



***ENFORCEMENT BRANCH***

**Nineteenth meeting**

8–9 March 2012  
Bonn, Germany

**Report on the meeting**

**1. Opening of the meeting**

1. Mr. René Lefeber, chairperson of the enforcement branch, declared the meeting open at 10:30 am. He welcomed Mr. Gerhard Loibl, a member of the branch who was attending his first meeting of the branch.
2. At the request of the chairperson, the secretariat provided information on participation and quorum, as well as key administrative, logistical and housekeeping arrangements. The secretariat confirmed that the meeting was being webcast live on the Internet and that an audio recording was being made of the entire meeting.
3. The secretariat also informed the branch that, in accordance with rule 13, paragraph 2, of the “Rules of procedure of the Compliance Committee of the Kyoto Protocol,”<sup>1</sup> Ukraine would provide interpretation from Russian to English and vice versa during the parts of the meeting to be attended by its designated representatives.
4. The secretariat further informed the meeting that, due to a last minute cancellation on the part of one alternate member, the branch did not have a quorum to take decisions at the meeting. On a proposal by the chairperson, and on the understanding that any decision would only be adopted upon receipt of the required additional votes by electronic means, the members and alternate members present agreed to proceed with the meeting.

**2. Adoption of the agenda**

5. The branch reviewed and agreed to follow the provisional agenda (CC/EB/19/2011/1). Upon completion of a vote by electronic means, the branch adopted the agenda.

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<sup>1</sup> This and subsequent references to rules, as well as to rules of procedure, refer to those contained in the annex to decision 4/CMP.2, as amended by decision 4/CMP.4.



### 3. Organization of work

6. The branch decided to organize its consideration of the items under its agenda in the following manner:

- (a) First, to consider the question of implementation with respect to Ukraine and in this context, to continue its consideration of the request to reinstate Ukraine's eligibility under Articles 6, 12 and 17 of the Kyoto Protocol (CC-2011-2-12/Ukraine/EB) and to elaborate and adopt a decision under section X, paragraph 2, of the "Procedures and mechanisms relating to compliance under the Kyoto Protocol"<sup>2</sup> with respect to Ukraine;
- (b) Second, to discuss any other matters.

### 4. Consideration of the question of implementation with respect to Ukraine

7. At the request of the chairperson, the secretariat provided a summary of the proceedings since the submission by Ukraine of the request for the reinstatement of its eligibility (CC-2011-2-12/Ukraine/EB) and the first progress report on the plan that it had submitted pursuant to the final decision of the enforcement branch (CC-2011-2-13/Ukraine/EB).

8. Also at the request of the chairperson, the delegation of Ukraine informed the meeting that, in accordance with section VIII, paragraph 2, and rule 25, paragraph 3, the following designated representatives of Ukraine were present at the meeting:

- (a) Mr. Vladyslav Iakubovskiy, Head of the State Environmental Investment Agency of Ukraine;
- (b) Mr. Vadym Pozharskyi, Deputy Head of the State Environmental Investment Agency of Ukraine;
- (c) Mr. Mykhailo Koval, Director of the International Cooperation Division, JI and GHG Inventory Department of the State Environmental Investment Agency of Ukraine;
- (d) Mr. Oleksii Khabatiuk, Chairman of the Supervisory Board, Environmental (Green) Investments Fund;
- (e) Mr. Oleg Povolotskyy, Advisor to the Head of the State Environmental Investment Agency of Ukraine;
- (f) Ms. Nataliya Parasyuk, Advisor to the Head of the State Environmental Investment Agency of Ukraine;

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<sup>2</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.



## COMPLIANCE COMMITTEE

CC/EB/19/2012/2  
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- (g) Ms. Nataliya Kushko, Advisor to the Head of the State Environmental Investment Agency of Ukraine;
- (h) Ms. Maryna Berezhnyska, Deputy Director on Research, the Environmental (Green) Investments Fund;
- (i) Ms. Oksana Butrym, Expert on Land Use, Land-Use Change, Forestry and Climate Change, the Environmental (Green) Investments Fund;
- (j) Mr. Igor Buksha, First Deputy Director, Ukrainian Research Institute of Forestry and Forest Melioration;
- (k) Mr. Volodymyr Didukh, First Secretary of the Embassy of Ukraine in Germany;  
and
- (l) Mr. Mykola Goncharenko, Interpreter.

9. In accordance with section VIII, paragraph 5, and pursuant to a decision on expert advice that was adopted by the branch on 6 March 2012 (CC-2011-2-15/Ukraine/EB), also in attendance at the meeting were Mr. Philip Acquah, one of the lead reviewers for the in-country review of the annual submission of Ukraine submitted in 2011 (hereinafter referred to as the “2011 annual submission”) and Ms. Marina Vitullo, who was a member of the expert review team that reviewed Ukraine’s 2011 annual submission (hereinafter referred to as the “ERT”).

### **(a) Consideration of the request to reinstate Ukraine’s eligibility**

10. The branch received advice on the preparation and contents of the report of the review of the annual submission of Ukraine submitted in 2011 (FCCC/ARR/2011/UKR; hereinafter referred to the “2011 ARR”) from Mr. Acquah and Ms. Vitullo, who clarified a number of issues in relation to the recommendations contained in the 2011 ARR. These experts also provided an assessment of the relationship between measures to be implemented in the 2012 and 2013 annual submissions of Ukraine as presented in its plan submitted pursuant to the final decision of the enforcement branch (CC-2011-2-9/Ukraine/EB) and the performance by its national system of the functions set out in the “Guidelines for national systems for the estimation of anthropogenic greenhouse gas emissions by sources and removals by sinks under Article 5, paragraph 1, of the Kyoto Protocol” (annex to decision 19/CMP.1).

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

11. After the elaboration of a decision held in private in accordance with rule 9, paragraph 2, and upon receipt of two additional votes by electronic means, the branch adopted a decision under section X, paragraph 2, reinstating Ukraine’s eligibility to participate in the mechanisms under Articles 6, 12 and 17 of the Kyoto Protocol at 15:32:22 Greenwich Mean Time on 9 March 2012 (CC-2011-1-16/Ukraine/EB).



**5. Other matters**

12. The secretariat provided updated information on the schedule of upcoming meetings of the branch for the rest of the year.

**6. Closure of the meeting**

13. The meeting was declared closed at 16:50 on 9 March 2012.

**7. Attendance**

14. The names of members and alternate members present at the meeting are bolded below.

<b>Members (in alphabetical order)</b>	<b>Alternate Members</b>
1. DE WET, Sandea Ms.	AMOUGOU, Joseph Armathé Mr.
2. ESTRADA OYUELA, Raúl Mr.	GONZALEZ NORRIS, José Antonio Mr.
3. <b>FODEKE</b> , Victor Mr.	GOPOLANG, Balisi Justice Mr.
4. <b>HAYNES</b> , Rueanna Ms.	MARINO, Sebastian Mr.
5. <b>KODJABASHEV</b> , Alexander Mr.	<b>SHAMANOV</b> , Oleg Mr.
6. <b>LEFEBER</b> , René J M Mr.	PALLEMAERTS, Marc Mr.
7. <b>LOIBL</b> , Gerhard Mr.	RUDZKO, Iryna Ms.
8. NISHAT, Ainun Mr.	<b>BABAR BEG</b> , Mirza Salman Mr.
9. <b>OBERTHÜR</b> , Sebastian Mr.	KUOKKANEN, Tuomas Mr.
10. SU, Wei Mr.	ALAM, Mohammad Mr.

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