

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 30<sup>TH</sup> SESSION:  
COUNCIL - PART I**

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](mailto:council@isa.org.im).

**1. Name(s) of Delegation(s) making the proposal:**

SPAIN

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

Regulation 48

**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.**

Regulation 48 . [IWG ENV]  
Environmental Impact Statement

1. An applicant or Contractor shall prepare an Environmental Impact Statement in accordance with this Regulation, **as it is required for an application for a Plan of Work pursuant to Regulation 7(3)(d)..** Such [an] Environmental Impact Statement ~~[will]~~ [shall] be considered by the Authority in accordance with Part II or Regulation 57, **if referred to a modification of a plan of work by the contractor** [which includes a consultation with States and Stakeholders on the Environmental Impact Statement, by the applicant or Contractor and in accordance with Regulation 93 bis], **and is required for an application for a Plan of Work pursuant to Regulation 7(3)(d).**

3. The Environmental Impact Statement shall be in a form prescribed by the Authority in the **applicable relevant** Standard and **in accordance with the relevant Guidelines**, [and shall]:

(c) [Describe **outreach** and consultations undertaken and] I identify substantive [and relevant] comments received through public consultation on the Environmental Impact Assessment and explain how [such] [each] comments **haves** been incorporated or otherwise addressed,

Alt 1 for ~~(c) bis Demonstrate it has conducted consultation with Stakeholders, in accordance with [Regulation 93 ter] and the applicable Standards, and taking into consideration the Guidelines,~~

Alt 2 for ~~(c) bis Demonstrate it has conducted consultation with Stakeholders, in accordance with [Regulation 93 ter for consultations with Coastal States] and the applicable Standards, and taking into consideration the Guidelines.~~

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

Click or tap here to enter text.

The Spanish delegation would like to make some comments in relation to this regulation.

With regard to point 1, we believe that for the sake of consistency with the text, it would be appropriate to move the final phrase of the text, after the expression "in accordance with this Regulation".

We also think it would be more appropriate to use the verb form "shall" instead of "will", because although it does not change the meaning, "shall" is usually used to describe the future in a formal way, which would fit perfectly with this regulation.

Another aspect we would like to mention is that the reference to regulation 57 in this point should be followed by the aspect it regulates, which is the modification of a plan of work by the contractor. If it is not included, it gives the impression that this article regulates environmental impact statements in general, when this is not the case, as it only points out the aspects that should be covered when it comes to a modification of a work plan.

In point 3 c) we are not sure that outreach consultations should be indicated. Stakeholder consultations should be carried out in accordance with regulation 93a, but we do not think it is necessary to include the scope of the consultations in the Environmental Impact Statement (EIS) What should be taken into account is what is said in them and incorporated into the EIS. Perhaps it could be considered to include a list of all the entities consulted in the EIS as an annex and even which of them have sent comments. This would serve to provide information on who has been consulted.

Regarding point c bis, we do not believe that it is necessary to include it, because the Applicant or Contractor should already referred to consultations in the Environmental Impact Statement, as mentioned in the proposed point 3), which we understand would include consultations with all identified stakeholders, also to coastal states. However, we are flexible in this matter, so in the event that it is decided to keep this point, it should at least be included after citing Regulation 93b the Text "in the case of Consultations with Coastal States", . as it may be the case that in some work plans there is no need for consultation with the coastal states because in principle they are not expected to be affected.