



PLENARY OF THE COMMITTEE

Tenth meeting

9 February 2012
Bonn, Germany

Report on the meeting

1. Opening of the meeting

1. Mr. Khalid Abuleif, co-chairperson of the plenary, opened the meeting. He welcomed Mr. Salman Mirza Babar Beg, Mr. Darius Dybka, Mr. Per Hallström, Ms. Rueanna Haynes, Mr. Rafik Hiahemzizou, Mr. Alexander Kodjabashev, Mr. Sebastian Marino, Mr. Luis Paz Castro and Mr. Delano Ruben Verwey who were attending their first meeting of the plenary.

2. At the request of the co-chairperson, the Secretary to the Committee, Mr. Dan Bondi Ogolla, provided information on participation and quorum. He welcomed the new members of the Committee and wished them a successful tenure. The Secretary confirmed that there was a quorum for the meeting, 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.

3. The co-chairperson recalled that the plenary, at its ninth meeting agreed to hold one meeting in 2012 without prejudice to hold an additional meeting should this be required. He informed the plenary that the bureau of the Committee considered that a short additional meeting of the plenary organized in conjunction with the eighteenth meeting of the enforcement branch and the eleventh meeting of the facilitative branch would provide a useful and cost-effective opportunity for the full membership of the Committee to meet, taking into account the number of new members and alternate members of both branches.

2. Adoption of the agenda

4. The co-chairperson informed the plenary that, although at its previous meeting the plenary agreed to keep on the agenda for its next meeting an item on consistency of reviews under Article 8 of the Protocol, it also invited the facilitative branch to further consider this issue with the assistance of the secretariat. Since, at its eleventh meeting, the branch was scheduled to only address organizational matters with respect to consistency of reviews, the bureau did not consider it necessary to include it in the agenda of this plenary meeting.

5. The plenary reviewed and adopted its agenda (CC/10/2012/1).



3. Report on the ninth meeting of the plenary

6. The plenary took note of the report on its ninth meeting prepared by the co-chairpersons (CC/9/2011/4).

4. Report of the enforcement branch

7. The plenary took note of the oral report of the enforcement branch, made to it by the chairperson of the branch, Mr. René Lefeber, on the branch's work since the ninth meeting of the plenary, the outcomes of its sixteenth and seventeenth meetings and of the first two days of its eighteenth meeting.

5. Report of the facilitative branch

8. The plenary took note of the oral report of the facilitative branch, made to it by the chairperson of the branch, Mr. Abuleif, on the outcomes of the branch's eleventh meeting.

6. Consistency in the application of the rules of procedure across the two branches of the Compliance Committee

9. The plenary discussed the 'indicative' working arrangements for the provision of advice and facilitation under section IV, paragraph 6 (a), of the "Procedures and mechanisms relating to non-compliance under the Kyoto Protocol"¹ that were developed and agreed by the facilitative branch at its eleventh meeting.²

10. In this regard, the plenary reiterated the importance of consistency in the application of the "Rules of procedure of the Compliance Committee of the Kyoto Protocol"³ across the two branches. The plenary also noted that, to further enhance transparency and due process, the facilitative branch, when further developing its working arrangements, may wish to:

- (a) Give due consideration to the need to systematically examine all reports of expert review teams, including by adding a corresponding item on its meeting agenda, to ensure fair and equal treatment of all Parties;
- (b) Further clarify what is meant by 'early warning';
- (c) Consider possible criteria for deciding whether to address an issue of early warning;

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

² The indicative working arrangements entitled "Provision of advice and facilitation under section IV, paragraph 6 (a)" are contained in the Annex to the report on the eleventh meeting of the facilitative branch (CC/FB/11/2012/2).

³ Contained in the annex to decision 4/CMP.2 as amended by decision 4/CMP.4.



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- (d) Further clarify its approach to the application of consequences;
- (e) Consider the use of terminology and the use of mandatory and non-mandatory language in the working arrangements.

11. The plenary agreed that the facilitative branch should report on the further development of its practice, with a view to submitting working arrangements for its provision of advice and facilitation under section IV, paragraph 6 (a), for approval by the plenary. The plenary noted the ‘indicative’ working arrangements and agreed that the facilitative branch should continue to develop its practice with respect to the provision of advice and facilitation under section IV, paragraph 6 (a), and further refine its indicative working arrangements.

12. The plenary also agreed to keep the issue on the agenda of its future meetings with a view to providing a forum for discussions on procedures and practice of both branches.

7. Calendar of meetings for 2012

13. The plenary agreed to have one further meeting in 2012, with the date to be decided by the bureau in consultation with the secretariat.

8. Other matters

14. No other matters were raised.

9. Closure of the meeting

15. Mr. Lefeber, co-chairperson of the plenary, declared the meeting closed at 13:04.



10. Attendance

16. 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.	JADRANKA, Ivanova Ms.
3) COYE-FELSON , Janine E. Ms.	ST. LOUIS, Teddy Mr.
4) DE WET , Sandea Ms.	AMOUGOU, Joseph Armathé Mr.
5) ESTRADA OYUELA, Raúl Mr.	GONZALEZ NORRIS , Antonio Mr. ⁺
6) FODEKE , Victor A. Mr.	GOPOLANG , Balisi Justice Mr.
7) HAYNES , Rueanna Ms.	MARINO , Sebastian Mr.
8) HIAHEMZIZOU , Rafik Mr.	NASR , Mohamed I. Mr.
9) JALOUTA, Najmadeen B.M. Mr.	<i>nomination pending</i>
10) KODJABASHEV , Alexander M. Mr.	SHAMANOV , Oleg Mr.
11) LEFEBER , René J M Mr.	PALLEMAERTS, Marc Mr.
12) LOIBL, Gerhard Mr.	RUDZKO, Iryna Ms.
13) NISHAT, Ainun Mr.	BABAR BEG , Mirza Salman Mr. ⁺
14) OBERTHÜR , Sebastian Mr.	KUOKKANEN, Tuomas Mr.
15) PAZ CASTRO , Luis Mr.	LIMA , Antonio Pedro Monteiro Mr.
16) ROBERTS , Adrian Paul Mr.	HALLSTRÖM, Per Mr.
17) SEDYAKIN , Valeriy Mr.	NIKITSIN , Siarhei Mr.
18) SHIMADA , Kunihiko Mr.	BERMAN, Mark Mr.
19) SU, Wei Mr.	ALAM, Mohammad Mr.
20) VERWEY , Delano Ruben Mr.	DYBKA , Dariusz Mr.

⁺ Served as a member