

**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:** ENVIRONMENT

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

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

Regulation 47 (Environmental Impact Assessment Process)

- 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.**

Regulation 47

Environmental Impact Assessment Process

1. [...]
2. [...]
3. The Environmental Impact Assessment Process must follow certain procedural steps to having the plan of work assessed and entail the following elements:
 - a) [...]
 - b) [...]
 - c) The Identification of measures envisaged to prevent, minimize control, mitigate and manage Environmental Effects and risks to as low as reasonably practicable, while within acceptable levels in accordance with environmental Standards,

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

Our reading of Article and of 195 of the Convention and of the duty not to transfer damage or hazards from one area to another or transform one type of pollution into another—also reflected in DR44 (1) (vi)—as well as the contractor’s obligation not to use toxic, persistent and bio accumulative substances, does not contemplate the possibility of offsetting environmental effects.