

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28<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:**

IWG of the Whole.

**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.**

Draft Reg 33(2)(a)(alt 2).

**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. The Contractor shall, upon becoming aware of an Incident:*

~~*(a) Notify its Sponsoring State or States and the Secretary General immediately, but no later than 24 hours from the [Incident occurring] [moment the Contractor becomes aware of the Incident];*~~

~~*(a) alt 1. Notify its Sponsoring State or States and the Secretary General immediately 24 hours after the time at which it has reasonable grounds to believe that the Contractor should have become aware of the occurrence of the Incident;*~~

~~*(a) alt 2. Notify its Sponsoring State or States, relevant adjacent Coastal States and the Secretary-General immediately, as soon as reasonably practicable but no later than 24 hours from the time the Incident occurred;*~~

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

- We support the replacement of Draft Regulation 33(2)(a) with Draft Regulation 33(2)(a)(alt 2), with the amendments proposed above.
- We consider that it is most efficient and best practice for the Contractor to notify the Secretary-General, who can then notify the relevant adjacent Coastal States through appropriate diplomatic channels available to the Secretariat.

- We consider that this should be the preferred approach as it will provide a more coordinated response to an Incident via the Secretariat.