

**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 – Environment.

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. 46ter (3 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.

~~3bis. [The Contractor shall conduct monitoring for the entire duration of exploitation]. In addition to the Monitoring required to be performed by the Contractor, the Environmental Management and Monitoring Plan shall contain a supplementary monitoring programme for at least the first seven years of [mining operations,] to be conducted by independent experts and in compliance with the applicable Standards. The Contractor shall conduct monitoring for the entire duration of [the mining operation] and comply with any post closure monitoring requirements [according to Regulations 59-61 and the applicable Standard.]~~

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

We do not agree, consistent with comments made on draft regulation 46ter ((3bis), with the reference to “independent experts” which overlaps with the mandate of the Commission. Other elements of this proposed paragraph are covered largely in regulation 46 bis relating to environmental monitoring. This regulation 46 ter should relate to the content of the plan.

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Regulation. 46ter (4)

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....publicly release, in an accessible format, consistent with Best Scientific Practices monitoring data and information at a regular basis [and where practicable in i(real-time or on a monthly basis)

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

We consider some flexibility should be introduced into paragraph 4 as it may not be possible for information to be provided in real-time or monthly.