a written commitment from such nonmember State or States to enforce the rules, regulations and procedures of the Authority 45 of 225 against the Contractor and to cooperate with the Authority for the purposes of securing compliance with the rules, regulations and procedures of the Authority, where required.]

Contractors shall remain current in their implementation of Best Environmental Practices and Good Industry Practices, and shall continually identify and implement solutions that reflect the most up-to-date Best Available Scientific Evidence and Best Available Techniques.]

2. The contractor, its holding, subsidiaries, affiliated and Ultimate Parent companies, agencies and partnerships shall have responsibility or liability for any damage arising out of wrongful acts in the conduct of its operations, account being taken of contributory acts or omissions by

the Authority, and shall be held liable for the actual amount of damage. 3. In the event that Contractors fail to comply with their payment obligations under these Regulations, holdings and Ultimate Parent Companies shall be held responsible to effect such payments to the Authority on behalf of Contractors. 4. The Contractor shall allocate sufficient resources and assign roles and responsibilities to implementation of their obligations under these Regulations.]

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

REMPS should be included in paragraph 1. Also regulation to ensure contractors use best available techniques