

PROPOSED AMENDMENT TO THE KYOTO PROTOCOL,
PERSUANT TO IT'S ARTICLE 3, PARAGRAPH 9

Replace Article 3.1 with:

1. The Parties included in Annex I shall, individually or jointly, ensure that their aggregate anthropogenic carbon dioxide equivalent emissions of the greenhouse gases listed in Annex A do not exceed their total assigned amounts, calculated pursuant to their quantified emission reduction commitments inscribed in Annex B and determined by applying the principle of historical responsibility/debt and addressing the needs of developing countries¹ in accordance with the provisions of this Article, with a view to ensuring a fair allocation of the global atmospheric commons to all Parties.

1bis. In fulfillment of their obligations under Article 3, paragraph 1, the Parties included in Annex I shall, individually or jointly, ensure that their aggregate anthropogenic carbon dioxide equivalent emissions from domestic sources of the greenhouse gases listed in Annex A do not exceed their assigned domestic amounts, calculated pursuant to their quantified domestic emission reduction commitments inscribed in Annex B and in accordance with the provisions of this Article, with a view to reducing their overall domestic emissions of such gases by more than [49] per cent below 1990 levels in the commitment period 2013 to 2017.²

¹ In determining the commitments in this Article, the following criteria are taken into account in order to ensure consistency with the ultimate objective of the Convention and the principles of equity and common but differentiated responsibilities and respective capabilities:

- (a) Responsibility of Annex I Parties, individually and jointly, for current atmospheric concentrations of greenhouse gases;
- (b) The historical and current per-capita emissions originating in developed countries;
- (c) Technological, financial and institutional capacities; and
- (d) The share of global emissions required by developing countries in order to meet their social and economic development needs, to eradicate poverty and to achieve the right to development.

Fulfillment by Annex I Parties of the commitments in paragraph 1 of this Article constitutes a contribution to the repayment of emissions debts reflecting excessive consumption of shared atmospheric space and the needs of developing countries.

² A Party included in Annex I may, with the agreement of other Parties, meet the difference between its total and domestic assigned amounts under Article 3, paragraph 1, through the financial mechanism operating under the authority and guidance of the Conference of Parties, in the context of their obligation to provide the agreed full incremental costs under the Convention.

Annex B

Party	Quantified emission limitation or reduction commitment (2008-2012)(percentage of base year or period)	Quantified domestic emission reduction commitment (2013-2017) (percentage of base year or period) {i.e. minimum reductions required domestically}	Quantified emission reduction commitment (2013-2017) (percentage of base year or period) {i.e. total reductions required, based on historical responsibility and needs of developing countries}
Australia	108		
Austria	92		
[...other Annex I Parties]			
United States of America	93		
Total		[51]	[XX]

Explanatory note

Article 3, paragraph 1, establishes the total emission reductions required of Annex I Parties (and the associated “assigned amount” of emissions). This amount is calculated to include the full extent of the historical responsibility of developed countries and the rights/needs of developing countries to a fair share of remaining atmospheric space to achieve their right to development. This amount is calculated on the basis of a methodology reflecting historical responsibility and the needs of developing countries, and is referred to as the total “assigned amount”.

Article 3, paragraph 1bis, establishes the minimum emission reductions that Annex I Parties are to achieve domestically (and the associated maximum “assigned domestic amount” of emissions). This amount is calculated to reflect the deep physical emission reductions that are necessary and possible in developed countries, to liberate physical atmospheric space required by developing countries. This amount is calculated on the basis of a methodology reflecting the actual emission reductions technically possible in developed countries, and is referred to as the “assigned domestic amount”.

The difference between these total and domestic amounts (i.e. between what developed countries must do and what they actually can/will do) provides the basis for dedicated and assured funding for adaptation and mitigation in developing countries, which can be provided via enhanced finance and technology mechanism(s) under the Conference of Parties.
