

ISA 29th Session, Part II – Reading of the Draft Consolidated Text

Oral Statement by the Federal Republic of Germany

Delivered in July 2024

Regulation 45 - Development of Environmental Standards and Guidelines

We generally support **paragraph 1** as is.

In **paragraph 2**, we believe it to be appropriate to retain the text stating “*in accordance with regulation 94*”, as the reference is to the relevant regulation on the adoption of standards. The reference to regulation 95 in contrast does not seem appropriate or necessary as it is paragraph 4 that deals with Guidelines and a reference to regulation 95 is already included in paragraph 4.

We can support most, if not all, of the proposed amendments to **paragraph 2 subparagraphs (a) to (h)**, including the inclusion of a reference to “*greenhouse gas emissions*” in **sub-paragraph (2)(c)(iv)**.

With regards to **sub-paragraph 2(e)**, we support the deletion of the specific reference to restoration measures. If included, we would need to add that such restoration measures are currently not available and may only be considered if and when they become feasible in the future.

Lastly, in **paragraph 5**, we prefer referring to the Council in the second line, instead of the Commission. However, we could accept alternative wording that clarifies the respective roles, such as: “*The application of this Regulation shall be without prejudice to the function of the Council, upon recommendation by the Commission, to adopt Standards for the purpose of ensuring the effective Protection of the Marine Environment from harmful effects, in accordance with Article 145 of the Convention.*”