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COMPLIANCE COMMITTEE

CC/FB/2010/2  
30 July 2010

*FACILITATIVE BRANCH*

**Report on a vote by electronic means**

**Letter to Monaco concerning the late submission of its fifth national communication**

Pursuant to paragraph 4 of section IV of the “Procedures and mechanisms relating to compliance under the Kyoto Protocol” as set out in the annex to decision 27/CMP.1 and rule 11, paragraph 2, of the “Rules of procedure of the Compliance Committee of the Kyoto Protocol” contained in the annex to decision 4/CMP.2, as amended by decision 4/CMP.4, the members and alternate members of the facilitative branch decided to send the letter annexed to this report to Monaco.

This decision was adopted by consensus in Bonn on 26 July 2010

## Annex

28 July 2010

Mr. Frédéric PLATINI  
Director, Office of International Cooperation  
Ministry of Foreign Affairs  
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Monaco

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Dear Mr. Platini,

I am writing to you in my capacity as chairperson of the facilitative branch of the Compliance Committee of the Kyoto Protocol. I have the honour to draw your attention to the status of the submission of Monaco's fifth national communication, which was discussed at the eighth meeting of the branch.

In accordance with decision 10/CP.13, the fifth national communication from Parties included in Annex I to the Convention, including supplementary information under Article 7, paragraph 2, of the Kyoto Protocol, was due on 1 January 2010. The secretariat, in its message dated 2 November 2009, drew the attention of Parties to the due date for submission of this national communication and the implications arising from delays in the submission of the national communications under the Kyoto Protocol.<sup>1</sup>

The Guidelines for review under Article 8 of the Kyoto Protocol (as contained in the annex to decision 22/CMP.1) stipulates that "If a Party included in Annex I expects difficulties with the timeliness of its national communication submission, it should inform the secretariat before the due date of the submission. If the national communication is not submitted within six weeks after the due date, the delay should be brought to the attention of the COP/MOP and the Compliance Committee and made public".

In accordance with those Guidelines, it was brought to the Compliance Committee's attention, by the secretariat in document CC/2010/1 dated 18 February 2010, that a number of Parties had not submitted their fifth national communication by 15 February 2010.

According to the latest information provided to the facilitative branch at its eighth meeting held in Bonn, Germany on 1 July 2010, in particular document FCCC/SBI/2010/INF.1, Monaco has still not submitted its fifth national communication. In addition, Monaco has not provided the secretariat with the likely date of its submission or any information on the reasons for delay.

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<sup>1</sup> This message is available at:  
<[http://unfccc.int/files/parties\\_and\\_observers/notifications/application/pdf/021109\\_mtp\\_reports\\_annex\\_1.pdf](http://unfccc.int/files/parties_and_observers/notifications/application/pdf/021109_mtp_reports_annex_1.pdf)>

The branch recalls that the plenary of the Compliance Committee noted in paragraph 22 of its second annual report to the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol (FCCC/KP/CMP/2007/6) its concern over late submission. In particular it noted that “Failure to provide information required under Article 7, paragraph 2, of the Kyoto Protocol might prejudice the ability of the expert review team to complete their work and report to the Compliance Committee in a timely manner. The timely submission and review of information is essential to the functioning of the procedures and mechanisms for compliance review established by decision 27/CMP.1”.

Consequently, the branch expresses its concerns with the delay of submission of Monaco’s fifth national communication. In accordance with section IV, paragraph 4, of the “Procedures and mechanisms relating to compliance under the Kyoto Protocol”, as contained in the annex to decision 27/CMP.1, the branch would like to inquire whether it can provide any advice and facilitation to Monaco in order to help it implement its reporting obligations.

We would appreciate receiving a response before the ninth meeting of the facilitative branch, which is due to be held in September 2010.

Yours sincerely,

Kunihiko Shimada  
Chairperson, Facilitative Branch  
Compliance Committee of the Kyoto Protocol

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