

SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28TH SESSION: COUNCIL - PART III

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 of Working Group:** President's Text
2. **Name(s) of Delegation(s) making the proposal:** Australia
3. **Please indicate the relevant provision to which the textual proposal refers:**

Regulation 30(1)(a) and (b) - proposed amendments are in green text

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.**

Regulation 30

Safety, labour and health standards

1. The Contractor shall ensure at all times that:

(a) All vessels and Installations ~~operating and engaged in~~ **engaged in** Exploitation activities are in good repair, in a safe and sound condition [in accordance with the requirements, specifications and preventive or corrective maintenance plans of the respective manufacturers.] and adequately ~~manned~~ **crewed**, ~~[display navigation lights and shapes as per Collision Regulations]~~ and comply with paragraphs 2 and 3 below; and

(b) All vessels and Installations ~~employed~~ **engaged in** Exploitation activities have an appropriate class designation and shall remain in class for the duration of the exploitation contract.

...

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

Australia suggests that sub-paragraphs (1)(a) and (b) adopt consistent language to describe relevant vessels and Installations. Currently, Regulation 30(1)(a) refers to vessels and Installations "operating and engaged in Exploitation activities", while Regulation 30(1)(b) refers to vessels and Installations "employed in Exploitation activities". Australia is not aware of there being a reason for the different terminology, and suggests it would be preferable to use consistent language for legal clarity. Australia suggests that 'engaged in Exploitation activities' would be preferable.

Australia also recommends replacing the word 'manned' with 'crewed' in sub-paragraph (1)(a).