



**REPUBLIC OF CROATIA
MINISTRY OF ENVIRONMENTAL
PROTECTION, PHYSICAL PLANNING
AND CONSTRUCTION**

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Zagreb, 21 December 2011

CLIMATE CHANGE SECRETARIAT
Mr. Dan Bondi Ogolla
Secretary to the Compliance Committee
(UNFCCC)
P.O. Box 260 124
D-53153 BONN
GERMANY

Subject: Submission of the revised plan for reinstatement of Croatia's compliance related to the calculation of the assigned amount and the commitment period reserve

In accordance with paragraph 23 (b) of the preliminary finding of the enforcement branch of the Compliance Committee to the Kyoto Protocol dated 13 October 2009 (CC-2009-1-6/Croatia/EB) as confirmed by its final decision dated 26 November 2009 (CC-2009-1-8/Croatia/EB) and the "Decision on the review and assessment of the plan submitted by Croatia under paragraph 2 of section XV" dated 18 November 2011 (CC-2009-1-11/Croatia/EB) Croatia submits the following revised plan under paragraph 2 of section XV of the "Procedures and mechanisms relating to compliance under the Kyoto Protocol".

Analysis of the causes of non-compliance

In its preliminary finding, the enforcement branch determined that Croatia is not in compliance with Article 3, paragraphs 7 and 8 of the Kyoto Protocol and the modalities for the accounting of assigned amounts under Article 7, paragraph 4 of the Kyoto Protocol (decision 13/CMP.1). Croatia's non-compliance arose from its belief that, following decision 7/CP.12, it is allowed the flexibility to add 3.5 million tonnes (Mt) carbon dioxide equivalent (CO₂ eq) to its 1990 level of greenhouse gas emissions. Thus, during the review of its initial report, Croatia maintained that:

- (a) Its assigned amount should be 165,403,503 t CO₂ eq; and
- (b) Its commitment period reserve should be 148,863,153 t CO₂ eq.

The expert review team that reviewed Croatia's initial report (ERT) disagreed with these figures, calculating Croatia's assigned amount to be 148,778,503 t CO₂ eq and its commitment period reserve to be 113,900,653 t CO₂ eq.

Measures that Croatia intends to implement in order to remedy the non-compliance

Since the adoption by the enforcement branch of its final decision with respect to Croatia and after the submission by Croatia of its appeal against that final decision, which appeal it withdrew on 4 August 2011 (FCCC/KP/CMP/2011/2), Croatia has developed a different understanding of the calculation of its assigned amount and consequently, of the commitment period reserve arising from such assigned amount. As a result, Croatia is now prepared to accept the values of the assigned amount and the commitment period reserve as calculated by the ERT.

In view of this change in Croatia's understanding and in light of the suggestions made by the enforcement branch in its "Decision on the review and assessment of the plan submitted under paragraph 2 of section XV", Croatia has written to the secretariat to confirm that it accepts the calculation by the ERT of its assigned amount and its commitment period reserve and to request that these values be recorded in the compilation and accounting database (CAD). A copy of the letter sent to the secretariat is attached to this letter.

In view of the implementation of the measures described in paragraphs above, Croatia reiterates its request for the reinstatement of its eligibility to participate in the mechanisms under Articles 6, 12 and 17 of the Kyoto Protocol.

Yours sincerely,


Dr. Nikola Ružinski
State Secretary



Encl. Letter to the UNFCCC Secretariat



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GERMANY

Subject: Submission of the values related to the calculation of the assigned amount and the
commitment period reserve

In light of the withdrawal by Croatia of its appeal against the final decision of the enforcement branch and with a view to resolving the questions of implementation listed in paragraphs 157 and 158 of the report of the review of the initial report of Croatia (FCCC/IRR/2008/HRV), Croatia wishes to confirm its acceptance of the following values calculated by the expert review team (ERT) that conducted the review of Croatia's initial report:

1. An assigned amount of 148,778,503 tonnes CO₂ eq, as set out in paragraph 130 of document FCCC/IRR/2008/HRV; and
2. On the basis of the assigned amount indicated in paragraph 1 above, a commitment period reserve of 133,900,653 tonnes CO₂ eq, as set out in paragraph 132 of document FCCC/IRR/2008/HRV.

Croatia requests that the parameters set out in paragraphs 1 and 2 above be recorded in the compilation and accounting database (CAD).

To enable Croatia to comply with paragraph 5 of the decision of the enforcement branch entitled "Decision on the review and assessment of the plan submitted under paragraph 2 of section XV" (CC-2009-1-11/Croatia/EB), written acknowledgement of receipt of this letter as well as a written confirmation that the values set out in paragraphs 1 and 2 above have been inscribed in the CAD would be appreciated.

Yours sincerely,



Dr. Nikola Ružinski
State Secretary
