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**SUBSIDIARY BODY FOR IMPLEMENTATION**  
Twenty-ninth session  
Poznan, 1–10 December 2008

Item 2 (a) of the provisional agenda  
Organizational matters  
Adoption of the agenda

## **Provisional agenda and annotations**

Note by the Executive Secretary

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<sup>1</sup> At the twenty-eighth session of the Subsidiary Body for Implementation (SBI), there was no consensus to include this item on the agenda. It was therefore held in abeyance. On a proposal by the Chair, the SBI decided to include this item on the provisional agenda of its twenty-ninth session.

## II. Annotations to the provisional agenda

### 1. Opening of the session

1. The twenty-ninth session of the Subsidiary Body for Implementation (SBI) is scheduled to be opened by the Chair on Monday, 1 December 2008.

### 2. Organizational matters

(a) Adoption of the agenda

2. The provisional agenda for the session will be presented for adoption.

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(b) Organization of the work of the session

3. *Background:* The twenty-ninth session of the SBI will be held from Monday, 1 December to Wednesday, 10 December 2008.<sup>2</sup> A detailed schedule of the session will be posted on the UNFCCC website.

4. The SBI, at its twenty-fourth session,<sup>3</sup> recommended that meetings should normally end by 6 p.m. but may, in exceptional circumstances, continue to no later than 9 p.m. The session will be organized taking into account this limitation of available meeting time. Priority will be given to issues requiring a decision or action at SBI 29, the fourteenth session of the Conference of the Parties (COP) or the fourth session of the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol (CMP). Items that are not concluded at this session will be forwarded to the SBI for consideration at its thirtieth session.

5. Given that six bodies will be meeting during the sessional period, the time available for contact groups and informal consultations will be very limited. To maximize the use of meeting time, the Chairs of the subsidiary bodies may, where possible and appropriate, propose that the co-chairs of negotiating groups facilitate agreement by tabling initial draft conclusions at the first meeting of the negotiating groups, based on relevant submissions and statements made during plenary meetings, and taking into account any previous negotiations and/or conclusions. In accordance with the conclusions adopted by the SBI at its twenty-fourth session,<sup>4</sup> representatives of Parties and international organizations are requested to keep their oral statements as brief as possible. Those representatives wishing to make available a written statement should bring copies for distribution.

6. *Action:* The SBI will be invited to agree on the organization of the work of the session.

7. Parties are invited to refer to the overview of the session posted on the UNFCCC website and to consult the Daily Programme, published during the session, for a detailed and up-to-date schedule of the work of the SBI.

8. When considering relevant agenda items, Parties are also invited to take into account information contained in document FCCC/SB/2007/INF.2, on the relationship of various provisions of the Mauritius Strategy for the Further Implementation of the Programme of Action for the Sustainable Development of Small Island Developing States to the work of the Convention and its Kyoto Protocol.

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<sup>2</sup> See FCCC/CP/2008/1, annex 1, for an overview of the proposed schedule of meetings during the sessional period.

<sup>3</sup> FCCC/SBI/2006/11, paragraph 102.

<sup>4</sup> As footnote 3 above.

(c) Election of officers other than the Chair

9. *Background:* Pursuant to rule 27 of the draft rules of procedure<sup>5</sup> being applied, the SBI shall elect its Vice-Chair and Rapporteur. At the request of the President of the COP at its thirteenth session, consultations with the coordinators of the regional groups were initiated at SBI 28, together with the consultations on the election of members of the other Convention and Kyoto Protocol bodies. If necessary, further consultations will be held during the session. Parties are invited to recall decision 36/CP.7 and to give active consideration to the nomination of women for elective posts in any body established under the Convention or its Kyoto Protocol. The current officers of the SBI will remain in office until their successors are elected.

10. *Action:* The SBI will be invited to elect its Vice-Chair and Rapporteur at the earliest opportunity following completion of consultations.

(d) Election of replacement officers

11. *Background:* Pursuant to Article 15, paragraph 3, of the Kyoto Protocol, when the SBI exercises its functions with regard to matters concerning the Kyoto Protocol, any member of its Bureau representing a State that is a Party to the Convention but, at that time, not a Party to the Kyoto Protocol, shall be replaced by an additional member to be elected by and from among the Parties to the Protocol. If necessary, further consultations with the coordinators of the regional groups will be undertaken.

12. *Action:* If necessary, the SBI will be invited to elect additional officers to replace the Vice-Chair and/or Rapporteur representing a State that is a Party to the Convention but not a Party to the Kyoto Protocol.

### **3. National communications and greenhouse gas inventory data from Parties included in Annex I to the Convention**

(a) Report on national greenhouse gas inventory data from Parties included in Annex I to the Convention for the period 1990–2006

13. *Background:* The COP, by its decision 19/CP.8,<sup>6</sup> requested the secretariat to provide information relating to greenhouse gas (GHG) inventory data submitted by Parties included in Annex I to the Convention (Annex I Parties) for consideration by the subsidiary bodies and the COP.

14. *Action:* The SBI will be invited to take note of this information, contained in the document below.

FCCC/SBI/2008/12	<i>National greenhouse gas inventory data for the period 1990–2006. Note by the secretariat</i>
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(b) Status report on the review of fourth national communications

15. *Background:* The COP, by its decision 7/CP.11, requested the secretariat to organize centralized reviews of fourth national communications, submitted in accordance with decision 19/CP.8, and to conduct an in-country, in-depth review of the communications for those Parties that request one. The report on the status of submission and review of the fourth national communications is contained in document FCCC/SBI/2008/INF.7.

16. *Action:* The SBI will be invited to take note of the status report.

<sup>5</sup> FCCC/CP/1996/2.

<sup>6</sup> See also document FCCC/CP/2002/8, page 92, paragraphs 42 and 43.

*FCCC/SBI/2008/INF.7 Status of submission and review of fourth national communications and of reports demonstrating progress. Note by the secretariat*

#### **4. National communications from Parties not included in Annex I to the Convention**

(a) Work of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention

17. *Background:* The COP, by its decision 3/CP.8, decided to review the mandate and the revised terms of reference of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention (CGE) at its thirteenth session. The SBI, at its twenty-seventh session, discussed the mandate and terms of reference of the CGE and decided to continue its consideration of this sub-item at SBI 28.<sup>7</sup> At SBI 28, Parties decided to continue consideration of this sub-item at SBI 29, based on the draft text contained in annex I to the report of the SBI at its twenty-eighth session.<sup>8</sup>

18. *Action:* The SBI will be invited to consider the mandate and terms of reference of the CGE, based on the draft text prepared at SBI 28, with a view to recommending a draft decision for adoption by the COP at its fourteenth session.

*FCCC/SBI/2007/10/Add.1 Report on the activities of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Note by the Chair of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Addendum. Outcomes of the stocktaking exercise for the period 2003 to 2007*

*FCCC/SBI/2007/MISC.7 and Add.1 and 2 Views on the mandate and terms of reference of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Submissions from Parties*

(b) Information contained in national communications from Parties not included in Annex I to the Convention<sup>9</sup>

19. *Background:* At SBI 24,<sup>10</sup> Australia, on behalf of the Umbrella Group, the European Community and its member States, and Bosnia and Herzegovina, Romania, Serbia and Montenegro, and Switzerland, proposed that, in accordance with the requirements of Article 10, paragraph 2, of the Convention, the SBI should consider the information communicated by Parties not included in Annex I to the Convention (non-Annex I Parties) in all of their national communications, including their second and, where appropriate, subsequent national communications.

20. *Action:* The SBI will be invited to provide guidance on how to further develop the process for considering information contained in national communications from non-Annex I Parties, in accordance with the requirements of Article 10, paragraph 2, of the Convention.

(c) Provision of financial and technical support

21. *Background:* In accordance with decision 10/CP.2, paragraph 1 (b), the secretariat is requested to make available to the SBI, at each of its sessions, details of the financial support made available to non-Annex I Parties by the interim operating entity of the financial mechanism for the preparation of

<sup>7</sup> FCCC/SBI/2007/34, paragraph 25.

<sup>8</sup> FCCC/SBI/2008/8, annex I.

<sup>9</sup> At the twenty-eighth session of the SBI, there was no consensus to include this item on the agenda. It was therefore held in abeyance. On a proposal by the Chair, the SBI decided to include this item on the provisional agenda of its twenty-ninth session.

<sup>10</sup> FCCC/SBI/2006/11, paragraph 32.

their national communications. At SBI 28,<sup>11</sup> Parties invited the Global Environment Facility (GEF) to continue to provide information on its activities relating to the preparation of national communications by non-Annex I Parties, including information on the dates of approval of funding and disbursement of funds. This information will be presented to the SBI at its twenty-ninth session.

22. *Action:* The SBI will be invited to consider the information provided by the GEF, contained in the document below, and to make recommendations thereon.

FCCC/SBI/2008/INF.10 *Financial support provided by the Global Environment Facility for the preparation of national communications from Parties not included in Annex I to the Convention. Note by the secretariat*

## **5. Financial mechanism of the Convention**

### (a) Fourth review of the financial mechanism

23. *Background:* The COP, by its decision 6/CP.13, requested the SBI to recommend a draft decision for adoption by the COP at its fourteenth session on the assessment of the funding necessary to assist developing countries in fulfilling their commitments under the Convention over the next GEF replenishment cycle. It also requested the SBI to continue its consideration of the fourth review of the financial mechanism at its twenty-eighth session, on the basis of the guidelines contained in the annex to decision 6/CP.13 and in the annex to decision 3/CP.4. The SBI considered these requests at its twenty-eighth session but was unable to finalize its deliberations on this matter. It decided to continue its consideration of issues under this sub-item at its twenty-ninth session on the basis of draft text contained in annex II to the report of the SBI at its twenty-eighth session<sup>12</sup> and other documents submitted by Parties.

24. *Action:* The SBI will be invited to continue its deliberations on this issue with a view to recommending a draft decision on the assessment of the funding necessary to assist developing countries in fulfilling their commitments under the Convention over the next replenishment cycle of the GEF for adoption by the COP at its fourteenth session.

### (b) Report of the Global Environment Facility to the Conference of the Parties and guidance to the Global Environment Facility

25. *Background:* The memorandum of understanding between the COP and the GEF Council, annexed to decision 12/CP.2, provides, inter alia, that the GEF will make available to the COP annual reports and other official public documentation on implementation of COP guidance to the GEF. The COP, by its decision 7/CP.13, requested the GEF to include, in its regular report to the COP, information on the specific steps it has taken to implement the guidance it had provided.

26. *Action:* The SBI will be invited to consider the annual report of the GEF mentioned below with a view to recommending a draft decision on guidance to the GEF for adoption by the COP at its fourteenth session.

FCCC/CP/2008/2 *Report of the Global Environment Facility to the Conference of the Parties. Note by the secretariat*

### (c) Least Developed Countries Fund

27. *Background:* The COP, by its decision 3/CP.11, decided to assess progress in the implementation of its guidance for the operation of the Least Developed Countries Fund (LDCF) and to

<sup>11</sup> FCCC/SBI/2008/8, paragraph 19.

<sup>12</sup> FCCC/SBI/2008/8.

consider the adoption of further guidance, as appropriate, at COP 14. The SBI, at its twenty-sixth session, invited the Least Developed Countries Expert Group (LEG) to report at SBI 29 views on the experiences gained from the implementation of national adaptation programmes of action (NAPAs) and in accessing the LDCF.<sup>13</sup> The SBI also invited Parties and intergovernmental organizations to submit to the secretariat, by 19 September 2008, information on the implementation of NAPAs, including on accessing funds from the LDCF, for consideration by the SBI at its twenty-ninth session. The SBI decided to continue its deliberations on this matter at SBI 29, taking into account the submissions mentioned above, the report of the stocktaking meeting of the LEG held in September 2007 and information provided by the GEF in its report to COP 13.<sup>14</sup>

28. *Action:* The SBI will be invited to consider the documents listed below to enable the COP to assess progress in the implementation of decision 3/CP.11 and to consider the adoption of further guidance on the LDCF.

<i>FCCC/SBI/2008/MISC.8</i>	<i>Implementation of national adaptation programmes of action including on accessing funds from the Least Developed Countries Fund. Submissions from Parties</i>
<i>FCCC/SBI/2007/32</i>	<i>Report of the Least Developed Countries Expert Group stocktaking meeting on the progress made by Parties in the preparation and implementation of national adaptation programmes of action. Note by the secretariat</i>
<i>FCCC/CP/2007/3 and Corr.1</i>	<i>Report of the Global Environment Facility to the Conference of the Parties. Note by the secretariat</i>

## 6. Implementation of Article 4, paragraphs 8 and 9, of the Convention

### (a) Progress on the implementation of decision 1/CP.10

29. *Background:* The COP, by its decision 1/CP.10, decided to assess, at its fourteenth session, the status of implementation of Article 4, paragraph 8, of the Convention, decision 5/CP.7 and decision 1/CP.10, and to consider further action thereon. At its twenty-eighth session, the SBI agreed on the terms of reference<sup>15</sup> that will serve as the basis for this assessment. As part of the assessment, the SBI requested the secretariat, under the guidance of the Chair of the SBI, to organize a round table at the twenty-ninth session of the SBI, with the participation of Parties and relevant organizations, to exchange views on experiences, lessons learned and best practices identified by Parties and other relevant organizations at all levels, in planning and implementing adaptation actions and activities to address the adverse effects of climate change and the impact of the implementation of response measures. Further views by Parties and relevant organizations on this matter have been compiled in document FCCC/SBI/2008/MISC.9.

30. The COP, by its decision 1/CP.10, mandated three regional workshops and an expert meeting for small island developing States, in order to facilitate information exchange and integrated assessments to assist in identifying specific adaptation needs and concerns. The SBI continued consideration of the outcomes of these activities at its twenty-eighth session and agreed on the following actions relating to adverse effects of climate change in order to further the implementation of decision 1/CP.10: improving information on accessing existing funds for adaptation; enhancing access to existing funds for adaptation; enhancing national planning for adaptation; and promoting risk management approaches and other appropriate responses to the adverse effects of climate change.<sup>16</sup>

<sup>13</sup> FCCC/SBI/2007/15, paragraphs 45–46.

<sup>14</sup> FCCC/SBI/2007/15, paragraph 47.

<sup>15</sup> FCCC/SBI/2008/8, annex III.

<sup>16</sup> FCCC/SBI/2008/8, paragraph 38 (a).

31. The COP, by the same decision, also mandated two pre-session expert meetings – one on modelling and financial risk management in conjunction with SBI 23, and the other on economic diversification in conjunction with SBI 24 – in the context of the impact of the implementation of response measures. The SBI continued consideration of the outcome of these meetings at its twenty-eighth session and agreed on the following actions relating to the impact of the implementation of response measures in order to further the implementation of decision 1/CP.10: enhancing practical approaches to address economic diversification in the context of sustainable development; enhancing capacity for the development and use of modelling in the context of assessing the impact of the implementation of response measures; promoting risk management approaches and other appropriate responses to the impact of the implementation of response measures; and encouraging Parties to provide, to the extent possible, information on their experiences and concerns arising from the impact of the implementation of response measures.<sup>17</sup>

32. At the same session, the SBI requested the secretariat to strive to engage a wide range of organizations, institutions, experts and communities in the implementation of the activities mentioned in paragraphs 30 and 31 above and in this regard invited relevant organizations and other stakeholders to participate in these activities.<sup>18</sup>

33. *Action:* The SBI will be invited to consider ongoing activities and possible further action (taking into account the actions referred to in paras. 30 and 31 above) relating to the adverse effects of climate change and the impact of the implementation of response measures under the Convention, as well as the assessment referred to in paragraph 29 above, and to recommend what further actions may be required by the COP at its fourteenth session. The SBI will also be invited to recommend a draft decision on the status of implementation of Article 4, paragraph 8, and decisions 5/CP.7 and 1/CP.10, taking into account the views of Parties submitted on this issue and the outcomes of the round table as well as the information described in paragraphs 5 and 6 of annex III to the SBI report on its twenty-eighth session,<sup>19</sup> for consideration by the COP at its fourteenth session.

FCCC/SBI/2008/MISC.9	<i>Status of implementation of Article 4, paragraph 8, of the Convention, decision 5/CP.7 and decision 1/CP.10. Submissions from Parties and relevant organizations</i>
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(b) Matters relating to the least developed countries

34. *Background:* The COP, by its decision 8/CP.13, extended the mandate of the LEG under the terms of reference in decision 29/CP.7. The LEG held its thirteenth meeting, the first under its extended mandate, in Sana'a, Yemen, in April 2008 and reported at SBI 28 on its work programme for 2008–2010. The work programme was endorsed by the SBI at its twenty-eighth session. The LEG will hold its fourteenth meeting in Addis Ababa, Ethiopia, from 29 September to 1 October 2008, where it will review its work programme and planned activities for 2008–2009.

35. *Action:* The SBI will be invited to consider the report of the LEG mentioned below and adopt conclusions thereon.

FCCC/SBI/2008/14	<i>Report on the fourteenth meeting of the Least Developed Countries Expert Group. Note by the secretariat</i>
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<sup>17</sup> FCCC/SBI/2008/8, paragraph 38 (b).

<sup>18</sup> FCCC/SBI/2008/8, paragraphs 36–37.

<sup>19</sup> FCCC/SBI/2008/8, annex III.



## 7. Development and transfer of technologies

36. *Background:* The COP, by its decision 4/CP.13, requested the GEF to elaborate a strategic programme to scale up the level of investment for technology transfer to help developing countries address their needs for environmentally sound technologies, specifically considering how such a strategic programme might be implemented along with its relationship to existing and emerging activities regarding technology transfer, and to report on its findings for consideration by the SBI at its twenty-eighth session. The SBI, at that session, noted the progress report of the GEF on the elaboration of a strategic programme and looked forward to considering the full report at its twenty-ninth session. Document FCCC/SBI/2008/16 contains the report of the GEF on this matter.

37. The SBI, at its twenty-eighth session, noted the submissions from Parties on their views on elements for the terms of reference for the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention, referred to in decision 4/CP.13, paragraph 7, and the synthesis report of the secretariat of those views.<sup>20</sup> The SBI requested its Chair to prepare draft terms of reference for this review for consideration by the SBI at its twenty-ninth session, taking into account the submissions from Parties, the deliberation among Parties at SBI 28 and the relevant work of the Expert Group on Technology Transfer (EGTT). Document FCCC/SBI/2008/17 contains the draft terms of reference for the review.

38. The COP, by its decision 3/CP.13, requested the EGTT to provide a report at each session of the subsidiary bodies with a view to seeking guidance for further actions. The SBI and the Subsidiary Body for Scientific and Technological Advice (SBSTA), at their twenty-eighth sessions, endorsed the rolling programme of work of the EGTT for 2008–2009. The report on the implementation of the programme of work of the EGTT for 2008 is contained in document FCCC/SB/2008/INF.5.

39. The SBSTA, at its twenty-eighth session, also endorsed the terms of reference for the EGTT to develop performance indicators and to identify, analyse and assess financing resources and vehicles to support the development, deployment, diffusion and transfer of technologies.<sup>21</sup> At its first regular meeting held in May 2008, the EGTT developed and agreed on the terms of reference for elaborating a strategy paper for the long-term perspective beyond 2012, including sectoral approaches, to facilitate the development, deployment, diffusion and transfer of technologies under the Convention.<sup>22</sup> As requested by the terms of reference, the interim reports of the above-mentioned tasks by the EGTT, which may also provide input to the work under the Ad Hoc Working Group on Long-term Cooperative Action under the Convention, will be considered by the subsidiary bodies at their twenty-ninth sessions. These reports are contained in documents FCCC/SB/2008/INF.6, FCCC/SB/2008/INF.7 and FCCC/SB/2008/INF.8.

40. In line with the conclusions of the SBI at its twenty-eighth session,<sup>23</sup> the Chairs of the SBI and the SBSTA will propose how the subsidiary bodies will consider the issues of common interest in an efficient manner.

41. *Action:* The SBI will be invited, taking into consideration related work of other subsidiary bodies, to:

- (a) Consider the report prepared by the GEF on a strategic programme to scale up the level of investment for technology transfer (document FCCC/SBI/2008/16), and determine any further actions arising from this;

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<sup>20</sup> FCCC/SBI/2008/MISC.1 and Add.1, and FCCC/SBI/2008/7.

<sup>21</sup> FCCC/SBSTA/2008/INF.2.

<sup>22</sup> <[http://unfccc.int/ttclear/jsp/EGTTDoc/TOR\\_strategy\\_paper.pdf](http://unfccc.int/ttclear/jsp/EGTTDoc/TOR_strategy_paper.pdf)>.

<sup>23</sup> FCCC/SBI/2008/8, paragraph 124.

- (b) Consider the draft terms of reference for the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention (document FCCC/SBI/2008/17), and agree on a process to conduct the review;
- (c) Consider the interim reports and the report of the EGTT listed below, and provide further guidance to the EGTT on its work, as appropriate;
- (d) Recommend a draft decision for adoption by the COP at its fourteenth session.

<i>FCCC/SBI/2008/16</i>	<i>Report of the Global Environment Facility on the elaboration of a strategic programme to scale up the level of investment in the transfer of environmentally sound technologies. Note by the secretariat</i>
<i>FCCC/SBI/2008/17</i>	<i>Draft terms of reference for the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention. Note by the Chair</i>
<i>FCCC/SB/2008/INF.5</i>	<i>Report of the Expert Group on Technology Transfer for 2008. Note by the Chair of the Expert Group on Technology Transfer</i>
<i>FCCC/SB/2008/INF.6</i>	<i>Developing performance indicators to monitor and evaluate the effectiveness of the implementation of the technology transfer framework. Interim report by the Chair of the Expert Group on Technology Transfer</i>
<i>FCCC/SB/2008/INF.7</i>	<i>Identifying, analysing and assessing existing and potential new financing resources and relevant vehicles to support the development, deployment, diffusion and transfer of environmentally sound technologies. Interim report by the Chair of the Expert Group on Technology Transfer</i>
<i>FCCC/SB/2008/INF.8</i>	<i>Developing a strategy paper for the long-term perspective beyond 2012, including sectoral approaches, to facilitate the development, deployment, diffusion and transfer of technologies under the Convention. Interim report by the Chair of the Expert Group on Technology Transfer</i>

## **8. Capacity-building under the Convention**

42. *Background:* The COP, by its decision 4/CP.12, invited Parties to submit annually information on activities undertaken to implement decisions 2/CP.7 and 2/CP.10 related to the framework for capacity-building in developing countries, such as needs and gaps, experiences and lessons learned. By the same decision, the COP requested the secretariat to produce an annual synthesis report in accordance with decision 2/CP.7, paragraph 9, drawing upon submissions from Parties and information contained in NAPAs, technology needs assessments and national capacity self-assessments. In addition, the GEF was requested to provide an annual report on its progress in support of the implementation of the framework in its reports to the COP.

43. The COP, at its thirteenth session,<sup>24</sup> invited Parties to submit to the secretariat, by 15 August 2008, information on their experiences with monitoring and evaluation of capacity-building at the national level, for consideration by the SBI at its twenty-ninth session. It further requested the secretariat to prepare a technical paper containing approaches to monitoring and evaluation of capacity-building at different levels, also for consideration by the SBI at its twenty-ninth session.

44. The COP also requested the secretariat<sup>25</sup> to convene a meeting, before its fourteenth session, to discuss experiences in using performance indicators for monitoring and evaluation of capacity-building

<sup>24</sup> FCCC/CP/2007/6, paragraph 87.

<sup>25</sup> FCCC/CP/2007/6, paragraph 88.

at the national level, and it further requested the secretariat to prepare a report on the outcome of this meeting for consideration by the SBI at its twenty-ninth session.

45. *Action:* The SBI will be invited to consider the documents mentioned in paragraphs 42–44 above, including the GEF report to the COP at its fourteenth session, as listed below, with a view to recommending a draft decision to the COP at that session.

<i>FCCC/CP/2008/2</i>	<i>Report of the Global Environment Facility to the Conference of the Parties. Note by the secretariat</i>
<i>FCCC/SBI/2008/11</i>	<i>Synthesis report on the implementation of the framework for capacity-building in developing countries. Note by the secretariat</i>
<i>FCCC/SBI/2008/15</i>	<i>Report on the expert meeting on experiences in using performance indicators for the monitoring and evaluation of capacity-building at the national level. Note by the secretariat</i>
<i>FCCC/SBI/2008/MISC.5</i>	<i>Activities to implement the framework for capacity-building in developing countries under decision 2/CP.7. Submissions from Parties and relevant organizations</i>
<i>FCCC/SBI/2008/MISC.6</i>	<i>Experiences with monitoring and evaluation of capacity-building at the national level. Submissions from Parties</i>
<i>FCCC/TP/2008/5</i>	<i>Approaches to monitoring and evaluation of capacity-building at different levels. Technical paper</i>

## 9. Capacity-building under the Kyoto Protocol

46. *Background:* The CMP, by its decision 6/CMP.2, invited Parties to submit annually information on activities undertaken to implement decision 29/CMP.1, relating to capacity-building activities under the clean development mechanism (CDM) within the broad framework for capacity-building in developing countries. By the same decision, relevant multilateral and bilateral agencies and the private sector were invited to provide annual reports on their support of the implementation of capacity-building activities undertaken according to decision 29/CMP.1, in accordance with national priorities and with the knowledge of relevant national authorities.

47. Also by its decision 6/CMP.2, the CMP requested the secretariat to produce a synthesis report based on the annual submission of information, as well as information on activities of the Executive Board to the CDM relating to regional distribution of CDM projects activities and related capacity-building.

48. The CMP, at its third session,<sup>26</sup> invited Parties to submit to the secretariat, by 15 August 2008, information on their experiences with monitoring and evaluation of capacity-building at the national level, for consideration by the SBI at its twenty-ninth session. It further requested the secretariat to prepare a technical paper containing approaches to monitoring and evaluation of capacity-building at different levels, also for consideration by the SBI at its twenty-ninth session.

49. *Action:* The SBI will be invited to consider the documents listed below, with a view to recommending a draft decision to the CMP at its fourth session.

<sup>26</sup> FCCC/KP/CMP/2007/9, paragraph 93.

<i>FCCC/SBI/2008/11</i>	<i>Synthesis report on the implementation of the framework for capacity-building in developing countries. Note by the secretariat</i>
<i>FCCC/SBI/2008/MISC.5</i>	<i>Activities to implement the framework for capacity-building in developing countries under decision 2/CP.7. Submissions from Parties and relevant organizations</i>
<i>FCCC/SBI/2008/MISC.6</i>	<i>Experiences with monitoring and evaluation of capacity-building at the national level. Submissions from Parties</i>
<i>FCCC/TP/2008/5</i>	<i>Approaches to monitoring and evaluation of capacity-building at different levels. Technical paper</i>

### **10. Reporting and review of information submitted by Parties included in Annex I to the Convention that are also Parties to the Kyoto Protocol**

50. *Background:* The CMP, by its decision 22/CMP.1, decided that each review prior to the first commitment period (known as the initial review)<sup>27</sup> shall be initiated upon receipt of the report under the Kyoto Protocol submitted by Annex I Parties in accordance with decision 13/CMP.1 (known as the initial report). The CMP also decided that this review shall be completed within 12 months of its initiation and that a report shall be forwarded expeditiously to the CMP and the Compliance Committee.

51. The CMP, by its decision 26/CMP.1, requested the secretariat to organize the initial reviews, in conjunction with the review of the GHG inventories submitted in 2006, in such a way that each initial review is completed no later than one year from the date of submission of the initial report.

52. As at 31 July 2008, 38 Annex I Parties had submitted their initial reports.<sup>28</sup> Expert review teams coordinated by the secretariat have conducted 37 initial reviews and one more is scheduled for October 2008. Document FCCC/SBI/2008/INF.8 contains further information on the status of the initial reviews, including publication dates of the reports and the dates of their submission to the CMP and the Compliance Committee.

53. The SBI, at its twenty-eighth session,<sup>29</sup> invited Parties to provide submissions to the secretariat, by 19 September 2008, on their experiences with and lessons learned from the review of initial reports under the Kyoto Protocol, including recommendations for improvements. These views are compiled in document FCCC/SBI/2008/MISC.7.

54. *Action:* The SBI will be invited to consider document FCCC/SBI/2008/INF.8, as well as views submitted by Parties and compiled in document FCCC/SBI/2008/MISC.7, with a view to providing guidance to Parties and to the secretariat on the review process, as appropriate.

<sup>27</sup> According to Article 8 of the Kyoto Protocol, information submitted by Annex I Parties under Article 7 shall be subject to review.

<sup>28</sup> Croatia became a Party to the Kyoto Protocol on 28 August 2007 and its initial report is due one year thereafter.

<sup>29</sup> FCCC/SBI/2008/8, paragraph 93.

<i>FCCC/SBI/2008/INF.8</i>	<i>Status of submission and review of the initial reports submitted in accordance with decision 13/CMP.1. Note by the secretariat</i>
<i>FCCC/SBI/2008/MISC.7</i>	<i>Experiences with and lessons learned from the review of initial reports under the Kyoto Protocol, including recommendations for improvements. Submissions from Parties</i>

### **11. Matters relating to Article 3, paragraph 14, of the Kyoto Protocol**

55. *Background:* The CMP, by its decision 31/CMP.1, requested the secretariat to organize a workshop on reporting methodologies on ways to minimize adverse social, environmental and economic impacts on developing country Parties of the implementation of policies and measures by Annex I Parties in achieving their quantified emission limitation and reduction commitments under Article 3, paragraph 1, of the Kyoto Protocol. This workshop was held in Abu Dhabi, United Arab Emirates, from 4 to 6 September 2006.

56. At previous sessions of the SBI, Parties had not been able to reach agreement on how to proceed with the negotiations on this item. At its twenty-eighth session, the SBI considered this item by means of consultations. In the course of these consultations, agreement was reached to consider this agenda item with the SBSTA agenda item "Matters relating to Article 2, paragraph 3, of the Kyoto Protocol" in a joint contact group set up by the SBSTA and the SBI.

57. *Action:* The SBI will be invited to consider this matter, with a view to making recommendations to the CMP at its fourth session.

<i>FCCC/SBI/2006/27</i>	<i>Report on the workshop on reporting methodologies in the context of Article 3, paragraph 14, of the Kyoto Protocol. Note by the secretariat</i>
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### **12. Report of the administrator of the international transaction log under the Kyoto Protocol**

58. *Background:* The COP, by its decision 16/CP.10, requested the administrator of the international transaction log (ITL) to report annually to the CMP on organizational arrangements, activities and resource requirements and to make any necessary recommendations to enhance the operation of registry systems.

59. The CMP, by its decision 12/CMP.1, requested the SBI to consider, at its future sessions, annual reports of the administrator of the ITL, with a view to requesting the CMP to provide guidance, as necessary, in relation to the operation of registry systems. The SBI, at its twenty-sixth session,<sup>30</sup> requested the secretariat to ensure that the resources for operating the ITL are used efficiently and that past and future requirements are reported in a transparent manner in annual reports of the administrator of the ITL.

60. *Action:* The SBI will be invited to consider the report of the administrator of the ITL for 2008 mentioned below and to prepare conclusions or a draft decision for adoption by the CMP at its fourth session.

<i>FCCC/KP/CMP/2008/7</i>	<i>Annual report of the administrator of the international transaction log under the Kyoto Protocol. Note by the secretariat</i>
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<sup>30</sup> FCCC/SBI/2007/15, paragraph 117.

### 13. Amendment of the Kyoto Protocol in respect of procedures and mechanisms relating to compliance

61. *Background:* The SBI, at its twenty-eighth session,<sup>31</sup> agreed to continue to discuss this issue further at its twenty-ninth session. The agenda item is based on a proposal from Saudi Arabia contained in document FCCC/KP/CMP/2005/2 and on decision 27/CMP.1.

62. *Action:* The SBI will be invited to continue consideration of this matter.

FCCC/KP/CMP/2005/2	<i>Proposal from Saudi Arabia to amend the Kyoto Protocol. Note by the secretariat</i>
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### 14. Administrative, financial and institutional matters

#### (a) Audited financial statements for the biennium 2006–2007

63. *Background:* The financial procedures of the Convention require that a final audited statement of accounts for each full financial period be provided to the COP as soon as possible after the accounts for the financial period are closed. The financial statements for 2006–2007, which were certified by the Executive Secretary, have been audited by the United Nations Board of Auditors. The audited financial statements, the relevant report of the Board and the secretariat's initial response to the recommendations are provided at this session.

64. *Action:* The SBI will be invited to take note of the report and its addenda listed below with a view to recommending a draft decision for adoption by the COP at its fourteenth session on the status of implementation of the recommendations contained in the report by the United Nations Board of Auditors.

FCCC/SBI/2008/13	<i>Report of the United Nations Board of Auditors. Note by the Executive Secretary</i>
FCCC/SBI/2008/13/Add.1	<i>Report of the United Nations Board of Auditors. Note by the Executive Secretary. Addendum. Comments by the secretariat</i>
FCCC/SBI/2008/13/Add.2	<i>Report of the United Nations Board of Auditors. Note by the Executive Secretary. Addendum. Audited financial statements for the biennium 2006–2007</i>

#### (b) Budget performance for the biennium 2008–2009

65. *Background:* The COP, by its decision 13/CP.13, approved the programme budget for the biennium 2008–2009 and requested the Executive Secretary to report to the COP at its fourteenth session on income and budget performance, and to propose any adjustments that might be needed in the programme budget for the biennium 2008–2009.

66. At its twenty-eighth session, the SBI considered the impact of the weaker United States dollar on the core budget and recommended that the Executive Secretary be authorized to incur expenditure for the biennium in United States dollars up to the equivalent of EUR 41,172,068 at the average exchange rate between 1 January 2008 and 31 December 2009, provided the expenditure is covered by related income.<sup>32</sup>

67. For this session, a brief report on the budget performance and programme delivery as at 30 June 2008 has been prepared.

<sup>31</sup> FCCC/SBI/2008/8, paragraph 98.

<sup>32</sup> FCCC/SBI/2008/8, paragraph 149.

68. A separate report on the status of contributions as at 15 November 2008 has been prepared in keeping with the financial procedures of the Convention, which require the Executive Secretary to inform Parties of their status of contributions at least twice a year.

69. *Action:* The SBI will be invited to take note of these reports listed below and to recommend a draft decision for adoption by the COP at its fourteenth session to address the adverse effects of exchange rate fluctuation.

<i>FCCC/SBI/2008/10</i>	<i>Budget performance for the biennium 2008–2009. Note by the secretariat</i>
<i>FCCC/SBI/2008/INF.9</i>	<i>Status of contributions as at 15 November 2008. Note by the secretariat</i>

(c) Continuing review of the functions and operations of the secretariat

70. *Background:* The SBI, at its twenty-first session,<sup>33</sup> decided to continue consideration of this sub-item annually.

71. *Action:* The SBI will be invited to consider this sub-item in the light of the reports indicated under agenda sub-items 14 (a) and (b) and to make conclusions, as appropriate.

(d) Privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol

72. *Background:* The CMP, in decision 4/CMP.3 on the scope and content of the second review of the Kyoto Protocol pursuant to its Article 9, requested the SBI to consider at its twenty-eighth session the views submitted by Parties on how the issues specified in paragraph 6 of the decision, including the issue of privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol, should be addressed in the second review and to report to the CMP at its fourth session.

73. The SBI, at its twenty-eighth session, recommended that the CMP consider appropriate treaty arrangements with respect to the issue of privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol, consistent with international law, and that additional short-term arrangements should be given further consideration by the SBI at its twenty-ninth session, including experience gained through the implementation of decision 9/CMP.2.<sup>34</sup> The SBI further recommended that a long-term solution in the form of appropriate treaty arrangements should be considered by the CMP at its fourth session, with a view to concluding such arrangements by CMP 5.

74. *Action:* The SBI is invited to consider this matter with a view to making a recommendation to the CMP at its fourth session.

<i>FCCC/KP/CMP/2008/10</i>	<i>Privileges and immunities for individuals serving on constituted bodies under the Kyoto Protocol: implementation of decision 9/CMP.2. Note by the secretariat</i>
<i>FCCC/SBI/2008/INF.1</i>	<i>Synthesis of views on how the issues specified in decision 4/CMP.3, paragraph 6, should be addressed in the second review of the Kyoto Protocol pursuant to its Article 9. Note by the secretariat</i>

## 15. Other matters

75. Any other matters arising during the session will be taken up under this item.

<sup>33</sup> FCCC/SBI/2004/19, paragraph 105.

<sup>34</sup> See document FCCC/SBI/2008/8, paragraph 109 (c).

## **16. Report on the session**

76. *Background:* A draft report on the work of the session will be prepared for adoption by the SBI at the end of the session.

77. *Action:* The SBI will be invited to adopt the draft report and authorize the Rapporteurs<sup>35</sup> to complete the report after the session, under the guidance of the Chair and with the assistance of the secretariat.

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<sup>35</sup> There is a replacement Rapporteur for items under the Kyoto Protocol.



Annex**Documents before the Subsidiary Body for Implementation  
at its twenty-ninth session****Documents prepared for the session**

FCCC/SBI/2008/9	Provisional agenda and annotations. Note by the Executive Secretary
FCCC/SBI/2008/10	Budget performance for the biennium 2008–2009. Note by the secretariat
FCCC/SBI/2008/11	Synthesis report on the implementation of the framework for capacity-building in developing countries. Note by the secretariat
FCCC/SBI/2008/12	National greenhouse gas inventory data for the period 1990–2006. Note by the secretariat
FCCC/SBI/2008/13	Report of the United Nations Board of Auditors. Note by the Executive Secretary
FCCC/SBI/2008/13/Add.1	Report of the United Nations Board of Auditors. Note by the Executive Secretary. Addendum. Comments by the secretariat
FCCC/SBI/2008/13/Add.2	Report of the United Nations Board of Auditors. Note by the Executive Secretary. Addendum. Audited financial statements for the biennium 2006–2007
FCCC/SBI/2008/14	Report on the fourteenth meeting of the Least Developed Countries Expert Group. Note by the secretariat
FCCC/SBI/2008/15	Report on the expert meeting on experiences in using performance indicators for the monitoring and evaluation of capacity-building at the national level. Note by the secretariat
FCCC/SBI/2008/16	Report of the Global Environment Facility on the elaboration of a strategic programme to scale up the level of investment in the transfer of environmentally sound technologies. Note by the secretariat
FCCC/SBI/2008/17	Draft terms of reference for the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention. Note by the Chair
FCCC/SBI/2008/INF.7	Status of submission and review of fourth national communications and of reports demonstrating progress. Note by the secretariat
FCCC/SBI/2008/INF.8	Status of submission and review of the initial reports submitted in accordance with decision 13/CMP.1. Note by the secretariat
FCCC/SBI/2008/INF.9	Status of submissions as at 15 November 2008. Note by the secretariat
FCCC/SBI/2008/INF.10	Financial support provided by the Global Environment Facility for the preparation of national communications from Parties not included in Annex I to the Convention. Note by the secretariat

- FCCC/SBI/2008/MISC.5 Activities to implement the framework for capacity-building in developing countries under decision 2/CP.7. Submissions from Parties and relevant organizations
- FCCC/SBI/2008/MISC.6 Experiences with monitoring and evaluation of capacity-building at the national level. Submissions from Parties
- FCCC/SBI/2008/MISC.7 Experiences with and lessons learned from the review of initial reports under the Kyoto Protocol, including recommendations for improvements. Submissions from Parties
- FCCC/SBI/2008/MISC.8 Implementation of national adaptation programmes of action including on accessing funds from the Least Developed Countries Fund. Submissions from Parties
- FCCC/SBI/2008/MISC.9 Status of implementation of Article 4, paragraph 8, of the Convention, decision 5/CP.7 and decision 1/CP.10. Submissions from Parties and relevant organizations
- FCCC/SB/2008/INF.5 Report of the Expert Group on Technology Transfer for 2008. Note by the Chair of the Expert Group on Technology Transfer
- FCCC/SB/2008/INF.6 Developing performance indicators to monitor and evaluate the effectiveness of the implementation of the technology transfer framework. Interim report by the Chair of the Expert Group on Technology Transfer
- FCCC/SB/2008/INF.7 Identifying, analysing and assessing existing and potential new financing resources and relevant vehicles to support the development, deployment, diffusion and transfer of environmentally sound technologies. Interim report by the Chair of the Expert Group on Technology Transfer
- FCCC/SB/2008/INF.8 Developing a strategy paper for the long-term perspective beyond 2012, including sectoral approaches, to facilitate the development, deployment, diffusion and transfer of technologies under the Convention. Interim report by the Chair of the Expert Group on Technology Transfer

**Other documents before the session**

- FCCC/CP/2008/2 Report of the Global Environment Facility to the Conference of the Parties. Note by the secretariat
- FCCC/CP/2007/3 and Corr.1 Report of the Global Environment Facility to the Conference of the Parties. Note by the secretariat
- FCCC/KP/CMP/2008/7 Annual report of the administrator of the international transaction log under the Kyoto Protocol. Note by the secretariat
- FCCC/KP/CMP/2008/10 Privileges and immunities for individuals serving on constituted bodies under the Kyoto Protocol: implementation of decision 9/CMP.2. Note by the secretariat
- FCCC/KP/CMP/2005/2 Proposal from Saudi Arabia to amend the Kyoto Protocol. Note by the secretariat
- FCCC/SBI/2008/8 Report of the Subsidiary Body for Implementation on its twenty-eighth session, held in Bonn from 4 to 13 June 2008

- FCCC/SBI/2008/INF.1      Synthesis of views on how the issues specified in decision 4/CMP.3, paragraph 6, should be addressed in the second review of the Kyoto Protocol pursuant to its Article 9. Note by the secretariat
- FCCC/SBI/2007/10/Add.1      Report on the activities of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Note by the Chair of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Addendum. Outcomes of the stocktaking exercise for the period 2003 to 2007
- FCCC/SBI/2007/32      Report of the Least Developed Countries Expert Group stocktaking meeting on the progress made by Parties in the preparation and implementation of national adaptation programmes of action. Note by the secretariat
- FCCC/SBI/2007/MISC.7 and Add.1 and 2      Views on the mandate and terms of reference of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Submissions from Parties
- FCCC/SBI/2006/27      Report on the workshop on reporting methodologies in the context of Article 3, paragraph 14, of the Kyoto Protocol. Note by the secretariat
- FCCC/SB/2007/INF.2      Relationship of various provisions of the Mauritius Strategy to the work of the Convention and its Kyoto Protocol. Note by the secretariat
- FCCC/TP/2008/5      Approaches to monitoring and evaluation of capacity-building at different levels. Technical paper

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