

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 30TH SESSION:
COUNCIL - PARTS 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.

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

Republic of Nauru

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

Regulation 48bis

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.

2. The relevant circumstances for the purpose of paragraph 1 are:

(a) A change to an existing Plan of Work is proposed which is likely to ~~significantly~~ increase the adverse Environmental Effects [or risks] caused by the activities, and is not covered by Regulation 57(3);

(b) Environmental monitoring demonstrates that impacts significantly exceed the impact predictions made in the Environmental Impact Statement ~~and which are not the result of natural variability or natural changes in the Marine Environment~~;

(c) An activity described in the Plan of Work is predicted to ~~consistently and persistently~~ exceed the impact thresholds set out in the Standards on environmental thresholds ~~in a manner that results in demonstrated non-compliance with these Regulations~~;

(d) An applicable Standard, activity or predicted ~~significant~~ impact has not already been addressed by an Environmental Impact Statement; or

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

We support the inclusion of the words “significantly” and “significant”. The draft regulations should properly reflect that there are various levels of impact and adverse effect and that a minimal level of effect will necessarily and always occur with any human activity.

We also propose additional text in paragraph 2(b) to clarify that changes that result due to the natural variability of the Marine Environment will not trigger a requirement to conduct a new EIA.

We also support additional text in paragraph 2(c) to limit the scope of this regulation to “consistent and persistent” impacts that result in “demonstrated non-compliance” with the regulations. Without this additional text, this regulation could capture minimal and temporary impacts.
