

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 27<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:**

President's text

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

Republic of Nauru

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

Schedule – Use of terms and scope

**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.**

["Closure" means activities undertaken at a particular site within a Contract Area once commercial production has ceased, and includes; Decommissioning, post-mining monitoring and reporting, and any rehabilitation and restoration or compensatory measures that may be agreed.]

"Good Industry Practice" [~~"Best Industry Practice"~~] means the exercise of that degree of skill, diligence, prudence and foresight which would reasonably and ordinarily be expected to be applied by a skilled and experienced person engaged in the marine mining industry and other related extractive industries worldwide, ~~based on Best Environmental Practice, which is based on Best Available Scientific Information and Best Available Technology~~. ~~Employment of the latest widely accepted stage of development (state of the art) of processes, of facilities or of methods of operation, consistent with the Fundamental Principles, including using skill, diligence, prudence and foresight which is an would reasonably be expected to be applied by a skilled and experienced person engaged in the marine mining industry.~~

"Guidelines" means ~~such~~ documents ~~that provide guidance on technical and administrative matters~~, issued by ~~organs of the Authority~~ ~~[Authority]~~ ~~[Commission and the Secretary General, respectively]~~ pursuant to regulation 95. ~~[Guidelines have to be considered as recommendatory]~~.

~~[Alt "Guidelines" means a document that supports the implementation of the Regulations from an administrative and technical perspective. Guidelines will also clarify documentation requirements for an application, detail process requirements~~

~~(e.g. for the public consultation process, annual reporting and periodic review), and provide guidance on the interpretation of regulatory provisions. The Guidelines are recommendations and not requirements].~~

~~“Material Change” means a [substantial] [significant] change that affects [to] the basis on which [the] [an] original report, document or plan, including a Plan of Work, was accepted or approved by the Authority, and includes changes such as physical modifications, [changes to harmful effects of activities on the Marine Environment, [other environmental] effects or effects on stakeholders], the availability of new knowledge or technology and changes to operational management that are to be considered in light of the applicable Guideline[s].~~

~~[Alt “Material Change” means a substantial or significant change that affects to the fundamental basis on which the original report, document or plan, including a Plan of Work, was accepted or approved by the Authority.]~~

~~“Rules of the Authority” means [the Convention], [the Agreement], these regulations and other rules, regulations and procedures of the Authority [including Standards] [and Guidelines] [decisions of the Council or Assembly of the Authority, and any other ISA instruments expressed as being binding upon Contractors] as may be adopted from time to time.~~

~~“Standards” means such technical and other standards and protocols, including performance and process requirements, adopted pursuant to regulation 94. [Standards have to be considered as mandatory.]~~

~~[Alt.1 “Standards” means methodological, procedural, technical or environmental rules that are necessary to implement the regulations and to ensure a coherent approach to monitoring and assessment, including performance and process requirements, adopted pursuant to regulation 94. Standards are legally binding on Contractors and the Authority”.]~~

~~[Alt.2. “Standards” means such documents adopted by the Authority pursuant to regulation 94.]~~

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