

**TEMPLATE FOR 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.jm.

1. Name of Working Group:

Open Ended Working Group on the protection and preservation of the marine environment

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

Chile

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

Part IV

Regulation 47 bis Environmental Impact Assessment

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.

a) Ensure that the proposed activities are carried out in accordance with the Rules of the Authority, general International Law, including the Convention and the **applicable** Standard and taking into account the relevant Guidelines as well as, Best Available Scientific Information], Best Environmental Practices, and Best Available Techniques

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

Chile consider the expression “applicable” creates a discretionary scenario that must be avoided. Thus, it should be suppressed, considering that control, monitoring and surveillance in international environmental affairs is critical for an effective enforcement, which would be undermine by a discretionary interpretation about the “applicable” provisions.

**TEMPLATE FOR 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.jm.

1. Name of Working Group:

Open Ended Working Group on the protection and preservation of the marine environment

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

Chile

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

Part IV

Regulation 47 bis Environmental Impact Assessment

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.

a) Ensure that the proposed activities are carried out in accordance with the Rules of the Authority, general International Law, including the Convention and the applicable Standard and taking into account the ~~relevant~~ Guidelines as well as, Best Available Scientific Information], Best Environmental Practices, and Best Available Techniques

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

Chile consider the expression “relevant” creates a discretionary scenario that must be avoided. Thus, it should be suppressed, considering that control, monitoring and surveillance in international environmental affairs is critical for an effective enforcement, which would be undermine by a discretionary interpretation about the “relevant” applicable provisions.

**TEMPLATE FOR 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.jm.

1. Name of Working Group:

Open Ended Working Group on the protection and preservation of the marine environment

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

Chile

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

Part IV

Regulation 47 bis Environmental Impact Assessment

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 Environmental Impact Assessment Process shall:

(a) Be based on relevant baseline data that captures temporal, (seasonal and interannual) and spatial variation in accordance with relevant Standards and taking into account ~~relevant~~ Guidelines and the relevant Regional Environmental Management Plan,

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

Chile consider the expression “relevant” creates a discretionary scenario that must be avoided. Thus, it should be suppressed, considering that control, monitoring and surveillance in international environmental affairs is critical for an effective enforcement, which would be undermine by a discretionary interpretation about the “relevant” provisions.

**TEMPLATE FOR 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.jm.

1. Name of Working Group:

Open Ended Working Group on the protection and preservation of the marine environment

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

Chile

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

Part IV

Regulation 47 bis Environmental Impact Assessment

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 Environmental Impact Assessment Process shall:

(a) Be based on relevant baseline data that captures temporal, (seasonal and interannual) and spatial variation in accordance with relevant Standards and taking into account relevant Guidelines and the ~~relevant~~ Regional Environmental Management Plan,

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

Chile consider the expression “relevant” creates a discretionary scenario that must be avoided. Thus, it should be suppressed, considering that control, monitoring and surveillance in international environmental affairs is critical for an effective enforcement, which would be undermine by a discretionary interpretation about the “relevant” provisions.