

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS
DURING THE 29TH 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.

1. Name of Working Group:

Informal Working Group on Institutional Measures

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

Submitted by Nauru Ocean Resources Inc., Tonga Offshore Mining Ltd. and Blue Minerals Jamaica Ltd.

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

Draft Regulation 15(6)

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.

Regulation 15 [IWG IM]

Commission’s recommendation for the approval or disapproval of a Plan of Work

[...]

~~6. The Commission may refuse an application and return it to the applicant. The Commission must provide reasons for refusing an application, including a summary of the deliberations of the Commission specifying what inputs have been taken into account and how these have been assessed, as well as divergences of opinion within the Commission, if any.~~

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

- Draft Regulation 15(6) purports to grant a broad and undefined power to the Commission to refuse applications. This is inconsistent with the Convention, under which the Commission must recommend approval or disapproval, and cannot merely ‘refuse’ an application.
- Commission disapproval of applications is already covered by Draft Regulation 15(4) so it is unclear what purpose Draft Regulation 15(6) has in addition to that language.
- As such, Draft Regulation 15(6) should be deleted.