

**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.im](mailto:council@isa.org.im).*

**1. Name of Working Group:**

Informal Working Group on Institutional Matters

**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 88(1) and (1bis)

**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 88 [IWG IM]**

**Review and payment**

1. The Council shall review and determine on a regular basis, but no more than once every two years, the amount of each of the annual, processing and other applicable administrative fees specified in appendix II in order to ensure that they cover the Authority’s expected administrative costs for the service provided. In undertaking such a review and determination the Council shall ensure appropriate opportunities are provided to Contractors and other stakeholders to make submissions on the amount of applicable administrative fees.

1 bis. Any increase to administrative fees made as part of the review referred to in paragraph 1 shall only apply six months after the date of the relevant Council decision, and shall be accompanied with a rationale explaining the reasons for the increase and responding to any submissions received.

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

- We consider that to ensure good governance is maintained it will be important that all fees are clearly set out by the Council and only subject to change with sufficient notice and on reasoned grounds.
- As such, we have proposed amendments to Draft Regulation 88 to: limit the number of changes to fees to every two years, provide stakeholders with an opportunity to be heard during such a review process, provide a transition period to the application of any fee increases, and require that such increases are appropriately justified.