

## **Scenario note on the twelfth part of the second session of the Ad Hoc Working Group on the Durban Platform for Enhanced Action**

### **Note by the Co-Chairs**

*20 November 2015*

### **I. Introduction**

1. In accordance with its agreed work programme, the Ad Hoc Working Group on the Durban Platform for Enhanced Action (ADP) will resume its work at the twelfth and final part of its second session, to be held in Paris, France.
2. At the closure of ADP 2.11 held in Bonn, Germany from 19 to 23 October 2015, Parties agreed to forward to ADP 2.12 the outcome of their work contained in the draft Paris agreement and accompanying draft decision on workstream 1 and workstream 2 dated 23 October 2015. Parties also agreed to request the secretariat to prepare “a technical paper, which should identify closely related paragraphs and duplications within sections, and possible areas for streamlining.” Parties made clear that this effort by the secretariat was to be an editorial exercise to clean up the text without changing its content. In addition, Parties requested that the secretariat perform light editing of the non-paper. The edited draft agreement and draft decision was made available to Parties as document ADP.2015.11.InformalNote dated 6 November 2015 (reissued 10 November).<sup>1</sup> The technical paper prepared by the secretariat at the request of Parties was made available as document ADP.2015.12 InformalNote dated 6 November 2015.
3. The Co-Chairs and representatives of the COP 20 and COP 21 presidencies will together undertake pre-session consultations between 25 and 28 November 2015 on the completion of work under the Durban Platform and the completion and adoption of the Paris outcomes. In addition, the Co-Chairs will meet with any interested Party or group of Parties that requests to do so from 25 November to noon on 28 November.
4. An open-ended informal consultation with all Parties on the mode of work will be held at 6:30 p.m. on Saturday, 28 November at the UNESCO Headquarters in Paris. This informal meeting will be hosted jointly by the Co-Chairs and the incoming Presidency of COP 21.

### **II. Objective of the session**

5. The objective of the session is to finalize at the level of senior officials the draft Paris Climate Package containing a draft Paris agreement as well as accompanying draft decision(s) on workstream 1 and workstream 2 and to transmit the outcome to the COP for further consideration and adoption.
6. Ensuring the most efficient use of time available for negotiation and group coordination is crucial to achieve the successful outcome in Paris that is desired by all. To this end we encourage Parties to use the remaining time prior to the opening of the session to reach out to your negotiating partners to develop concrete textual proposals for outcomes that address the full range of expectations and needs and create the foundation of an outcome acceptable to all.

### **III. Organization of the work**

7. To make the most efficient use of time in Paris, the Co-Chairs propose to Parties that the ADP plenary meet briefly at 5:00 p.m. on Sunday, 29 November, at the conference site (Le Bourget). Because the final

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<sup>1</sup> Edited version of 6 November, re-issued due to technical errors on 10 November 2015. <<http://unfccc.int/resource/docs/2015/adp2/eng/11infnot.pdf>>The draft decision on workstream 2 was also issued separately as ADP.2015.10.InformalNote of 6 November, re-issued due to technical errors on 10 November 2015 <<http://unfccc.int/resource/docs/2015/adp2/eng/10infnot.pdf>>.

session of the ADP is a continuation of ADP 2.11, Parties are again encouraged to post their statements and remarks on the [submission portal](#)<sup>2</sup> in lieu of presenting them orally. The Co-Chairs also propose that the spinoffs on technology development and transfer and capacity building, on final clauses, and on workstream 2 begin from 7:00 p.m. to 9:00 p.m. on Monday, 30 November. The ADP open-ended contact group then would meet at 10:00 a.m. on Tuesday, 1 December.

8. The Co-Chairs have sent a letter to the COP 20 Presidency, dated 19 November, to seek the authorization of the Bureau on the proposal in paragraph 7 above. The Co-Chairs will also consult with Parties during the pre-session consultations, beginning on 25 November. If any Party expresses a reservation to the proposal in paragraph 7, the ADP opening plenary will hold its first meeting at 10:00 a.m. on Tuesday, 1 December, and no work will take place in spinoffs until that time. The Co-Chairs sincerely hope that this suggestion will meet the agreement of the Parties so as to ensure the best use of the very limited time available to ADP to finalize its work. On confirmation, the starting time for the ADP plenary will be communicated immediately to all Parties.

9. ADP 2.12 will continue employing an open-ended contact group and also spin-offs, as required. However, in our informal contact with Parties, many recognise the need for and have urged a change in the pace of engagement in light of the limited time and urgency of tasks before us.

10. To facilitate effective exchange among Parties, the open-ended contact group will meet in a square table format. The ADP open-ended contact group will convene daily, in the same meeting room, from 10:00 A.M to 1:00 p.m., from 3:00 to 6:00 p.m, and from 7:00 to 9:00 p.m.

11. Given the fact that the articles of the draft agreement before us are at different stages of maturity, the contact group will use a tailored approach to ensure effectiveness. It is suggested that the following issues be taken up from the outset in spin off groups: workstream 2 (section IV of the draft decision), technology development and transfer/capacity building (articles 7, 8 and 8-bis), and facilitating implementation and compliance and final clauses (articles 11-26 of the draft agreement). Facilitators will come prepared to offer ways forward and delegates are encouraged to share bridging proposals with them in advance.

12. It is also suggested that the open-ended contact group first consider the following issues: mitigation (article 3, 3-bis and 3-ter), adaptation (article 4) and loss and damage (article 5), finance (article 6), and transparency of action and support (article 9). The open-ended contact group will subsequently consider the following issues: preamble, definitions (article 1), purpose and general (article 2 and article 2-bis) and global stocktaking (article 10).

13. The objective of taking these articles up in the open-ended contact group is to conclude on as many issues as possible. It is important for Parties to hear each other on these key issues so compromise can be found, including on the decision texts which Parties did not have time to discuss at ADP 2.11. Specific issues, which require more in-depth consideration, will be taken up in time-bound spin-off meetings with clear instructions on what would need to be reported back. The open-ended contact group will also be the platform to address potential overlaps and cross-cutting issues.

14. Paragraphs of the draft decision text, other than those related to workstream 2, that are directly connected to one of the articles of the draft agreement will be considered with the relevant article or sub-article. Remaining paragraphs of the draft decision will be taken up in the open-ended contact group. A list of these paragraphs will be provided.

15. Progress on text in the open-ended contact group and in the spin-off groups will be made available on a daily basis on the website of the ADP.

16. Spin-off groups will need to complete their work by 6:00 p.m. on Thursday, December 3, and report to the open-ended contact group on issues solved and compromises found, to allow for preparation of a revised, consolidated version of the draft agreement and draft decision(s). Likewise, negotiation of issues in the open-ended contact group will need to conclude by 9:00 p.m. on Thursday, December 3.

17. A consolidated revised version of the draft agreement and the draft decision(s) incorporating progress made by the open-ended contact group and the spin offs will be made available to Parties on Friday, 4 December at 8:00 a.m. The revised draft agreement and draft decision(s) will be further considered by the

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<sup>2</sup> <[http://unfccc.int/documentation/submissions\\_from\\_parties/items/5900.php](http://unfccc.int/documentation/submissions_from_parties/items/5900.php)>

open-ended contact group, which will need to finalize its work before Saturday, 5 December at 10:00 a.m.in order to prepare the final draft of the agreement and the draft decision(s) for transmission to the COP.

#### **IV. Closing of the session**

18. The closing and final plenary of the ADP will be held at noon on Saturday, 5 December. The final outcome of the work of the ADP will be submitted for consideration by the COP at a COP plenary meeting currently envisioned for the afternoon of Saturday, 5 December 2015.

19. The Co-Chairs would like once again to convey to all Parties their gratitude for the trust and confidence placed in them by the Parties and they very much look forward to facilitating, based on their mandate, the negotiations among Parties so as to ensure the successful completion on 5 December at noon of the mandate of Ad Hoc Working group of the Durban Platform for Enhanced Action.