

**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.im.

1. Name(s) of Delegation(s) making the proposal: Australia
2. Please indicate the relevant provision to which the textual proposal refers.

DR53bis – proposed amendments in green; black text and tracked changes text is from the Consolidated text.

3. 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.

Pollution control

A Contractor shall take ~~all the~~ all necessary ~~and appropriate~~ measures to protect and preserve the Marine Environment, ~~including the and~~ coastlines, ~~from harmful effects, in accordance with Article 145 of the Convention,~~ by preventing, reducing and controlling pollution ~~and other hazards, including marine litter and underwater noise,~~ ~~directly resulting~~ from its activities in the Area. This is to be done ~~pursuant to in accordance with~~ its Environmental Management and Monitoring Plan, ~~the and all~~ relevant ~~r~~Rules, regulations and procedures of the Authority, the relevant ~~applicable~~ Regional Environmental Management Plan, ~~and~~ taking ~~into~~ account ~~of~~ the applicable Guidelines.

ha formattato: Tipo di carattere: 12 pt, Colore carattere: Testo 1, Inglese (Regno Unito)

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

Australia suggests reinserting ‘all’ in the first sentence, requiring the Contractor to take *all* necessary measures to protect and preserve the marine environment. This is necessary to place a sufficiently robust obligation on the contractor.

Finally, we propose deleting ‘directly resulting’ in front of ‘from its activities in the Area’. We do not think it is necessary or appropriate to establish such a narrow causal test, and think that it would unnecessarily limit the environmental impacts that a Contractor is responsible for while undertaking activities in the Area.