

**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: INSTITUTIONAL MATTERS**

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

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

Regulation 4 (Rights and legitimate interests of coastal States and duty to notify)

- 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 4

Rights and legitimate interests of coastal States

1. Nothing in these regulations affects the rights of coastal States in accordance with article 142 and other relevant provisions of the Convention.
2. [...]
3. [...]

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

Portugal has submitted a regulation proposal on “Consultations with Coastal States” to the Environment WG, as Regulation 93.ter. This placement may not be the most appropriate, but the issue should be discussed for now along with the proposal for Regulation 93bis on Stakeholders Consultations. We understand that these discussions are related to Regulation 4. Therefore, we would like to signal that once these discussions are completed, Portugal will submit a proposal for Regulation 4 that will include a proposal on terminology referring to coastal States.

At this point, we would prefer (i) the original heading of this regulation and delete the added portion, *i.e.*, and duty to notify; and (ii) the deletion of the last part of paragraph 1. In both cases, Portugal considers that the wording of Regulation 4 arbitrarily restricts the rights, interests and obligations of coastal States under the Convention by emphasizing the issue of notification. Even if the list is illustrative, it conveys the idea that these rights, interests and obligations can be respected or fulfilled solely through a notification mechanism.