

APA agenda item 8:

Further matters related to implementation of the Paris Agreement:

Preparing for the entry into force of the Paris Agreement and for the convening of CMA 1



The Paris Agreement (PA)

- **Enters into force 30 days after ratification by:**

- ➔ At least 55 Parties to the Convention
- ➔ Accounting for 55 % GHG emissions

17 Parties accounting for 0.04% GHG have ratified Agreement

- **On entry into force:**

- ➔ PA institutions become effective and operational (e.g. CMA)
- ➔ CMA 1 convened in conjunction with next COP/CMP
- ➔ Rights, privileges and obligations of PA Parties become legally effective
- ➔ PA Parties exercise governance, leadership and decision-making of the Agreement
- ➔ Implementation of the Agreement may commence



The Paris Agreement entry into force

Legal and procedural consequences

- CMA becomes supreme governing and decision-making authority
- PA Parties alone exercise decision-making
 - ⇒ Parties to only the Convention participate in deliberations as observers (Articles 16.2 and 18.2)
- Representatives of PA Parties serve as presiding officers of bodies that serve the Agreement
 - ⇒ Additional representatives of PA Parties elected to COP/SBs Bureaux (Articles 16.3 and 18.3)
- CMA 1 assumes authority of the PA work programme
 - ⇒ COP ceases authority - concludes/transits work to CMA 1
- CMA 1 expected to adopt key decisions
 - ⇒ PA work programme elements (see decision 1/CP.21)
 - ⇒ Procedural, institutional and administrative matters
 - ⇒ Arrangements to complete work on PA work programme unfinished elements



PA - rapid or early entry into force (2016 or 2017)

Legal and procedural implications

- CMA 1 could be convened with at least 55 Parties
 - ⇒ CMA 1 convened with COP 22 if requisite ratifications received by Depositary at the latest Friday, 7 October 2016
- PA work programme and other key preparatory decisions may not be completed
- CMA 1 to decide on arrangements to continue work
 - ⇒ **Option 1: Under its own authority**
With assistance of subsidiary and constituted bodies, as well as APA (subject to COP decision to continue the APA)
 - ⇒ **Option 2: Request the COP to continue work**
Under the arrangements in decision 1/CP.21, with the APA, subsidiary and constituted bodies
CMA 1 suspended and resumed at subsequent COP(s) to take-stock and appropriate decisions

Presidencies consulting Parties on a way forward
that ensures “Inclusiveness”



PA - procedural, institutional and administrative matters

Indicative list of preparatory issues for CMA 1 in accordance with PA and decision 1/CP.21 mandates

Issue	Current Mandate in Paris Agreement/ work programme	Entity recommended to undertake work to develop draft documents for consideration by CMA 1
CMA 1 provisional agenda, and organization of work	Article 16.6 Draft RoP Rule 10	Secretariat, with agreement of President and in consultation with Bureau
Election of CMA 1 President and additional Bureau members, as appropriate	Article 16.3 and 18.3 Draft RoP Rule 22.1	CMA
Application of the draft rules of procedure of the COP	Article 16.5 Decision 1/CP.21, para. 10	APA (<i>following the approach of decision 36/CMP.1 to address credentials, admission of observers, and election of the Bureau</i>)
Implementation of the Paris Agreement: draft decisions on the PA work programme forwarded by the COP to CMA 1 for adoption (prepared by SBSTA, SBI, APA and constituted bodies)	Decision 1/CP.21, para 11	As contained in the Paris Agreement work programme in decision 1/CP.21
CMA 1 decision on arrangements for continue work on unfinished elements of the PA work programme	---	COP (<i>draft decision to ensure inclusiveness recommended for adoption at CMA 1</i>)
CMA procedural guidance, as necessary, to PA, Convention and related institutions/bodies that serve the Paris Agreement, consistent with the Paris outcome.	Article 6.4, 6.9, 8.2, 9.8, 10.3, 11.5, 15.1 and 19 Decision 1/CP.21, paras. 33, 34, 37, 40, 47, 58, 60, 61, 63, 68 and 81	APA, SBSTA, SBI and/or constituted bodies, as appropriate (<i>Draft recommendations to be developed for consideration at CMA 1</i>)
Programme budget for the Paris Agreement	Article 16.5	SBI and secretariat (<i>Draft recommendations to be developed for consideration at CMA 1</i>)

Procedural issues:

Institutional issues:

Administrative issues:



Taking forward preparatory work

- APA to undertake work on specific issues within its mandate
 - ➡ Application of the draft Rules of Procedure of the COP
 - ➡ Institutional issues

- APA could invite COP to mandate relevant subsidiary/constituted bodies to undertake work
 - ➡ Institutional and/or administrative issues

- Secretariat to undertake work within its mandate, in consultations with President & Bureau
 - ➡ Preparation of the provisional agenda
 - ➡ Organization of work



The Paris Agreement: preparing for entry into force

- “Information Note on the entry into force of the Paris Agreement: legal requirements and implications” prepared by secretariat in April 2016
 - ⇒ Available [here](#)
- Secretariat stands ready to provide further technical information notes

