

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

**1. Name of Working Group:**

Consolidated 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.**

Schedule, Use of Terms and Scope, Contractor

**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.**

“Contractor” means a party to an Exploitation Contract (other than the Authority) in accordance with Part III of these Regulations ~~and, where the context applies, shall include its employees, subcontractors, agents and all persons engaged in working or acting for them in the conduct of its operations under the contract.~~

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

- We reiterate our concern previously raised that this proposed definition of Contractor would cover a range of individuals and entities that have no legal relationship with the Authority.
- The Contractor is the sole counterparty to the contract with the Authority, and the entity with rights and obligations under that contract and the Convention. It is inappropriate to attempt to also bind or apply the Draft Regulations to other people and entities that (a) have no obligations vis-à-vis the Authority and (b) have no rights or protections such as those that are available to Contractors.