

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 29TH 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(s) of Delegation(s) making the proposal:

China

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

Regulation 49 Environmental monitoring

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.

***Note: China’s amendments are in Blue**

~~4. In implementing paragraph 1, the Sponsoring State and Contractor shall consult, with any adjacent coastal State with a view to avoiding infringement of their rights and legitimate interests, in accordance with Regulation 4.~~

~~[4. Alt. In implementing paragraph 1, the Sponsoring State or States and Contractor shall maintain targeted and proactive consultations with any adjacent coastal States and other potentially most affected coastal States in accordance with Regulation 93ter with a view to avoiding infringement of their rights and legitimate interests, in accordance with the Convention.]~~

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

Regarding Paragraph 4 and 4 alt, the definition of coastal state, adjacent coastal state, etc. is not clear in the current draft Regulations. The rights of coastal States should be based on Article 142 of the Convention, where the cases does not refer to "activities in the Area with respect to resource deposits in the Area which lie across the limits of national jurisdiction", the coastal state should participate in consultations as an ordinary stakeholder, with no special status other than stakeholder. It is suggested to delete 4,4 alt.