



*ENFORCEMENT BRANCH*

**Twentieth meeting**

9–14 July 2012  
Bonn, Germany

**Provisional agenda and annotations**

**Provisional agenda**

1. Opening of the meeting
2. Adoption of the agenda
3. Organization of work
4. Consideration of the questions of implementation with respect to Slovakia and the disagreement whether to apply adjustments
  - (a) Advice from experts
  - (b) Hearing
  - (c) Elaboration and adoption of a decision
5. Consideration of the question of implementation with respect to Romania
  - (a) Consideration of the request to reinstate Romania's eligibility
  - (b) Elaboration and adoption of a decision under section X, paragraph 2
6. Other matters
7. Closure of the meeting



## **Annotations to the provisional agenda**

### **1. Opening of the meeting**

### **2. Adoption of the agenda**

1. The branch may wish to consider the provisional agenda for adoption.

### **3. Organization of work**

2. The branch may wish to consider the organization of its work for the meeting, including its schedule.

### **4. Consideration of the questions of implementation with respect to Slovakia and the disagreement whether to apply adjustments**

3. The questions of implementation with respect to Slovakia and the disagreement whether to apply adjustments are described in document FCCC/ARR/2011/SVK, which was received by the Compliance Committee on 9 May 2012 under section VI, paragraph 1, of the “Procedures and mechanisms relating to compliance under the Kyoto Protocol”<sup>1</sup> and rule 10, paragraph 2, of the “Rules of procedure of the Compliance Committee of the Kyoto Protocol”.<sup>2</sup> The questions of implementation indicated in this document were allocated to the enforcement branch on 16 May 2012 and sent to the branch on 17 May 2012 (CC-2012-1-1/Slovakia/EB) under section VII, paragraph 1.

4. On 1 June 2012, the branch decided to consider the questions of implementation and the disagreement whether to apply adjustments together, following the expedited procedures contained in section X, paragraph 1, and to proceed under section VII, paragraph 2, and section X, paragraph 1 (a) (CC-2012-1-2/Slovakia/EB).

#### **(a) Advice from experts**

5. In deciding to proceed, the branch also decided to seek expert advice, in accordance with section VIII, paragraph 5, and rule 21 on the content and basis of the report of the expert review team contained in document FCCC/ARR/2011/SVK and on issues related to any decision of the enforcement branch with regard to the questions of implementation indicated in said report and the disagreement whether to apply adjustments (CC-2012-1-2/Lithuania/EB, paragraph 11).

6. The branch may wish to consider advice in relation to the report of the expert review team as referred to in paragraph 5 above as well as advice in relation to material presented by

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<sup>1</sup> This and subsequent references to sections, as well as references to the procedures and mechanisms, refer to the annex to decision 27/CMP.1.

<sup>2</sup> This and subsequent references to rules refer to those contained in the annex to decision 4/CMP.2 as amended by decision 4/CMP.4.



Slovakia in any written submission it may make on or before 4 July 2012 and during the hearing referred to in paragraph 7 below, and in relation to the elaboration of its preliminary finding or decision not to proceed further. In addition, the branch may seek advice on relevant factual and technical information that may be submitted by competent intergovernmental and non-governmental organizations, in accordance with section VIII, paragraph 4, and rule 20.

**(b) Hearing**

7. Slovakia may wish to present its views, as well as expert testimony or opinion, in accordance with section IX, paragraph 2, and rule 25.

**(c) Elaboration and adoption of a decision**

8. The branch is to adopt a decision on this matter pursuant to section IX, paragraph 4, and section X, paragraph 1 (d).

**5. Consideration of the question of implementation with respect to Romania**

**(a) Consideration of the request to reinstate Romania's eligibility**

9. Following an in-country review, the report of the individual review of the annual submission of Romania submitted in 2011, as contained in document FCCC/ARR/2011/ROU, was published on 27 February 2012 (Romania's 2011 ARR).

10. On 1 March 2012, the secretariat forwarded Romania's 2011 ARR to the Compliance Committee, including the members and alternate members of the enforcement branch, in accordance with section VI, paragraph 3.

11. On 23 March 2012, Romania submitted a request to reinstate its eligibility to participate in the mechanisms under Articles 6, 12 and 17 of the Kyoto Protocol, in accordance with section X, paragraph 2, together with the third progress report on the implementation of the plan it had submitted pursuant to the final decision of the enforcement branch (document CC-2011-1-13/Romania/EB). In accordance with rule 10, paragraph 2, the request was deemed received by the enforcement branch on 26 March 2012.

12. In considering the request to reinstate Romania's eligibility, the branch is expected to receive expert advice from one of the lead reviewers of Romania's 2011 ARR, the sector specialist from the most recent review, and one expert who was not part of any of the expert review teams which prepared the relevant reports.<sup>3</sup> In accordance with section VIII, paragraph 2, Romania may also wish to be represented.

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<sup>3</sup> See the annex to the report on the eighteenth meeting of the enforcement branch, CC/EB/18/2012/3, pp. 8 and 9 (1 (c), decision-making process, recourse to expert advice).



**(b) Elaboration and adoption of a decision under section X, paragraph 2**

13. The branch is to elaborate and adopt a decision pursuant to section X, paragraph 2.

**6. Other matters**

14. At its eighteenth meeting, the branch requested the chairperson and vice-chairperson, with the assistance of the secretariat, to develop draft templates for preliminary findings and final decisions and agreed that the templates to be developed would be considered at its next meeting.<sup>4</sup> Due to the limited time available between the eighteenth and nineteenth meetings of the branch, the templates requested could not be prepared in time for the branch's nineteenth meeting. These templates will be presented to the branch at its twentieth meeting.

15. At the request of the plenary of the Compliance Committee,<sup>5</sup> the secretariat made arrangements for the vice-chairpersons of the enforcement and facilitative branches to attend the ninth meeting of inventory lead reviewers, which was held in Bonn from 27 to 29 March 2012. The branch may wish to receive a report from its vice-chairperson on the outcomes of that meeting.<sup>6</sup>

**7. Closure of the meeting**

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<sup>4</sup> See the annex to the report on the eighteenth meeting of the enforcement branch, CC/EB/18/2012/3, p. 7 (1 (b), structure of decisions, headings/sections of decisions and what should be addressed under each heading/section).

<sup>5</sup> See paragraph 28 of the sixth annual report of the Committee to the CMP (FCCC/KP/CMP/2011/5).

<sup>6</sup> The conclusions and recommendations from that meeting are available at [http://unfccc.int/files/national\\_reports/annex\\_i\\_ghg\\_inventories/review\\_process/application/pdf/con\\_rec9.pdf](http://unfccc.int/files/national_reports/annex_i_ghg_inventories/review_process/application/pdf/con_rec9.pdf).