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## **Subsidiary Body for Scientific and Technological Advice**

**Forty-first session**

**Lima, 1–6 December 2014**

Agenda item 7

**Warsaw International Mechanism for Loss and Damage associated with Climate Change Impacts**

## **Subsidiary Body for Implementation**

**Forty-first session**

**Lima, 1–8 December 2014**

Agenda item 10

**Warsaw International Mechanism for Loss and Damage associated with Climate Change Impacts**

# **Warsaw International Mechanism for Loss and Damage associated with Climate Change Impacts**

## **Draft conclusions proposed by the Chairs**

The Subsidiary Body for Scientific and Technological Advice and the Subsidiary Body for Implementation agreed to recommend that the Conference of the Parties at its twentieth session continue consideration of this matter, on the basis of the text contained in the annex to this document.

## Annex

### Draft decision -/CP.20

*[The Conference of the Parties,*

*Reaffirming* the provisions contained in decisions 3/CP.18 and 2/CP.19,

*Appreciating* the work of the Executive Committee of the Warsaw International Mechanism for Loss and Damage associated with Climate Change Impacts to develop its initial two-year workplan,

*Taking note* of the report of the Executive Committee,<sup>1</sup>

1. *Approves* the initial two-year workplan of the Executive Committee of the Warsaw International Mechanism for Loss and Damage associated with Climate Change Impacts;<sup>2</sup>
2. *Notes* the useful inputs provided by Parties, observers and other organizations as part of the transparent, inclusive and participatory process of developing the initial two-year workplan of the Executive Committee;

*Mandate and accountability*

3. *Reaffirms* the establishment of the Executive Committee of the Warsaw International Mechanism for Loss and Damage associated with Climate Change Impacts, under the guidance of, and accountable to, the Conference of the Parties, to guide the implementation of the functions of the Warsaw International Mechanism referred to in decision 2/CP.19, paragraph 5;

*3 bis*

*[Decides* that the current interim members of the Executive Committee shall continue and begin to implement the two-year workplan while the permanent Executive Committee is elected at the latest by March 2015;]

*Reporting*

4. *Also reaffirms* the request to the Executive Committee to report annually to the Conference of the Parties through the Subsidiary Body for Scientific and Technological Advice and the Subsidiary Body for Implementation and make recommendations, as appropriate;

*Membership and composition*

5. *Encourages* Parties to nominate to the Executive Committee experts with the diversity of experience and knowledge relevant to loss and damage associated with climate change impacts;
6. *Also decides* that the Executive Committee shall comprise 16/X members, who will be nominated by Parties in their respective groups or constituencies and elected by the Conference of the Parties, with the aim of achieving a fair, equitable and balanced representation, as follows:

*Option 1 total number: 16*

- (a) Two members from each of the five United Nations regional groups;

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<sup>1</sup> FCCC/SB/2012/4.

<sup>2</sup> FCCC/SB/2012/4. Annex 2.

- (b) One member from a small island developing State;
- (c) One member from a least developed country Party;
- (d) Two members from Parties included in Annex I to the Convention (Annex I Parties);
- (e) Two members from Parties not included in Annex I to the Convention (non-Annex I Parties);

*Alt 1 para 6 total number: 10 +*

*Decides* that the Executive Committee shall consist of two representatives from each of the following bodies under the Convention, ensuring that there is a balanced representation between developed and developing country Parties: the Adaptation Committee, the Least Developed Countries Expert Group, the Standing Committee on Finance, the Technology Executive Committee and the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention; and one member from each of the following international organizations: *placeholder for names of organizations*;

*Alt 2 para 6*

*Decides* that the Executive Committee shall be comprised of 12 members with equal representation between developed countries and developing countries;

*Terms of members*

7. *Decides* that members shall serve for a term of two years and shall be eligible to serve a maximum of two consecutive terms of office, and that the following rules shall apply:

- (a) Half of the members shall be elected initially for a term of three years and half of the members shall be elected for a term of two years;
- (b) Thereafter, the Conference of the Parties shall elect members for a term of two years;
- (c) The members shall remain in office until their successors have been elected;

*Subsidiary structures*

8.

*Option 1*

*Decides* that the Executive Committee may establish expert groups and panels to help execute the work of the Executive Committee, as appropriate, in an advisory role and reporting to the Executive Committee;

*Option 2*

*Decides* that the Executive Committee may establish expert groups, subsidiary structures and panels to help execute the work of the Executive Committee and in the implementation of the Warsaw International Mechanism, as appropriate, in an advisory role and reporting to the Executive Committee, and will include two members of the Executive Committee; one from a [Party included in Annex I to the Convention][developed country Party] and one from a [Party not included in Annex I to the Convention][developing country Party];

*Requests* the Executive Committee to establish the following subsidiary structure:

- a) A technical facility to assist Parties in undertaking the actions referred to in decision 3/CP.18, paragraph 6, and to guide the work to address loss and damage in the areas mentioned in paragraph 7 of the same decision;
- b) A financial facility to assist Parties in accordance with decision 2/CP.19, paragraph 14;

*Decision-making*

9. *Decides* that decisions of the Executive Committee shall be taken by consensus;
10. *[Pending resolution of paragraph 6/6 Alt 1 and 2: Placeholder for additional provisions];*

*Chairing arrangements*

11. *Decides* that the Executive Committee shall elect annually Co-Chairs from among its members to serve for a term of one year, with one being a member from a [Party included in Annex I to the Convention][developed country Party] and the other being a member from a [Party not included in Annex I to the Convention][developing country Party];
12. *Also decides* on other related provisions including:
  - (a) If one or both Co-Chairs are absent from a particular meeting, any other member designated by the Executive Committee shall temporarily serve as the co-Chair or Chair of that meeting;
  - (b) If a Co-Chair is unable to complete the term of office, the Executive Committee shall elect a replacement to complete that term of office;

*Meetings*

13. *Decides* that the Executive Committee shall meet at least twice per year, while retaining its flexibility to adjust the number of meetings, as appropriate;
14. *Also decides* that the Executive Committee shall convene its first meeting as soon as practical following the election of its members, commencing at COP 20 but no later than March 2015, and at its first meeting shall adopt its rules of procedure and begin implementing its work plan;

*Transparency*

15. *Decides* that the meetings of the Executive Committee shall be open to attendance by admitted observer organizations, except where otherwise decided by the Executive Committee, with a view to encouraging a balanced regional representation of observers;
16. *Also decides* that the decisions and outputs of the Executive Committee shall be made publicly available on the UNFCCC website unless decided otherwise by the Executive Committee;

*Working language*

17. *Decides* that English shall be the working language of the Executive Committee;

*Secretariat*

18. *Also decides* that the secretariat shall support and facilitate the work of the Executive Committee, subject to the availability of resources. ]