

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.jm.

1. Name of Working Group:

President's Text

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

The Pew Charitable Trusts

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

DR 31

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. Contractors shall, [consistent with the] relevant [Standards and taking into account](#) Guidelines, carry out exploitation under an exploitation contract with reasonable regard for other activities [and structure] in the Marine Environment, ~~[including but not limited to submarine cables and pipelines in the Contract Area, fishing activities and other activities]~~, in accordance with article[s] [87 and] 147 of the Convention and the approved [Plan of Work and Environmental Management and Monitoring Plan](#), [Regional Environmental Management Plan]-~~and Closure Plan~~. ~~[and any applicable international rules and standards established by competent international organizations]~~.

2. Alt. [To further the due and reasonable regard obligations in Articles 87 and 147 of the Convention, the Authority, in conjunction with member States, shall facilitate early-stage coordination between the Contractors and the proponents of the other activities in the marine environment, [including through the identification of other marine users in the relevant Regional Environmental Management Plan, which shall be periodically updated](#)].

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

For DR31(1), whichever formulation is chosen, we recommend re-insertion of reference to Standards, to leave open the possibility that this may be a subject on which binding subsidiary instruments are found to be useful. We also consider it important that REMPs are referenced here, as the ISA's policy tool for mapping out other marine uses in the relevant region.

Regarding 2alt, prior identification of marine users in a particular region will be necessary in order to facilitate coordination. The REMP would appear to be a key tool in this regard for the ISA itself, and so we suggest including explicit reference to this important role for REMPs herein 2alt, which we would preferred of the two options.