



FACILITATIVE BRANCH

Eighth meeting

1 July 2010
Bonn, Germany

Report on the meeting

1. Opening of the meeting

1. Mr. Kunihiro Shimada, chairperson of the facilitative branch, declared the meeting open. He thanked the members and alternate members for their support in his election as chairperson and congratulated Mr. Javad Aghazadeh Khoei on his election as vice-chairperson. The chairperson welcomed Ms. Janine Coye-Felson, Mr. Mohamed Nasr and Mr. Teddy St. Louis who were attending the meeting of the branch for the first time.

2. The secretariat confirmed that all members and alternate members present had signed the Oath of Service, that the meeting was being webcast live on the Internet and that an audio recording was being made of the entire meeting. The secretariat informed the meeting that due to last minute cancellations, the branch did not have a quorum to take decisions at the meeting and that no observers had registered for this meeting. As suggested by the chairperson, the members and alternate members present agreed to proceed with the meeting, noting that while the meeting was two seats short of a quorum to take decisions, discussions at the meeting could form a good basis for any decisions to be taken at the next meeting of the branch.

2. Adoption of the agenda

3. The branch reviewed and followed the provisional agenda (CC/FB/8/2010/1).

3. Provisions related to facilitation: Advice and facilitation

4. The chairperson provided background information on this item, recalling that the branch has been considering the provisions relating to facilitation, as contained in section IV of the "Procedures and mechanisms relating to compliance under the Kyoto Protocol"¹, since its first meeting held in March 2006. He further noted that that consideration of this item has increasingly focused on how the branch can carry out its responsibility to provide advice and facilitation "with the aim of promoting compliance and providing for early warning of potential non-compliance" under section IV, paragraph 6 (a), of the procedures and

¹ This and subsequent references to sections, as well as references to the procedures and mechanisms, refer to the annex to decision 27/CMP.1.



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mechanisms. The chairperson recalled that the branch has had lengthy debates about the exercise of its functions at previous meetings and noted that a key issue, which has resulted in diverging views within the branch, is whether a question of implementation is required to trigger section IV, paragraph 6 (a), of the procedures and mechanisms.

5. The branch noted that it had been provided with sufficient background information² to initiate a discussion on how to discharge its mandate in relation to section IV, paragraph 6 (a), of the procedures and mechanisms.

6. On the basis of information provided by the secretariat on the status of submission and review of fifth national communications (NC5s) from Parties included in Annex I, the chairperson noted that the in-depth reviews (IDRs) of NC5s will not be completed until 2012. The branch had an initial exchange of views with the secretariat on the possible prioritization of IDRs of NC5s on the basis of observations by the expert review teams in the IDRs of fourth national communications (NC4s), providing highest priority to the completion of IDRs for Parties for which major gaps have been noted in the IDRs of their NC4s. It agreed to return to this matter at its next meeting and invited members of the secretariat responsible for the coordination of such reviews to participate at its ninth meeting.

7. The branch noted that the plenary of the Committee has sought guidance from the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol (CMP) on action that the Committee could take in relation to delays in the submission by a Party included in Annex I of its national communication on two occasions³ and that the CMP has not yet addressed its request.⁴ In this context, the branch agreed that at its next meeting it would return to the question of whether and how it should seek guidance from the CMP.

² “Observations made by expert review teams in the in-depth review of fourth national communications of Parties included in Annex I in relation to greenhouse gas emission projections until 2010”. Note by the secretariat, CC/FB/8/2010/2 and “Documents that have been made available to SBI and CMP that provide information on GHG emission trends of Parties included in Annex I”, CC/FB/8/2010/3, which listed the following documents:

1. Status of submission and review of fifth national communications. Note by the secretariat, FCCC/SBI/2010/INF.1;
2. National greenhouse gas inventory data for the period 1990.2007. Note by the secretariat, FCCC/SBI/2009/12;
3. Compilation and synthesis of fourth national communications. Executive summary. Note by the secretariat, FCCC/SBI/2007/INF.6;
4. Compilation and synthesis of fourth national communications. Note by the secretariat. Addendum. Policies, measures, past and projected future greenhouse gas emission trends of Parties included in Annex I to the Convention, FCCC/SBI/2007/INF/6/Add.1; and
5. Compilation and synthesis of supplementary information incorporated in fourth national communications submitted in accordance with Article 7, paragraph 2, of the Kyoto Protocol. Note by the secretariat, FCCC/SBI/2007/INF.7.

³ See paragraphs 4 (b), 21 and 22 of the second annual report of the Compliance Committee to the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol, FCCC/KP/CMP/2007/6 and paragraphs 4 (b) and 22 of the fourth annual report of the Compliance Committee to the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol, FCCC/KP/CMP/2009/17.

⁴ See decisions 4/CMP.2 and 6/CMP.5.



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8. Emphasizing the serious nature of failure by a Party included in Annex I to submit its NC5 in a timely manner, the branch noted the need to take proactive action with respect to Parties that have not yet submitted their NC5s, which were due on 1 January 2010 in accordance with decision 10/CP.13. The branch agreed that this matter should be put to the full membership of the branch.

9. The branch also noted that a consideration of provisions relating to advice and facilitation would require a discussion of how any of the consequences listed in section XIV of the procedures and mechanisms could be applied.

4. Other matters

10. The chairperson informed the branch that its ninth meeting would be scheduled in conjunction with the eighth meeting of the plenary of the Compliance Committee. He reminded the branch that the plenary had requested the bureau to decide on the date of the meeting of the plenary in consultation with the secretariat.

5. Closure of the meeting

11. The chairperson of the branch declared the meeting closed.

6. Attendance

12. The names of members and alternate members present at the meeting are bolded below.

Members (in alphabetical order)	Alternate Members
1. ABULEIF , Khalid Mr.*	YOO, Yeon-Chul Mr.
2. AGHAZADEH KHOEI, Javad Mr.	IVANOVA, Jadranka Ms.
3. COYE-FELSON , Janine E. Ms.	ST. LOUIS , Teddy Mr.
4. DIXELIUS, Anna Ms.	NOTARO, Nicola Mr.
5. HADJ-SADOK, Tahar Mr.	NASR , Mohamed I. Mr.†
6. PEDRO CUESTA, Pedro Luis Mr.	LIMA, Antonio Monteiro Mr.
7. SEDYAKIN , Valeriy Mr.	SHIRMA, Roman Mr.
8. SHIMADA , Kunihiko Mr.	BERMAN , Mark Mr.
9. <i>vacant</i> ‡	ICHSANA ISHAK, Inar Ms.
10. PALLEMAERTS , Marc Mr.	ROBERTS, Adrian Mr.

* Mr. Abuleif was absent in the afternoon of 1 July 2010.

† Mr. Isidore Nonga Zongo resigned.

‡ Served as member.