

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 28<sup>TH</sup> 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](mailto: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.**

Alt. Regulation 96 (1bis)

**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.**

[1 bis Inspections shall be undertaken by Inspectors who meet the qualification requirements set out by the Council pursuant to Regulation 97(1). The Inspectors shall be guided by transparency, accountability and ~~independence~~, and the ~~precautionary approach~~. In their ~~election~~selection, equitable geographical representation and gender balance shall be taken into account.]

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

We support continued discussion on this Alt Regulation 96.

The reference to the precautionary approach is incorrect in the context of this paragraph. Inspectors must determine objectively that a contractor is in compliance with the terms of its exploitation contract; applying the precautionary approach should not be within an inspector’s remit and would blur their regulatory duties.