

## **DECISION UNDER PARAGRAPH 2 OF SECTION X**

*Party concerned: Greece*

In accordance with the Procedures and mechanisms relating to compliance contained in the annex to decision 27/CMP.1 and adopted under Article 18 of the Kyoto Protocol and pursuant to the Rules of procedure of the Compliance Committee,<sup>1</sup> the enforcement branch adopts the following decision:

### **BACKGROUND**

1. On 17 April 2008, the enforcement branch adopted the final decision (document CC-2007-1-8/Greece/EB) that gave effect to the consequences contained in paragraph 18 of the preliminary finding of the branch as confirmed by and annexed to the final decision. According to subparagraph (c) of this paragraph, Greece is not eligible to participate in the mechanisms under Articles 6, 12 and 17 of the Protocol pending the resolution of the question of implementation.
2. On 7 October 2008, the enforcement branch adopted a decision on the review and assessment of the plan submitted by Greece under paragraph 2 of section XV<sup>2</sup> (document CC-2007-1-9/Greece/EB) and requested Greece to submit, as early as possible, a revised plan (document CC-2007-1-10/Greece/EB).
3. Following an in-country review, the annual review report entitled "Report of the individual review of the greenhouse gas inventories of Greece submitted in 2007 and 2008" was published on 17 October 2008 (document FCCC/ARR/2008/GRC; hereinafter referred to as "review report").
4. On 20 October 2008, the secretariat forwarded the review report to the Compliance Committee, including the members and alternate members of the enforcement branch, in accordance with paragraph 3 of section VI.
5. On 27 October 2008, Greece submitted a revised plan under paragraph 2 of section XV in response to the request of the enforcement branch referred to in paragraph 2 above (document CC-2007-1-11/Greece/EB).
6. On 27 October 2008, Greece also submitted a request to reinstate its eligibility to participate in the mechanisms under Articles 6, 12 and 17 of the Protocol in accordance with

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<sup>1</sup> All references to the Rules of procedure refer to the rules contained in the annex to decision 4/CMP.2.

<sup>2</sup> All section references in this document refer to the Procedures and mechanisms relating to compliance contained in the annex to decision 27/CMP.1.

paragraph 2 of section X (document CC-2007-1-12/Greece/EB). In accordance with paragraph 2 of rule 10, the request was deemed received by the enforcement branch on 28 October 2008.

## REASONS AND CONCLUSIONS

7. The expert review team (ERT) concluded that the national system of Greece is performing its required functions, as set out in the annex to decision 19/CMP.1. The ERT further concluded that the institutional, legal and procedural arrangements of the new national system are fully operational, and that Greece has the capacity, including relevant arrangements for the technical competence of staff within the national system, to plan, prepare and manage inventories and their timely submission to the secretariat. During the review, no questions of implementation were identified by the ERT.

8. The review report also confirmed that the ERT had in-depth discussion on all aspects of the national system with the relevant staff, and that the transfer of information and data from the institution with previous technical responsibility for the inventory preparation to the new team has been completed.

9. The review report further identifies a number of measures that will ensure the continuity of inventory compilation during periods of transition, including:

- (a) The continued involvement of staff of the Ministry for the Environment, Physical Planning and Public Works (MINENV) over the five years of the current contract with the sub-contracted entity with technical responsibility for inventory preparation, and the provision of support by the sub-contracted entity to enhance inventory knowledge of staff in the MINENV climate change team;
- (b) The allocation of alternates to cover staff turnover in the MINENV climate change team; and
- (c) The establishment of procedures for archiving of all inventory information within MINENV.

10. The branch notes that, according to the information contained in the review report, the 2008 greenhouse gas inventory submission of Greece that was created under the new national system constitutes a considerable improvement on previous submissions and that further improvements have been achieved during and after the in-country review.

11. The branch further notes that the revised plan submitted by Greece in accordance with the request of the branch and referred to in paragraph 5 above, now addresses the stipulated elements and issues explicitly.

12. The branch concludes that the information now available is sufficient to conclude that the question of implementation has now been resolved.

## DECISION

13. In accordance with paragraph 2 of section X, the branch decides that there no longer continues to be a question of implementation with respect to Greece's eligibility, and that Greece is now fully eligible to participate in the mechanisms under Articles 6, 12 and 17 of the Protocol.

*Members and alternate members participating in the consideration and elaboration of the decision:* Mohammad Sa'dat ALAM, Johanna G. Susanna DE WET, Raúl ESTRADA OYUELA, Patricia ITURREGUI BYRNE, Kirsten JACOBSEN, Tuomas KUOKKANEN, René LEFEBER, Mary Jane MACE, Stephan MICHEL, Bernard NAMANYA, Sebastian OBERTHÜR, Ilhomjon RAJABOV, SU Wei, Vladimir TARASENKO

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This decision was adopted by consensus on 13 November 2008.