

**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:

President's Text

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 94(2)

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 94 [President's Text]

Adoption of Standards

[...]

2. The Council shall consider [~~and approve~~] and provisionally adopt, upon the recommendation of the Commission and taking into account statements submitted by Stakeholders during a public consultation, the Standards, provided that such Standards are consistent with the intent and purpose of the ~~r~~Rules, regulations and procedures of the Authority, including the decisions of the Council and the Assembly and, to the extent relevant, developed on the basis of Best Available Scientific Evidence, Best Environmental Practices, Best Available Techniques, and Good Industry Practice. If the Council does not ~~approve~~ provisionally adopt such Standards, the Council shall return the Standards to the Commission for reconsideration in the light of the views expressed by the Council. The Standards ~~approved~~ adopted by the Council shall remain effective on a provisional basis until approved by the Assembly or until amended by the Council in the light of any views expressed by the Assembly.

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

- We remain concerned that the proposed deletion of the word "approve" in Draft Regulation 94(2) makes the aim of the Council's consideration of the Standards less clear.
- We propose clarifying this by inserting "and provisionally adopt" given that the Council's provisional adoption of the Standards will result in their becoming effective on a provisional basis until approved by the Assembly.