

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 30TH 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.im.

1. Name(s) of Delegation(s) making the proposal:

Russian Federation

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

Reg. 2

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. These Regulations, and any decision-making thereunder, shall be applied in conformity with the principles governing the Area embodied in Section 2 of Part XI and in Part XII and with other relevant rules of the Convention and the Agreement, of the Convention.~~

[1. bis These Regulations shall also be applied in accordance with the policies relating to activities in the Area established in Articles 150 and 151 of the Convention and in the Annex of the Agreement.]

~~2. [Recognizing that the rights in the Resources of the Area are vested in humankind as a whole, on whose behalf the Authority shall act,] Exploitation in the Area shall be carried out for peaceful purposes and for the benefit of humankind as a whole, taking into particular consideration the interests and needs of developing States, and [while] ensuring the effective Protection of the marine environment, including biological diversity and ecological ecosystem integrity, from harmful effects which may arise from such activities in the Area consistent in accordance with Article 145 of the Convention.~~

~~[3. Exploitation in the Area shall not commence until the legal framework intended for the effective protection and preservation of the Marine Environment is adopted and scientific evidence demonstrates that the Exploitation will be conducted in such a manner as not to cause significant and harmful changes to the Marine Environment and its resources and to effectively protect and preserve the Marine Environment pursuant to article 145 and [article 209 of] Part XII of UNCLOS.]~~

[3. Alt. Exploitation in the Area shall not commence until:

- (a) The legal framework intended for the effective protection and preservation of the Marine Environment has entered into force [and the Authority has adopted an environmental policy];
- (b) The implementation of [Target 3 of] the Kunming-Montreal Global Biodiversity Framework is well on track in the area beyond national jurisdiction; and
- (c) Scientific evidence demonstrates that Exploitation will be conducted in such a manner so as: not to cause significant and harmful changes to the Marine Environment and its resources, [pursuant to Article 196 of the Convention, and] to effectively protect and preserve the Marine Environment, [including biological diversity and ecosystem integrity] pursuant to Article 145 and Part XII of the Convention, [including biological diversity and ecosystem integrity], and not to impede the full implementation of [Target 3 of] the Kunming-Montreal Global Biodiversity Framework in the area beyond national jurisdiction.

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4. The following principles and approaches shall guide the application of these Regulations:

(a) ~~Intergenerational equity;~~

(a) bis The principle of the common heritage of humankind

(a) ter The principle of equity and the equitable sharing of benefits;

(a) quat The principle of uniform and non-discriminatory application;

(b) Precautionary principle or precautionary approach as appropriate;

(c) Ecosystem approach;

~~(e) bis An integrated approach to ocean management;~~

(d) Polluter pays principle;

(e) Open access to non-confidential data, and information;

(f) Transparency in decision-making, including effective stakeholder involvement and public participation;

(g) The use of the scientific methods taking into account the Best Available Scientific Information, as defined by the Council; and

~~(h) The use of relevant traditional knowledge of Indigenous Peoples and local communities where available.]~~

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7. Members of the Authority, Sponsoring States, Contractors, and the Authority shall use best efforts to ensure performance of functions by the Authority, ~~endeavours in their actions to uphold public trust and regulatory integrity of the Authority, and shall not engage on decisions in which they have a conflict of interest.~~

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

3. The content of para. 3 (all versions) goes beyond matters of the Regulations and as such should be subject to a specific decision of the Council.

4. Subpara. 4(h), in our view, is covered by 4(g).

5. Principles are addressed in para. 1. In these para it is suggested to focus on policies, which are established in art. 150 and 151 (8), 151 (10) and in the Annex to the Agreement. Principles and policies set forth by the Convention should be referred to before principles of the Regulations.

6. In our view, regulatory integrity is ensured by the Authority itself. The last part of the sentence is not in line with the Convention, in particular with art. 161 (9).