

Part III of the 28th Session of the International Seabed Authority

Informal Working Group on Institutional Matters

Webinar on “Effective control”

September 1st, 2023; 7 am to 10 am (GMT-5; Jamaica Time)

Several delegations have noted the need to discuss the issue of effective control within the framework of the informal working group on institutional matters. The cofacilitators of this informal working group agreed to include the topic in the group’s programme of work. Subsequently, during the July 2023 Council Session, it was agreed that the facilitators would hold a webinar on effective control in order to guide the drafting of relevant regulations.

The agenda for the event is as follows:

AGENDA

Welcome remarks: Cofacilitators of the informal working group on institutional matters (5 min)

Session 1: Legal aspects to determining ‘Effective Control’ in Deep Sea Mining (20 min)

Speaker: Freedom Kai Phillips Operations Director and Legal Research Fellow for the Centre of International Sustainable Development Law in Montreal, Canada

Q&A (10 mins)

Session 2: Implications of ‘Effective Control’ for Sponsoring States’ Obligations to Regulate the Contractor.” (20 mins)

Speaker: Tara Maria Davenport, Deputy Director of the Asia-Pacific Centre for Environmental Law, National University of Singapore

Q&A (10 mins)

Session 3: Member State perspectives - Lessons learnt from sponsoring states with private sector contractors Presentation by Nauru (15 mins)

Room for other sponsoring states to present lessons learnt (10 mins)

Q&A (15 mins)

Session 4: Elements to be included in a definition of Effective Control for the Seabed Mining Code

Views of delegations on elements to be included in the definition of Effective Control (3-minute interventions by delegations)

Discussion: 30 minutes

Session 5: General Exchange of views by delegations on key issues for further discussion (3 minute interventions by delegations)

Discussion: 50 minutes

Closing remarks (5 mins) Facilitators

Total: 3 hours