

**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:

The Pew Charitable Trusts

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

Draft regulation 14

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.

1. At any ~~reasonable~~ time prior to making its recommendation to the Council and as part of its consideration of an application under Regulation 12, the Commission may:

(a) Request the applicant to provide additional information on any aspect of the application ~~within 30 Days of the date when the application is first considered prior to making a recommendation~~; and

(b) Request the applicant to amend its Plan of Work, or propose specific amendments for consideration by the applicant where such amendments are considered necessary to bring the Plan of Work into conformity with the requirements of these Regulations.

2. Where the Commission makes a request under paragraph 1, the Commission shall provide to the applicant a brief justification and rationale for such a request. The applicant must respond ~~within the timeframe requested by the Commission, which shall be at least 90 Days, 90 Days following receipt of such [proposal a request] from the Commission~~ by agreeing to the request, rejecting the request, or making an alternative proposal for the ~~Commission's~~ consideration.

~~3. The timeframe referred to in Regulation 12 (2) shall be extended by the timeframe determined by the Commission pursuant to paragraph 1.~~

~~4. The [alt 1. Secretary-General] [alt 2. Commission] shall publish any amendment, additional information, or revised application received pursuant to paragraph 2 at on the website,; and where Where the Commission deems these are significant, The Secretary General shall provide an opportunity for public consultation in accordance with Regulation 11.~~

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

In paragraph 1, the term ‘reasonable’ seems rather ambiguous and unnecessary. Like Chile and Costa Rica, we would suggest deleting it.

In paragraph (1)(a) the added wording ‘prior to making a recommendation’ should be deleted, as this same point is covered already in the chapeau to DR14, which applies to both sub-paragraphs (a) and (b).

We welcome paragraph (3), to ensure consistency with the timeframe provided for in DR 12, and also welcome paragraphs (4) and (5), to give meaningful opportunity for public comment in the event of a substantially revised application, for the LTC to take into account in its own assessment. With that said, it is our preference that DR 12

would not prescribe a time limit for the consideration of an application, so we would suggest paragraph 3 be deleted..

Like Costa Rica and Italy, we would suggest that the LTC should determine whether the revisions are significant (as this is a technical assessment), and the Secretary-General should be responsible for publication on the website (as this is an administrative function). As a point of drafting, we believe the text should read '*on*' the website (not '*at*' the website).