substantive matters by way of consensus and there shall be no voting on such matters until all efforts at consensus have been exhausted.

5. Amendments adopted by the Conference under the provisions of this article shall not affect rights acquired under existing contracts.

6. Five years after the commencement of the Review Conference, and until an agreement on the system of exploration and exploitation of the resources of the Area enters into force, the Assembly may decide, by the majority required for questions of substance, that no new contracts or plans of work for activities in the Area shall be approved.

NG1/6
2 May 1978
Original: ENGLISH

Suggested Compromise Formula

Article 142 - Benefit of mankind

1. Activities in the Area shall be carried out for the benefit of mankind as a whole, irrespective of the geographical location of States, whether coastal or land-locked, and taking into particular consideration the interests and needs of the developing countries and peoples as specifically provided for in this Part of the present Convention.

2. To this end, the Authority shall provide for the equitable sharing of benefits derived from the Area through any appropriate mechanism in accordance with sub-paragraph (c) of paragraph 2 of Article 142.

Article 143 - Marine scientific research

1. Marine scientific research in the Area shall be carried out exclusively for peaceful purposes and for the benefit of mankind as a whole, in accordance with Part XIII of the present Convention.

2. States Parties and the Authority may carry out marine scientific research and promote international co-operation in marine scientific research in the Area and its resources exclusively for peaceful purposes by:

   (a) Participation in international programmes and encouraging co-operation in marine scientific research by personnel of different countries and of the Authority;

   (b) Ensuring that programmes are developed through the Authority or other international bodies as appropriate for the benefit of developing countries and technologically less developed countries with a view to

          (i) Strengthening their research capabilities;
2. Special consideration for developing countries, including particular
collection for the land-locked and geographically disadvantaged among them,
specifically provided for in this part of the present Convention, shall not be
deemed to be discrimination.

3. All rights granted shall be fully safeguarded in accordance with the
provisions of this Convention.

Article 151 - System of exploration and exploitation

1. Activities in the Area shall be carried out, organised and controlled by the
Authority on behalf of mankind as a whole in accordance with the provisions of this
article as well as other relevant provisions of this Part of the present
Convenion and its annexes, and the rules, regulations and procedures of the
Authority adopted under subparagraph (xvi) of paragraph 2 of article 150 and
subparagraph (xiv) of article 152.

2. Activities in the Area shall be carried out as authorised by the Authority
as prescribed in paragraph 5 below:

(i) by the Enterprise, and

(ii) in association with the Authority by States Parties or State Entities,
or persons natural or juridical which possess the nationality of States.

3. Activities in the Area shall be carried out in accordance with a formal written
plan of work drawn up in accordance with annex II to the present Convenion and
approved by the Council after review by the Technical Commission. In the case of
activities in the Area carried out as authorised by the Authority by the
entities specified in subparagraph (ii) of paragraph 2 of this article, such a
plan of work shall in accordance with paragraph 5 of this article, such a
requirement provided for in the present Convention including
annex I.

4. The Authority shall exercise such control over activities in the Area as
is necessary for the purpose of securing compliance with the relevant provisions
of this Part of the present Convention, including its annexes, and the rules,
regulations and procedures of the Authority adopted under subparagraph (xvi) of
paragraph 2 of article 150 and subparagraph (xiv) of paragraph 2 of article 152.

5. The Authority shall have the right to take at any time any measures provided
for under this Part of the present Convention to ensure compliance with its
terms, and the performance of the control and regulatory functions assigned to it
thereunder or under any contract. The Authority shall have the right to inspect
all facilities in the Area used in connexion with activities
in the Area.

6. A contract under paragraph 3 of this article shall provide for security of
terms. Accordingly, it shall not be - __________, revised, suspended or
terminated except in accordance with paragraphs 12 and 13 of annex II.