

TASK SHEET ON TRANSPARENCY OF ACTION AND SUPPORT

1. Article and topic:

Art 9.6, 9.7, 9.8 and 9.16, decision paragraph 99 Option 2 (Principles /grace/transition)

Text:

9.6 **Option 1:** [The CMA shall, at its first session, building on lessons learned [and elaborating on the provisions above], adopt [common] modalities, procedures and guidelines, [to elaborate on the provisions above] [as appropriate, for promoting environmental integrity] [for the reporting and review of the information as set out in paragraph 4 of this Article]. It shall take into account, inter alia:

- (a) The need for flexibility in the light of capability;
- (b) The importance of facilitating improved reporting and transparency over time;
- (c) The need to avoid undue burden and duplication, taking into account the particular situation of Parties that are small States with limited administrative capacities;
- (d) The facilitative, non-intrusive nature of review;
- (e) The need to ensure that there is no backsliding;
- (f) The need to ensure that there is no double counting;
- (g) The need to ensure environmental integrity.]

Option 2:

The CMA shall, at its first session, building on lessons learned from reporting under the Convention and elaborating on the provisions above under this Article, adopt common modalities, procedures and guidelines, as appropriate, for the transparency of action and support.

9.7. The transparency system shall be guided by the principles and provisions of the Convention and be implemented in a facilitative, non-intrusive, non-punitive manner, respectful of national sovereignty, and shall provide flexibility and avoid placing an undue burden on developing countries.

9.8 There shall be a transition period of [5][10] years for developing country Parties.

9.16 [The CMA shall periodically review its decisions and update them, as appropriate [and at least once every five years].] *{Proposed to move this to the section on the transparency of action and support in the draft decision}*

Related decision paragraphs:

Option 2: (paragraph 99)

99. *Requests* the SBSTA to develop recommendations for modalities, procedures and guidelines in accordance with Article 9, paragraph 6, of the Agreement for adoption at the first session of the CMA, taking into account, inter alia:

- (a) The ability of each Party to elect one or more aspects of the flexibility to be specified in the guidance to be adopted by the CMA on the basis of the Party's capacity, such as level of detail of reporting, frequency and scope, provided that the Party revisits the flexibility regularly;
- (b) The importance of facilitating improved reporting and transparency over time;
- (c) The need to avoid undue burden and duplication;
- (d) The facilitative, non-intrusive nature of review;

2. Task

Find solutions and clean text.

3. Working mode

Spin off work – Facilitated by Ambassador KWOK Fook Seng.