

ISA 29th Session, Part I – Reading of the Draft Consolidated Text

Oral Statement by the Federal Republic of Germany

Delivered in March 2024

Regulation 34 - Notifiable events

Along the lines of our previous comments with regards to DR 33, we prefer reinserting the obligation to also notify “*States adjacent to the contract areas likely to be affected*”, and we remain open to discuss the need to further notify relevant bodies, e.g. other competent international organizations with a mandate in the maritime area concerned. This, again, is also to provide for consistency with paragraph 3 of this regulation. The obligation to notify other parties besides the sponsoring state may well be vested upon the Secretary General. But this then would need to be formulated and included in this regulation.

In paragraph 3, we do not support the proposed deletion and would like to retain the reference to the need for the Secretary General to refer the matter to the Compliance Committee with a view to receive instructions, similar to the procedure outlined in DR 33 sub-paragraph a of Alt.4bis.

We support the remark in the comment text box that the interrelations between draft Regulations 33 and 34 and Part XI on Inspection, Compliance and Enforcement needs to be assessed once the structure of Part XI is agreed upon.

Last but not least, we suggest also revisiting Appendix 1, listing notifiable events, at some point in time with a view to reassess whether indeed all of these items qualify as “events” that warrant notification or whether some of these may rather constitute “incidents”.