

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27TH 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.im.

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 29bis

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. ~~Where the Authority requires a suspension of Exploitation activities in accordance with these regulations is required for any reason by the Authority,~~ the Authority will provide the Contractor with a suspension notice to specify ~~the reason for the suspension,~~ what operations under the Plan of Work must cease, and which, if any, may continue, and any other relevant terms and conditions for the suspension.

4. The Secretary-General shall supply all information received pursuant to paragraph 3(b) to the Commission for ~~its~~ review and to make a recommendation to the Council. The Council shall, ~~based on the recommendation of the Commission~~ determine ~~when-if~~ the relevant Exploitation activities should recommence, giving the Contractor no less than 60 Days’ written notice where resumption of activities is required.

5. In making its review under paragraph 4, the Commission shall ~~consult with the Contractor and~~ take into account the recommendations of the Economic Planning Commission where applicable, and shall examine whether the reasons for the suspension are reasonable, and whether a continued suspension or a recommencement of activities ~~is appropriate- would be in the best interests of humankind~~ in the circumstances.

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

Para 2: this para is currently too opened ended and could be read as allowing the Authority to require suspension of activities for any reason. We suggest the paragraph is modified as above.

Para 4: it is important that the Council base any decision on the recommendation of the Commission. The Commission is best placed to assess the reasons for any continuing suspension in operations.

Para 5: the Commission should also consult with the Contractor. There may be strong commercial reasons why any suspension should continue. We do not consider such an

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open ended and vague requirement of “in the best interests of humankind” appropriate. The Commission should examine the facts before them in making their recommendation.