

**TEMPLATE FOR SUBMISSION OF TEXTUAL PROPOSALS DURING THE 30TH 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(s) of Delegation(s) making the proposal:

Submitted by Nauru Ocean Resources Inc., Tonga Offshore Mining Ltd. and Blue Minerals Jamaica Ltd.

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

Draft Regulation 13(5bis)

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 13 [IWG IM]

Assessment of applications

5 bis The Commission shall determine whether the draft plan of work and the accompanying plans and information demonstrate that the ~~proposed activities will not interfere with any cultural rights or interests~~ applicant has considered relevant traditional knowledge of Indigenous Peoples and local communities where available in planning its proposed activities.

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

- We note that paragraph 5(g) of Draft Regulation 13 requires the Commission to take into account “*Traditional knowledge or cultural interests relevant to the area under application*”. To ensure paragraph 5bis is aligned with this requirement we suggest that it should be amended to replace the requirement that Contractors demonstrate that their proposed activities “*will not interfere with any cultural rights and interest*” to instead require them to demonstrate that their proposed activities have “*considered relevant traditional knowledge of Indigenous Peoples and local communities where available*”.
- This new wording would also provide a higher level of certainty for both the Contractors and the Commission.