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COMPLIANCE COMMITTEE

CC/FB/12/2012/1  
21 September 2012

*FACILITATIVE BRANCH*

**Twelfth meeting**

22–24 October 2012  
Bonn, Germany

**Provisional agenda and annotations**

**Provisional agenda**

1. Opening of the meeting
2. Adoption of the agenda
3. Organization of work
4. Issues arising from reports of in-depth reviews of fifth national communications and information submitted pursuant to Article 7 of the Kyoto Protocol
5. Consistency of reviews under Article 8
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 review and 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. Issues arising from reports of in-depth reviews of fifth national communications and information submitted pursuant to Article 7 of the Kyoto Protocol**

3. At its sixth meeting, the facilitative branch agreed to continue its discussions on how it can carry out its responsibility to provide advice and facilitation “with the aim of promoting compliance and providing for early warning of potential non-compliance” under section IV, paragraph 6 (a), of the “Procedures and mechanisms relating to compliance under the Kyoto Protocol.”<sup>1</sup> In order to facilitate those discussions, the branch, at the same meeting, requested a background paper from the secretariat which provides the branch with a compilation and assessment of information on trends in relation to the commitments under Article 3, paragraph 1, of the Kyoto Protocol found in the reports of the in-depth reviews of national communications of these Parties that have been submitted as of 1 January 2010<sup>2</sup> (“the IDRs of NC5s”). At the eighth meeting of the branch, the chairperson noted that the IDRs of NC5s will not be completed until 2012.<sup>3</sup>

4. The secretariat is finalising a paper for the twelfth meeting that provides an overview of information as contained in the reports of the IDRs of NC5s published as of the end of September 2012 on trends in relation to commitments under Article 3, paragraph 1, of the Kyoto Protocol, including information with respect to the expected ability of Parties included in Annex I to meet their commitments under Article 3, paragraph 1, of the Kyoto Protocol.

5. On the basis of this paper, the facilitative branch may wish to have an exchange of views, in particular in the context of its discussions on how it can carry out its

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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> CC/FB/6/2008/2, paragraph 7.

<sup>3</sup> CC/FB/8/2010/4, paragraph 6.



responsibilities to provide advice and facilitation with the aim of promoting compliance and providing for early warning of potential non-compliance under section IV, paragraph 6.

6. As part of the facilitative branch's discussions on promoting compliance and providing for early warning of potential non-compliance under section IV, paragraph 6 (a), the branch, at its eleventh meeting, agreed on indicative working arrangements for its provision of advice and facilitation under section IV, paragraph 6 (a).<sup>4</sup> In this context, the branch considered information available to it regarding Canada, as contained in the "Report of the individual review of the annual submission of Canada submitted in 2010,"<sup>5</sup> and concluded that it was seized of an early warning issue relating to Canada and mandated the chairperson to send a letter to Canada. Consequently the chairperson wrote to Canada on 9 February 2012 and received a reply from Canada on 5 April 2012. Copies of the letter and response were circulated to members and alternate members of the branch on 11 April 2012. By letter dated 16 May 2012, the chairperson replied to Canada's letter received on 5 April 2012, informing them that the branch will further consider this issue at its next meeting, with a view to closing its consideration of the matter and drawing their attention the branch's intention to publish the correspondence. Canada responded to this letter by an e-mail message dated 22 May 2012. A copy of the chairperson's letter dated 16 May 2012 was circulated by e-mail to members and alternate members on 17 May 2012. Canada's response, indicating that they agreed with the publication of the correspondence, was circulated by e-mail to members and alternate members on 22 May 2012.

7. Bearing in mind the letter dated 16 May 2012, the facilitative branch may wish to consider the correspondence from Canada and take any action it deems appropriate. The branch may also wish to consider its experience of using the indicative working arrangements for its provision of advice and facilitation under section IV, paragraph 6(a) and, if appropriate, report to the plenary on this matter.

## 5. Consistency of reviews under Article 8

8. At its eleventh meeting, the facilitative branch had an initial exchange of views on this matter, including discussing the possibility of holding a workshop. The branch also asked its chairperson to communicate to the chairperson of the enforcement branch, through the bureau, with a view to receiving from the enforcement branch an indicative list of priority elements, which it would consider alongside any elements it identifies. In response, the enforcement branch, at its eighteenth meeting, suggested that the facilitative branch should give priority to national systems, with a special focus on land use, land-use change and forestry and requested the chairperson to convey this conclusion to the facilitative branch through the bureau.<sup>6</sup>

<sup>4</sup> CC/FB/11/2012/2, paragraph 7 and Annex I.

<sup>5</sup> FCCC/ARR/2010/CAN.

<sup>6</sup> CC/EB/18/2012/3, paragraph 24.



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9. Further to a request from the plenary,<sup>7</sup> at its ninth meeting, the vice-chairpersons of the enforcement and facilitative branch attended the ninth meeting of inventory lead reviewers held from 27 to 29 March 2012 in Bonn, Germany.

10. At the twentieth meeting of the enforcement branch, the vice-chairperson of the enforcement branch reported on her participation in the lead reviewers' meeting. Following consideration of her report, the enforcement branch requested the bureau of the Committee, with the assistance of the secretariat, to explore the possibility of organising a workshop involving members and alternate members of the Committee, lead reviewers and members of the secretariat.<sup>8</sup>

11. The facilitative branch may wish to receive a report from the chairperson regarding his communications with the enforcement branch on the indicative list of priority elements; as well as a report from the vice-chairperson regarding his participation in the lead reviewers meeting. The branch may wish to further consider the matter, taking into account these reports as well as the request from the enforcement branch that the bureau explore the possibility of organising a workshop as referred to in paragraph 10 above.

**6. Other matters**

12. The facilitative branch may wish to discuss the date of its thirteenth meeting.

**7. Closure of the meeting**

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<sup>7</sup> UNFCCC/KP/CMP/2011/5, paragraph 28.

<sup>8</sup> CC/EB/20/2012/2, paragraph 32.