

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27<sup>TH</sup> SESSION:  
COUNCIL - PART III**

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

**1. Name of Working Group:**

Consolidated text

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

Republic of Nauru

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

Regulation 21

**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.**

[2.

(b) Termination due to reasons other than those listed in paragraph (a) above: ~~termination~~ takes effect ~~no [earlier] [later] than~~ 12 months after the date of receipt of the notification by the Secretary-General.]<sub>1</sub>

unless the notification specifies a later date.

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

While para 2 commences “Without prejudice to any terms, rights or obligations between a State and a Contractor under the terms of sponsorship...”, we suggest, in line with the approach adopted in the exploration regulations and for clarity, that the words “unless the notification specifies a later date” be added after sub-paragraph 2(b).

Termination of sponsorship could be subject to a sponsoring States’ interpretation of what constitutes non-compliance or termination for other reasons unrelated to compliance. National laws may provide for the continuation of sponsorship beyond the time periods provided for under sub-paragraphs 2(a) and (b) in order that a sponsored entity is not unduly prejudiced by any revocation of sponsorship and is allowed adequate time to find another sponsoring State.

Where termination correlates to non-compliance with the terms of the ISA exploitation contract, this is a matter of direct concern to the Authority. This can be covered by paragraph 6 (as revised) which contemplates action being taken under regulation 103.