In the view of the French delegation, setting 13 April as the deadline for the submission of amendments to the draft convention and to documents A/CONF.62/L.93 and L.94 has made it impossible to continue negotiations before specific texts have the effect of freezing positions or calling in question elements that had been established.

For this reason, and in order to meet any eventualities, the French delegation is submitting, within the prescribed time-limit, the attached amendments. It has also co-sponsored a number of other texts.

In so doing, it is in no way abandoning attempts, through negotiation, to arrive by consensus and in accordance with the traditional procedure of the Conference at other formulae that would take into account the concerns to which the amendments submitted herewith are addressed.

Article 60, paragraph 3: replace the second sentence by the following:

"(a). Any installations or structures which are abandoned or closed shall be removed in order to ensure the safety of navigation and to take into account fishing, protection of the marine environment and the rights and duties of other States. Accordingly, such installations and structures shall:

"(i) Be entirely removed if the sea-bed on which they rest is at a depth of 60 metres or less;

"(ii) Be dismantled in such a way that structures not entirely removed do not exceed a height of 10 metres above the sea-bed, if the latter is at a depth of between 60 and 510 metres;

"(iii) Be dismantled from the surface to a depth of 500 metres if the sea-bed on which they rest is at a depth of more than 510 metres.

"(b) The marking of installations and structures shall be maintained until completion of the work of dismantlement of which adequate advance notice shall be given. The position, depth and dimensions of any installation or structure which has not been entirely removed shall be indicated by the coastal State on charts on the appropriate scale, to which due publicity shall be given and a copy of which shall be deposited with the international organization competent to ensure the implementation of the provisions of this paragraph."

Article 230: amend the title to read as follows: "Penalties occurred and the observance of recognized rights of the accused".

Article 230, paragraph 1: at the end of the paragraph add the following: "except in the case of a wilful or serious act of pollution.".

Article 230, paragraph 2: amend to read as follows:

"Monetary penalties only ... except in the case of a wilful or serious act of pollution in the territorial sea."

ANNEX III

Article 6, paragraph 3 (c), (f) and (g):

"(c) the proposed plan of work has been submitted or sponsored by a State Party which already holds:

"(f) plans of work for exploration and exploitation of polymetallic nodules in reserved sites and non-reserved sites that, together with either part of the area covered by the proposed plan of work, would exceed in size 30 per cent of a circular area of 400,000 square kilometres surrounding the centre of either part of the area covered by the proposed plan of work;

"(g) plans of work for the exploration and exploitation of polymetallic nodules in reserved sites and non-reserved sites which in aggregate size constitute 2 per cent of the total sea-bed area which is not reserved or otherwise withdrawn by the Authority from eligibility for exploitation pursuant to article 162, paragraph 2 (w), of this Convention."

Article 6, paragraph 6: after the first sentence add the following:

"If the applicant is sponsored both by the State Party of which it is a national and by the State Party which effectively controls it the plan of work shall be counted between the two States."
Article 7, paragraph 5: replace paragraph 5 by the following:

"5. Selection shall be made taking into account the need to enhance opportunities for all States Parties, irrespective of their social and economic systems or geographical locations, to participate in activities in the Area and to prevent monopolization of such activities. To that end, an application sponsored by one or more States Parties none of which yet possesses an approved plan of work shall be given priority over an application sponsored by one or more States Parties of which at least one already possesses two or more. The concept of plan of work possessed by a State Party shall be that defined in article 6, paragraph 4."

Draft resolution II, paragraph 1(a): replace by the following:

"(a) "pioneer investor" means:

*The amendment relates to the text contained in document A/CONF.62/L.94.*