

Regulation 4.alt

Rights and legitimate interests of coastal States

1. Nothing in these Regulations shall affect the rights and legitimate interests of coastal States under the Convention, including but not limited to Article 142 and other relevant provisions of the Convention.

2. Applicants, -cContractors, as well as the Enterprise, shall take all necessary measures to ensure that their activities are conducted with due regard to the rights and legitimate interests of the [relevant] [potentially affected] coastal States in accordance with applicable Rregulations and Sstandards and taking into account Gguidelines.

3. Without prejudice to other necessary measures taken pursuant to paragraph 2, applicants, contractors or the Enterprise shall engage/consultengage with potentially affected coastal States, at an early stage and beforeprior to submitting an application-plan of work, from the stage of approval of plan of work and throughout the exploitation contract, in accordance with applicable Rregulations and Sstandards, and taking into account Gguidelines.

4. ~~The potentially affected coastal States referred to in paragraph 3 above shall include:~~

~~a) Coastal States, which may include those that are adjacent to any Ccontract Area covered by the Plan of Work, whose sovereign rights for the purpose of exploring and exploiting, conserving or managing Marine natural resources, in the Exclusive Economic Zone, accordance with the Convention, may be affected, in accordance with the Convention.~~

~~(based on article 56(1) (a))~~

~~b) Coastal States, which may include those that are adjacent to any Ccontract Area covered by the Plan of Work, whose exercise of jurisdiction with regard to the Protection and Preservation of the Marine Environment, in the Exclusive Economic Zoneaccordance with the Convention, may be affected, in accordance with the Convention.~~

~~(based on article 56 (1) (b) (iii))~~

~~e) Coastal States across whose jurisdiction the resources related to the activity may lie.~~

~~(based on article 142 (1))~~

~~d) States that carry out, in the area of the planned activity, any activities, including economic activities, that may reasonably be believed to be affected.~~

4 Alt. The potentially affected coastal States referred to in paragraph 3 above shall include:

a) Coastal States across whose jurisdiction the resources related to the activity may lie.

b) Following the submission of a written notification to the Contractor that it wishes to participate in the consultation process pursuant to Regulation 93ter, the following:

- i. Coastal States, which may include those that are adjacent to any Contract Area, whose sovereign rights for the purpose of exploring and exploiting, conserving or managing Marine natural resources, in accordance with the Convention, may be affected by any activity by the Contractor in the Contract Area,
- ii. Coastal States, which may include those that are adjacent to any Contract Area, whose exercise of jurisdiction with regard to the Protection and Preservation of the Marine Environment, in accordance with the Convention may be affected by any activity by the Contractor in the Contract Area.

5. Potentially affected coastal States may submit to the Authority scientific data and assessments or other relevant data and information on potential effects likely to be caused by the activities of the applicant or contractor and may request modifications to mining plans if risks are identified.