

**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 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 58 (Para 1/1alt): Review of a Plan of Work

(Para 2)

(Para 3)

(Para 6)

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.

~~Para 1: A Plan of Work shall be reviewed at intervals not exceeding five years from the date of signature of the Exploitation Contract [or by decision of the Council based on the recommendations of the Commission] in accordance with the applicable Standards and taking into consideration Guidelines, including where any of the following events or changes of circumstance have occurred:-~~

~~[1. Alt. Activities under a Plan of Work shall be reviewed at intervals not exceeding five years from the date of signature of the Exploitation Contract, or more frequently at the request of the Commission or the Council, including where any of the following events or changes of circumstance have occurred:-]~~

Para 1: A Plan of Work shall be reviewed at intervals not exceeding five years from the date of signature of the Exploitation Contract, or more frequently by decision of the Council based on the recommendations of the Commission, in accordance with the applicable Standards and taking into consideration Guidelines, including where any of the following events or changes of circumstance have occurred:”

~~Para 2: A review of activities~~ A review of a Plan of Work under paragraph 1 shall be undertaken by the Contractor and verified by an independent expert in accordance with the applicable Regulations and Standards and taking into consideration Guidelines.

~~Para 3: The Secretary-General shall forward the report on each review to the Commission and Council, and the Sponsoring State or States. Where, as a result of a review Material Changes need to be made to the Plan of Work, the Commission shall recommend the relevant changes to the Council, and the Contractor shall implement them.~~

~~Para 3. Alt. The person or persons in charge of the review shall report on each review to the Commission and Council, the Sponsoring State or States and the relevant coastal States. Where, as a result of a review, the Council, Commission, Contractor or reviewer identifies that modifications need to be made to the Plan of Work Regulation 57(2) and, where applicable, Regulation 57(3) shall apply.]~~

Para 3 and Para 3alt: “The Secretary-General shall forward the report on each review to the Commission and Council, and the Sponsoring State or States. Where, as a result of a review a Material Change needs to be made to the Plan of Work, Regulations 57(2) and (3) shall apply”.

Para 6: “The Secretary-General shall make publicly available the findings and recommendations resulting from a review of ~~activities under this Regulation.~~ a Plan of Work under this Regulation in accordance with Regulation 92.”.

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

Para 1: The UK proposes a new paragraph to replace Para 1 and Para 1 Alt that explains the procedural route for when a Plan of Work is to be reviewed. The UK considers that any review outside of the normal 5 year period should be by a decision of the Council on the recommendation of the Commission, and not at the request of the Commission or the Council.

Para 2: The UK proposes a change to the first line of Para 2 where it currently refers to a “review of activities under paragraph 1”, however there is no reference to a review of activities in paragraph 1 which instead concerns the review of a Plan of Work.

Para 3: The UK proposes a new paragraph to replace Para 3 and Para 3 alt that sets out clearly the procedure to be taken in the event that as a result of a review a Material Change to the Plan of work is required.

Para 6: The UK proposes to amend the language that it is a Plan of Work that is to be reviewed under this Regulation not activities and to ensure that all relevant documents associated with a Mining Plan are recorded on the Seabed Mining Register.