

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 29<sup>TH</sup> 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](mailto:council@isa.org.jm).*

**1. Name of Working Group:**

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

UK

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

Reg : 57 (Para 2) : Modification of a Plan of Work by a Contractor  
(Para 4):

**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.**

2. If a Contractor wishes to modify a Plan of Work, it shall notify the Secretary-General. The Secretary-General shall transfer the modified Plan of Work to the Commission to consider whether a proposed modification to the Plan of Work constitutes a Material Change in accordance with the Standards. If the Commission considers that the proposed modification constitutes a Material Change, the Commission may submit an appropriate recommendation to the Council. Based on this recommendation, under regulations 12 and 16, the Council may give its prior approval before such a Material Change is implemented by the Contractor. The Sponsoring State shall also be informed.

4. ~~“Notwithstanding paragraph 2, the Contractor may propose, and the Secretary General may agree to a change to the Plan of Work that is not a Material Change in accordance with the applicable Standards, to correct minor omissions, errors or other such defects. After consulting the Contractor, the Secretary General may make the change to the Plan of Work, and the Contractor shall implement such change.~~ The Secretary-General shall so inform the Commission and the Council at ~~its~~ their next meeting. The Council may decide to apply the procedure as provided in paragraph 2.

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

Para 2: The UK prefers its previously supplied 2 alt text (from the July 2022 ISA Council) on the basis that as the Contractor cannot go directly to the Council for a recommendation for a Plan of Work or a revision of a Plan of work. Under Article 165 of UNCLOS, the modified Plan of Work should be first considered by the Commission who will provide a

recommendation to the Council for a decision. This textual proposal sets out the process in a clearer step by step format.

Para 4: In order to make clear that this procedure applies when the proposal for a non-material change comes from the Contractor and not from the Authority (in which is addressed in draft Regulation 4Alt3 where the Commission or the Secretary General may propose a change to the Plan of Work to the Contractor that is not a Material Change), the UK proposes an amendment to the beginning of this provision.