



## Council

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Item 10 of the provisional agenda\*

**Consideration, with a view to approval, of applications for extension of a contract for exploration, if any**

### **Application for extension of the contract for exploration for polymetallic nodules between Interoceanmetal Joint Organization and the International Seabed Authority**

#### **Report and recommendation of the Legal and Technical Commission**

*The Legal and Technical Commission,*

*Recalling* that, on 29 March 2001, Interoceanmetal Joint Organization entered into a 15-year contract for exploration for polymetallic nodules with the International Seabed Authority,

*Recalling also* that the contract was extended for a period of five years to 28 March 2021<sup>1</sup> and for a further five years to 28 March 2026,<sup>2</sup>

*Noting* that, on 17 September 2025, the Secretary-General of the International Seabed Authority received an application for an additional five-year extension of the contract from Interoceanmetal Joint Organization, pursuant to section 1, paragraph 9, of the annex to the Agreement relating to the Implementation of Part XI of the United Nations Convention on the Law of the Sea of 10 December 1982,

*Noting also* that, on 30 September 2025, the Secretary-General notified the sponsoring States and members of the Authority and members of the Commission of the receipt of the application and placed consideration of the application on the agenda of the Commission for the thirty-first session of the Authority,

*Recalling* that, in accordance with paragraph 7 (b) of the annex to Council decision [ISBA/21/C/19](#), the Secretary-General notified the sponsoring States concerned of the receipt of the applications and of the requirement set out in paragraph 3 of the annex, which provides that, unless otherwise indicated by the

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\* [ISBA/31/C/L.1](#).

<sup>1</sup> [ISBA/22/C/21](#).

<sup>2</sup> [ISBA/26/C/49](#).



sponsoring State or States at the time of making the application for an extension, sponsorship is deemed to continue throughout the extension period and the sponsoring State or States shall continue to assume responsibility in accordance with article 139 and article 153 (4) of the Convention and article 4 (4) of annex III to the Convention,

*Noting* that, on 10 February 2026, in the context of providing the Secretary-General with a response to a circular dated 15 January 2026 requesting additional information in line with paragraphs 9 and 10 of the annex to Council decision [ISBA/21/C/19](#), the Government of the Russian Federation, without referring to any termination of its sponsorship, indicated, inter alia, that participation by the Russian Federation in activities relating to the Interoceanmetal Joint Organization had limited its ability to exercise effective control as a sponsoring State in accordance with article 139 of the Convention,

*Noting also* that this response was brought to the attention of the Commission on 2 March 2026, at which time the Secretary-General advised that a response would be sent to the Russian Federation seeking further information, as requested by the Commission,

*Recalling* the provisions of section 1, paragraph 9, of the annex to the Agreement,

*Recalling also* the decision of the Council of the Authority relating to the procedures and criteria for the extension of an approved plan of work for exploration pursuant to section 1, paragraph 9, of the annex to the Agreement,<sup>3</sup>

*Bearing in mind* provision in paragraph 3 of the annex to Council decision [ISBA/21/C/19](#), according to which, unless otherwise indicated by the sponsoring State or States at the time of making the application for an extension, sponsorship is deemed to continue,

*Recalling* that the Commission is required to consider applications expeditiously and in the order in which they are received,

*Recalling also* that the Commission shall recommend approval of the application for extension of the contract for exploration if it considers that the contractor has made efforts in good faith to comply with the requirements of the contract for exploration but, for reasons beyond the contractor's control, has been unable to complete the necessary preparatory work for proceeding to the exploitation stage, or if the prevailing economic circumstances do not justify proceeding to the exploitation stage,

*Having considered* the application by Interoceanmetal Joint Organization during its meetings held from 23 February to 6 March 2026, in accordance with the procedures and criteria,

*Having requested* the applicant to provide further data and information to supplement its application,

*Considering that* the grounds advanced by the applicant for requesting an extension of its contract and the information provided to establish that, for reasons beyond its control, it was unable to complete the preparatory work to proceed to the exploitation stage and that the prevailing economic circumstances do not justify proceeding to the exploitation stage,

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<sup>3</sup> [ISBA/21/C/19](#).

*Having concluded* that the applicant has made efforts in good faith to comply with the requirements of the contract for exploration but, for reasons beyond its control, has been unable to complete the preparatory work to proceed to exploitation,

1. *Recommends* that the Council of the International Seabed Authority approve the application for extension of the contract for exploration for polymetallic nodules between Interoceanmetal Joint Organization and the Authority for a period of five years from 29 March 2026;

2. *Requests* the Secretary-General of the Authority to take the steps necessary to ensure that the proposed programme of activities for the extension period contained in the application is adjusted to take into account the issues raised in the questions asked by the Legal and Technical Commission and the responses given by the applicant and the issues raised during the deliberations of the Commission before the programme of activities is attached as annex I to the agreement to be drawn up between the Authority and Interoceanmetal Joint Organization concerning the extension of the contract for exploration for polymetallic nodules, in accordance with appendix II to the decision of the Council.<sup>3</sup>

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