



FACILITATIVE BRANCH

Sixteenth meeting

4 September 2014
Bonn, Germany

Report on the meeting

1. Opening of the meeting

1. Mr. Delano Ruben Verwey, chairperson of the facilitative branch, declared the meeting open at 09:30 hrs. He welcomed Ms. Jimena Nieto, an alternate member of the branch, who was attending her first meeting of the branch.

2. The members and alternate members held a minute of silence in honour of Mr. Marc Pallemmaerts, an alternate member of the enforcement branch who had previously served as a member of the facilitative branch from 2006 to 2011, and as its vice-chairperson from 2008 to 2010. Mr. Pallemmaerts 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/FB/16/2014/1).

3. Organization of work

5. The branch agreed to organize its consideration of the items on the agenda in the order in which they had been set out in the provisional agenda referred to in paragraph 4 above.

4. Provisions related to facilitation: Advice and facilitation

6. The branch considered two matters under this agenda item: the commencement of an early warning exercise with respect to Austria, Croatia and Italy and Monaco's late submission of its sixth national communication (NC6). In accordance with rule 9, paragraph 1, of the "Rules of procedure of the Compliance Committee of the Kyoto Protocol",¹ the branch agreed to consider both matters in closed session given that information concerned individual Parties and could be of a sensitive nature.

¹ 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.



COMPLIANCE COMMITTEE

CC/FB/16/2014/2
12 September 2014

7. With respect to the early warning exercise, the branch recalled its initial consideration of whether to commence such an exercise with respect to Austria, Croatia and Italy. The branch also noted its decision at its fifteenth meeting not to proceed at that time but to revisit the matter at its next meeting when additional information, including data from the 2013 annual submissions and those Parties' NC6s would be available.²

8. A member of the branch, Ms. Emanuela Sardellitti, had informed the chairperson at the fifteenth meeting of the branch of a possible issue concerning the consideration of Italy and her employment in the government of Italy. While Ms. Sardellitti had no involvement in the preparation of the 2013 annual submission and NC6 with respect to Italy, she again recused herself from the consideration of the matter of Italy in order to avoid any possible perception of a conflict of interest.

9. Following a technical presentation from the secretariat, the branch considered information in relation to commitments under Article 3, paragraph 1, of the Kyoto Protocol contained in the reports of the individual reviews of the annual submissions submitted in 2013 and the reports of the technical reviews of the NC6s. On the basis of those reports, and in accordance with the indicative working arrangements on the provision of advice and facilitation under section IV, paragraph 6 (a), of "Procedures and mechanisms relating to compliance under the Kyoto Protocol" contained in the annex to decision 27/CMP.1, the branch agreed to conclude its consideration of this matter with respect to all three Parties, noting that they were all on track to meet their commitments under Article 3, paragraph 1, of the Kyoto Protocol for the first commitment period. As regards supplementarity relating to the market-based mechanisms under Articles 6, 12 and 17 of the Kyoto Protocol, the branch noted that Austria had made extensive use of units from those mechanisms. The branch also noted that the Kyoto Protocol provides for the use of those mechanisms for achieving compliance with commitments under Article 3, paragraph 1, of the Kyoto Protocol. The branch further noted that it may wish to revisit this matter in the future.

10. The branch recalled that it agreed to keep the issue of provisions related to advice and facilitation on the agenda of its future meetings.³ In this regard, and in the course of the discussions relating to its early warning function, the branch raised issues in relation to other information contained in the review reports. The branch agreed to have further discussions at its future meetings on the review reports, including the recommendations contained therein, in the context of providing advice and facilitation to Parties on implementing the Kyoto Protocol.

11. The branch also noted the need for timely information in order for it to carry out an early warning exercise. In this regard, it highlighted the time gap between the year for which a Party reports and the year in which a review report is published. The branch stressed the importance of continuing a dialogue with inventory lead reviewers, in the context of carrying out its functions to provide advice and facilitation.

12. With respect to Monaco, the branch recalled that the chairperson of the branch wrote to the Party on 22 April 2014 and that Monaco replied on 18 June 2014 by e-mail.⁴ In its response, Monaco explained the delay and informed the branch that it did not require the support of the facilitative branch.

13. The branch agreed to conclude its consideration of this matter, as Monaco indicated that it did not require the facilitative branch's support. The branch also agreed to report this matter to plenary

² CC/FB/15/2014/2, paragraph 10.

³ CC/FB/9/2010/2, paragraph 8.

⁴ Correspondence annexed to this report.



COMPLIANCE COMMITTEE

CC/FB/16/2014/2
12 September 2014

for inclusion of this matter in the annual report of Compliance Committee to the Conference of the Parties serving as the meeting to the Parties to the Kyoto Protocol.

5. Other matters

14. The facilitative branch agreed to hold its next meeting in the first half of 2015 in conjunction with the sixteenth meeting of plenary.

6. Closure of the meeting

15. The chairperson of the branch declared the meeting closed at 11:15 hrs.

7. Attendance

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

Members (in alphabetical order)	Alternate Members
1) AARHUS , Mona Ms.	SHIMADA , Kunihiko Mr.
2) BAASHAN , Sarah Nabil Ms.	GAO , Xiang Mr.
3) BENJAMIN , Lisa Ms.	ST. LOUIS, Teddy Mr.
4) GOPOLANG, Balisi Justice Mr.	NIETO , Jimena Ms.
5) JALOUTA, Najmadeen B. M. Mr.	HAIDER FARMAN, Ali Abbas Mr.
6) KYARUZI, Ladislaus Mr.	JALLOW , Bubu Pateh Mr.
7) PAZ CASTRO , Luis Raul Mr.	BART, Delano Mr.
8) SARDELLITTI , Emanuela Ms.	HALLSTRÖM, Per Mr.
9) SEDYAKIN , Valeriy Mr.	NIKITSIN , Siarhei Mr.
10) VERWEY , Delano Ruben Mr.	DYBKA , Dariusz Mr.



COMPLIANCE COMMITTEE

CC/FB/16/2014/2
12 September 2014

Annex

22 April 2014

Ms. Chloe Petruccelli
Secrétaire des Relations Extérieures
Gouvernement de la Principauté de Monaco
Place de la visitation
MC 98000
Monaco

Fax: +377 9898 1957
E-mail: cpetruccelli@gouv.mc

Dear Ms. Petruccelli,

I am writing to you in my capacity as chairperson of the facilitative branch of the Compliance Committee of the Kyoto Protocol. I have the honour to draw your attention to the status of the submission of Monaco's sixth national communication, which was discussed at the fifteenth meeting of the branch.

In accordance with decision 9/CP.16, the sixth national communication from Parties included in Annex I to the Convention, including supplementary information under Article 7, paragraph 2, of the Kyoto Protocol, was due on 1 January 2014.

The Guidelines for review under Article 8 of the Kyoto Protocol (as contained in the annex to decision 22/CMP.1) stipulates that "If a Party included in Annex I expects difficulties with the timeliness of its national communication submission, it should inform the secretariat before the due date of the submission. If the national communication is not submitted within six weeks after the due date, the delay should be brought to the attention of the COP/MOP and the Compliance Committee and made public".

In accordance with these Guidelines, it was brought to the Compliance Committee's attention by the secretariat in document CC/14/2014/3 dated 14 March 2014, that Monaco has not submitted its sixth national communication by 15 February 2014. In response to an initial inquiry by the secretariat dated 17 December 2013, Monaco informed the secretariat that its national communication would be delayed, inter alia, because of workload of the Kyoto Protocol team, but that it hoped to submit its national communication by 15 February 2014. I understand that Monaco submitted its sixth national communication on 4 April 2014, nearly three months after the deadline stipulated by decision 9/CP.16.



COMPLIANCE COMMITTEE

CC/FB/16/2014/2
12 September 2014

The branch recalls that the branch and the plenary of the Compliance Committee had dealt with the subject regarding the fifth national communication of Monaco in previous meetings. In paragraph 25 of its fifth annual report to the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol (FCCC/KP/CMP/2010/6), it already expressed “with great concern, that, nearly one year after the due date set out in decision 10/CP.13, Monaco had failed to submit its fifth national communication containing the supplementary information required under Article 7, paragraph 2, of the Kyoto Protocol”.

The timely submission and review of information is essential to the functioning of the procedures and mechanisms for compliance review established by decision 27/CMP.1.

Consequently, the branch expresses its concerns that once again there was a delay in submission of Monaco’s sixth national communication.

In accordance with section IV, paragraph 4, of the “Procedures and mechanisms relating to compliance under the Kyoto Protocol”, as contained in the annex to decision 27/CMP.1, the branch would like to inquire whether it can provide any advice and facilitation to Monaco in order to help it implement its reporting obligations and to ensure timely submission of the next national communication.

We would appreciate receiving a response before 31 May 2014.

Yours sincerely,


Delano Ruben Verwey
Chairperson, Facilitative Branch
Compliance Committee of the Kyoto Protocol



COMPLIANCE COMMITTEE

CC/FB/16/2014/2
12 September 2014



RE: Submission of Monaco's sixth national communication under the Kyoto Protocol
cpetrucelli
to:
compliance.committee
18/06/2014 10:00
Cc:
"Verwey, D.R. (Delano) - DGMI", Jane Bulmer, "Ladislaus Kyaruzi", Maria Socorro Manguiat, Marcus Zamaitat, prolland, jblanchy
Hide Details
From: cpetrucelli@gouv.mc Sort List...
To: compliance.committee@unfccc.int
Cc: "Verwey, D.R. (Delano) - DGMI" <delano.verwey@minienm.nl>, Jane Bulmer <JBulmer@unfccc.int>, "Ladislaus Kyaruzi" <leoky2009@googlemail.com>, Maria Socorro Manguiat <MManguiat@unfccc.int>, Marcus Zamaitat <MZamaitat@unfccc.int>, prolland@gouv.mc, jblanchy@gouv.mc
History: This message has been replied to.

To the attention of Mr. Delano Ruben Verwey, Chairperson, Facilitative Branch, Compliance Committee of the Kyoto Protocol

Dear Mr. Verwey,

I would like to acknowledge receipt of your letter dated on April 22nd, 2014.

The national communication represents a relevant opportunity to formalise our public policy related to energy and climate change issues.

Thus, in the context of the establishment of the 6th national communication, the will of the Government of the Principality of Monaco was, as much as possible, to strenghten the data concerning our futur prospects in the domains mentioned above and to explain the current results of our Climate Energy Plan's implementation. The collection of all these datas being a long process, it explains the delay in transmitting the 6th national communication.

Therefore, we sincerely hope that the conclusions of the centralized review, which was held from the 5th til to the 10th of May 2014, will demonstrate our improvements in reducing effectively our greenhouse gases.

Finally, the Government of the Principality of Monaco wishes to warmly thank you for offering the support of the facilitative branch, which for now is not required by our technical service.

Sincerely yours,

Chloé PETRUCCELLI
Secrétaire des Relations Extérieures / Secretary of External Relations

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