



***ENFORCEMENT BRANCH***

**Twenty-fifth meeting**

4 September 2014  
Bonn, Germany

**Report on the meeting**

**1. Opening of the meeting**

1. Mr. Gerhard Loibl, vice-chairperson of the enforcement branch, declared the meeting open at 9:41. He informed the meeting that the chairperson of the branch, Ms. Rueanna Haynes, was unable to attend the meeting. Consequently, in accordance with rule 6, paragraph 1, of the “Rules of procedure of the Compliance Committee of the Kyoto Protocol”,<sup>1</sup> the vice-chairperson chaired the meeting.
2. The members and alternate members held a moment of silence in honour of Mr. Marc Pallemmaerts, an alternate member of the enforcement branch, who passed away in May of this year.
3. 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 there was a quorum for the meeting, that the meeting was being webcast live on the Internet, and that an audio recording was being made of the entire meeting.

**2. Adoption of the agenda**

4. The branch reviewed and adopted the provisional agenda (CC/EB/25/2014/1).

**3. Organization of work**

5. The branch agreed to organize its consideration of the items under its agenda in the following manner:
  - (a) First, to consider the guidelines relating to Article 3, paragraphs 3 and 4, of the Kyoto Protocol;
  - (b) Second, to consider the delay in the submission by a Party included in Annex I of its national inventory report for 2014;
  - (c) Third, to consider the effects of a Party’s withdrawal from the Kyoto Protocol on its reporting obligations; and

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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 decisions 4/CMP.4 and 8/CMP.9.



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- (d) Finally, to take up other matters, including, as necessary, the updated list of issues that the branch had considered during its last stocktaking exercise.

### **4. Guidelines relating to Article 3, paragraphs 3 and 4, of the Kyoto Protocol**

6. The secretariat made a brief presentation on relevant guidelines relating to activities under Article 3, paragraphs 3 and 4, of the Kyoto Protocol (KP-LULUCF activities).

7. The branch noted that KP-LULUCF may pose particular challenges in relation to the 2014 review cycle in view of the fact that most Parties included in Annex B to the Kyoto Protocol have chosen to use end of commitment period accounting. This implies the volume of potential disagreements on whether to apply adjustments to inventories under Article 5, paragraph 2, of the Kyoto Protocol and questions of implementation relating to KP-LULUCF may increase in the 2014 review cycle.

### **5. Effects of a Party's withdrawal from the Kyoto Protocol on its reporting obligations**

8. The branch thanked the secretariat for its note on Canada's withdrawal from the Kyoto Protocol and its effects on Canada's reporting obligations under the Protocol (CC/EB/25/2014/2). The branch noted that Canada's national inventory report (NIR) and common reporting format (CRF) tables submitted in 15 April 2013 (Canada's 2013 annual submission) had been reviewed in accordance with decision 19/CP.8 pursuant to the decision of the expert review team (ERT) that was established to consider Canada's 2013 annual submission. Canada's 2013 annual submission and its NIR and CRF tables submitted on 11 April 2014 (its 2014 annual submission) contain national inventory data for 2011 and 2012, respectively. Therefore the question arises as to whether Canada's 2013 and 2014 annual submissions should be reviewed in accordance with decision 22/CMP.1 as Canada remained a Party to the Kyoto Protocol until its withdrawal took effect on 15 December 2012. In the view of the branch, this is a question that merits further consideration and the ERT that has been established to consider Canada's 2014 submission should consider raising it as a question of implementation.

9. The branch requested the secretariat to convey this report to the ERT established to consider Canada's 2014 annual submission, and to inform the ERT of the discussions and considerations of the branch related to the this agenda item. The branch also concluded that the item should remain on the agenda for its next meeting.

### **6. Delay in the submission by a Party included in Annex I of its national inventory report for 2014**

10. The branch considered the delay in the submission by Monaco of its 2014 NIR. The deadline for the submission of the 2014 NIRs was 15 April 2014.<sup>2</sup> Monaco submitted its 2014 NIR on 30 June 2014.

11. In accordance with paragraph 3 (a) of decision 15/CMP.1, a Party included in Annex I shall fail to meet the methodological and reporting requirements under Article 7, paragraph 1, of the Kyoto Protocol for the purpose of the eligibility requirements under the Protocol if, inter alia, the Party concerned has failed to submit an annual inventory of anthropogenic emissions by sources and

<sup>2</sup> See decisions 3/CP.1, 9/CP.2, 11/CP.4 and 3/CP.5.



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removals by sinks of greenhouse gases not controlled by the Montreal Protocol, including the NIR and the CRF, within six weeks of the submission date established by the Conference of the Parties (i.e., in this particular case, 27 May 2014). In the view of the branch, this is an issue that merits further consideration.

12. The branch requested the secretariat to convey the report on its twenty-fifth meeting to the ERT established to consider Monaco's annual submission for 2014, and to inform the ERT of the discussions and considerations of the branch related to this agenda item. It further noted that the matter of Monaco's late submission of its 2014 NIR may come before the branch in the future, should the ERT reviewing Monaco's 2014 annual submission raise it as a question of implementation.

### 7. Other matters

13. The branch considered the updated annotated list of stocktaking issues annexed to the provisional agenda of its twenty-fifth meeting and agreed that no item needed to be added to or deleted from the list. The branch requested the secretariat to annex the list to the annotations to the provisional agenda of its next meeting.

14. On the basis of the outcomes of the twenty-fifth meeting, the branch agreed to meet in late February or early March 2015 in conjunction with a meeting of the plenary.

### 8. Closure of the meeting

15. The chairperson of the branch declared the meeting closed at 12:30.

### 9. Attendance

16. 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. ALAM, Mohammad Mr.	<b>MASSAI</b> , Leonardo Mr.
2. HAYNES, Rueanna Ms.	<b>MARINO</b> , Sebastian Mr.
3. <b>KODZHABASHEV</b> , Alexander Mr.	<b>SHAMANOV</b> , Oleg Mr.
4. <b>LEFEBER</b> , René J.M. Mr.	<i>Vacant*</i>
5. <b>LOIBL</b> , Gerhard Mr.	<b>RUDZKO</b> , Iryna Ms.
6. NASR, Mohamed I. Mr.	ANTONIO MANJATE, Marília T. Ms.
7. <b>NISHAT</b> , Ainun Mr.	BHATTI, Nauman Bashir Mr.
8. RAJABI, Ahmad Mr.	<b>FODEKE</b> , Victor Mr.
9. <b>REY SANTOS</b> , Orlando E. Mr.	<b>GONZALES-NORRIS</b> , Antonio Mr.
10. <b>ZVARA</b> , Milan Mr.	WERKSMAN, Jacob Mr.

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\* Mr. Marc Pallemmaerts passed away on 2 May 2014.