

**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 84 (Para 2): Annual Reporting Fee
(Para 4a)

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 2: The annual reporting fee is due and payable to the Authority at the time of submission of the Contractor’s annual report under Regulation 38.~~

Para 2: “The annual reporting fee is due and payable to the Authority at the same time as the deadline for submission of the Contractor’s annual report under Regulation 38”.

Para 4:” Where an annual reporting fee remains unpaid after the date it becomes due and payable:

~~(a) This constitutes a violation of the fundamental terms of the contract for the purposes of Regulation 103, the process set out in Reg. 103 should be followed to determine whether this constitutes a violation of the fundamental terms of the Contract, and~~

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

Para 2: The UK proposes text to replace Paragraph 2 to make it clear that the annual reporting fee due from the Contractor has a set date for payment. The annual reporting fee payment is due on the same date as the Contractor’s due date for submitting the annual report. The Contractor does not get an extension in the date for paying the annual fee simply because it fails to submit the annual report by the deadline.

Para 4 (a): The UK proposes a replacement paragraph that allows for the possibility that a Contractor may be late with a payment fee through no fault on its part, such as the banking processes failed and caused a delay in a payment being made.