

**Revised Africa proposal on entry into force of amendments and transitional arrangements**

The draft text for CMP 8.

*Recalling that* at the Seventh Conference of the Parties serving as Meeting of the Parties to the Kyoto Protocol, held in Durban from 28 November to 9 December 2011, the Parties by decision 1/CMP.7, requested the Ad Hoc Working Group on Further Commitments for Annex I Parties under the Kyoto Protocol to deliver the results of its work to the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol at its eighth session with a view to the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol to adopting these QELROs as amendments to Annex B of the Kyoto Protocol at that session, while ensuring coherence with the implementation of decision 2/CP.17;

*Recalling further* that the second commitment period under the Kyoto Protocol shall begin on 1 January 2013 as decided in decision 1/CMP.7;

*Reaffirms* continued existence of the Kyoto Protocol flexible mechanisms and the institutional framework of the Kyoto Protocol;

*Adopts*, the amendments to the Kyoto Protocol and its annexures as set out in annex to this decision;

*Agrees* that Parties shall as a matter of urgency and without delay but no later than four years from the adoption of the amendments to the Kyoto Protocol to take the necessary domestic steps to accept the amendments to the Kyoto Protocol contained in the Annex pursuant to Articles 20 of the Kyoto Protocol;

*Agrees* that in order to avoid a legal gap between first and second commitment period and to facilitate a smooth transition between commitment periods, that the amendments to the Kyoto Protocol contained in the Annex to this decision shall provisionally apply from 1 January 2013 pending the entry into force thereof for individual Parties in accordance with Article 20 of the Kyoto Protocol;

*Decides* that Parties which have agreed to the adoption of the amendments to the Kyoto Protocol contained in the Annex and which due to national

constitutional procedures are not in the position to provisionally apply the amendments, may within 90 days of the adoption of this decision notify the Depositary accordingly and also indicate how they intend to implement the amendments pending the entry into force of the amendments for them in light of the agreement in Decision 1/CMP.7 that the second commitment period shall start on 1 January 2013;

*Decides* that a Party not included in Annex I that is a Party to the Kyoto Protocol may participate, including the period during which the amendments establishing the second commitment shall be applying provisionally, in a clean development mechanism project that results in emission reductions during the second commitment period;

*Agree* that a Party included in Annex 1 with a commitment inscribed in Annex B of the Kyoto Protocol for the second commitment period will continue to be eligible, including the period during which the amendments establishing the second commitment shall be applying provisionally, to acquire, transfer and/or use [certified emission reduction units] valid for the second commitment;

*Cognisant* that the rules for the implementation of the Kyoto Protocol which were adopted in Marrakesh in 2001 (“the Marrakesh Accords”) will have to be amended to implement the second commitment period;

*Decides that* work to amend the Marrakesh Accords and any other relevant subsequent decision should be a priority with a view to taking decisions on the consequential amendments to the rules, including, where appropriate, recommendations to the CMP.9;

*Invites* Parties to submit proposals on such consequential amendments to the rules by the end of February 2013 as an input to a further technical workshop, and for compilation by the secretariat as a miscellaneous document for the subsidiary bodies at their thirty eight sessions in June 2013;

*Request* the secretariat, under the guidance of the Chairmen of the subsidiary bodies, to convene a technical workshop before 31 March 2013, based on inputs by Parties and drawing upon the Secretariat Technical Paper on the implications of the implementation of decision 2/CMP.7 to 5/CMP.7 on the previous decisions on the methodological issues related to the Kyoto

Protocol, including those relating to Articles 5, 7 and of the Kyoto Protocol (FCC/TP/2012/6) and the outcomes of the Technical Workshop that took place in October 2012 in Bonn, Germany which was mandated by the Subsidiary Body for Scientific and Technological Advice (SBSTA).