

**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:

Informal Working Group – ICE.

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

Republic of Nauru

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

Regulation 102(2) bis

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 bis. The Contractor shall use the best-available environmental ~~{and archaeological techniques}~~ to monitor in real-time, where practicable and in the actual environment the mining impact, ~~including the removal of mineral resources, plume dispersal, chemical emissions, introduction of pollutants including light and sound,~~ [The electronic monitoring system shall be in accordance with the Environmental Monitoring and Management Plan] ~~[allowing for adaptive management during the mining operation].~~

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

The specific components to be monitored should be set out in the EMMP in accordance with standards or guidelines.

It may not always be feasible for all monitoring to be done in real-time.

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Regulation 102(3)bis

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~~3 bis. The [Environmental Monitoring and Management] Pplan shall include:~~

~~———— (a) a description of the monitoring technology and system to be implemented, including the types of data to be collected and monitored, and frequency of monitoring and data that can be collected and monitored in real-time;~~

~~———— (b) a description of how the monitoring data will be transmitted during operations, how the data will be labelled and monitored by qualified personnel, and how the data will be stored;~~

~~———— (c) the qualifications and proposed location of the personnel monitoring the data; and~~

~~———— (d) a description of the procedures for providing the Authority and the sponsoring State or States access to or receipt of the monitoring data for the purposes of monitoring compliance with the terms of an exploitation contract and collection of data.~~

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

Annex VII (EMMP) to the draft regulations provides for a description of monitoring technologies etc. at paragraph (m). The above text should be checked against annex VII.

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Regulation 102(5)

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5. All data received and transmitted to the Authority [~~Compliance Committee~~] [~~the Inspectorate~~] under this regulation shall ~~also~~ be transmitted to the Council and the sponsoring State or States] and [~~non-confidential data~~] be made publicly available in real time [~~on the Authority’s website~~].

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

We do not consider it feasible or practical for such data to be made publicly available in real time.