

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28TH SESSION:
COUNCIL - PART II**

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:

IWG Environment

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

International Cable Protection Committee (“ICPC”)

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

Regulation 48ter from Facilitator’s Third Draft Revised Text,
ISBA/28/C/IWG/ENV/CRP.2/Rev.1

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.

Additions marked in blue. Deletions marked in red.

3. [{"Test mining"}] ~~projects~~ require[s] a[n] [prior] approval by the Authority, consistent with the criteria in Regulation 13(1), and shall be carried out with reasonable regard for other activities in the Marine Environment, in accordance with articles 87 and 147 of the Convention, and in accordance with the [rules, regulations and procedures for exploration and the recommendations for the guidance of contractors] [relevant Standard and taking into account the relevant Guideline], in particular [the assessment of possible environmental] [to ensure that the Marine Environment is effectively protected from harmful effects, including the cumulative effects, in accordance with Article 145 of the Convention] [impacts arising from the exploration for marine minerals in the Area.

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

The ICPC believes that the need to coordinate mining with submarine cables arises not just with exploitation pursuant to a Plan of Work, but also with test mining undertaken in advance of the submission of a Plan of Work. As test mining involves some of the same activities and equipment as exploitation, uncoordinated test

mining poses a risk of damage to submarine cables that should be mitigated. Draft Regulation 13(1)(g) addresses submarine cable protection specifically. The Exploration Regulations do not address submarine cable coordination and protection at all and are insufficient for protecting against damage from uncoordinated test mining.