

Elements for a draft negotiating text¹

8 December 2014 at 06:30

1 **A. Preamble**²

2 *The Parties to this agreement,*

3 *In pursuit* of the ultimate objective of the Convention as stated in its Article 2,

4 *Being guided* by the principles of the Convention as set out in its Article 3, including that Parties should
5 protect the climate system for the benefit of present and future generations of humankind, on the basis of
6 equity and in accordance with evolving common but differentiated responsibilities and respective capabilities,

7 *Recalling* the provisions of the Convention and determined to further enhance its full, effective and sustained
8 implementation through a strengthened multilateral rules-based regime established by this agreement,

9 *Acknowledging* that the global nature and urgency of climate change calls for the widest possible
10 participation, co-operation and ambitious action by all Parties,

11 *Being guided* by the best available scientific knowledge, including the assessment reports of the
12 Intergovernmental Panel on Climate Change,

13 *Recognizing* that deep cuts in global greenhouse gas emissions will be required to achieve the ultimate
14 objective of the Convention and the long-term temperature limit,

15 *Emphasizing* that adaptation is a global challenge and a common responsibility requiring global solidarity that
16 must be addressed with the same urgency as and in political parity with mitigation,

17 *Reaffirming* the importance of education, training, public awareness, public participation, public access to
18 information and international cooperation on these matters for promoting changes in lifestyles, attitudes and
19 behavior needed to foster low-emission and climate-resilient development and to mobilize public support for
20 climate policies and action,

21 *Stressing* that all actions to address climate change and processes established under this agreement should
22 ensure a gender-responsive approach, take into account the protection of the integrity of Mother Earth, and
23 respect human rights and the rights of indigenous peoples,

24 *Recognizing* that cooperative action by and among subnational authorities, intergovernmental organizations,
25 civil society, indigenous peoples, local communities, the private sector, financial institutions and Parties can
26 catalyze and significantly enhance the impact of policy implementation by Parties in reducing emissions and
27 vulnerability and building resilience to the adverse effects of climate change,

28 Have agreed to further implement the Convention as follows:

29 **B. Definitions**

30 For the purposes of this agreement the following terms are defined:

- 31
- The “governing body” means the governing body of this agreement.
 - (Other definitions as needed.)
- 32

33 **C. General**

- 34 1. This agreement is to further enhance the full, effective and sustained implementation of the Convention and
35 strengthen the multilateral rules-based regime under the Convention in order to achieve the objective of the
36 Convention as set out in its Article 2.

¹ These elements for a draft negotiating text reflect work in progress. They neither indicate convergence on the proposals presented nor do they preclude new proposals from emerging in the course of the negotiations in 2015. Sections A, B, C, L and M have not yet been discussed and therefore remain unchanged.

² Headings and subheadings used throughout these elements for a draft negotiating text are provisional and only intended to orientate the reader.

- 37 2. All Parties to strive to achieve low greenhouse gas climate-resilient economies and societies, on the basis of
38 equity and in accordance with their evolving common but differentiated responsibilities and respective
39 capabilities, in order to achieve sustainable development, poverty eradication and prosperity for the benefit of
40 present and future generations of humankind.
- 41 3. All Parties to take action and cooperate to further implement the Convention in order to reach its ultimate
42 objective as stated in its Article 2 on the basis of equity and in accordance with their evolving common but
43 differentiated responsibilities and respective capabilities by achieving an emission pathway consistent with
44 limiting the global average temperature increase to below 2°C or 1.5°C above pre-industrial levels, which
45 entails:
- 46 3.1 Ensuring significant global greenhouse gas emissions reductions over the next few decades or a 40–70
47 per cent reduction in global greenhouse gas emissions below 2010 levels by 2050 and near zero
48 emissions of CO₂ and other long-lived greenhouse gases by the end of the century;
- 49 3.2 Ensuring resilience and adaptive capacity to the adverse effects of climate change, while recognizing
50 the local, national and global dimensions of adaptation;
- 51 3.3 Ensuring that all investments are resilient to climate change and facilitate the transition to low-emission
52 development paths and the adequacy of finance, technology and capacity-building support towards
53 achieving the implementation of this agreement.
- 54 4. Parties recognize that the level and pace of mitigation ambition will determine the extent to which Parties will
55 need to adapt as well as address loss and damage, and associated costs thereof, and the need to explore
56 holistic and mutually reinforcing approaches to enhance mitigation and adaptation efforts to increase the
57 overall level of ambition.
- 58 5. Each Party to take action at the highest level of ambition reflecting its national circumstances and to
59 progressively increase that level of ambition.
- 60 6. Parties with the greatest responsibility and highest capability to demonstrate leadership:
- 61 6.1 Developed country Parties to take the lead in fully implementing existing obligations under the
62 Convention in relation to mitigation and support in line with historic responsibility;
- 63 6.2 Leadership demonstrated by any Party to be recognized, as well as the need to incentivize and enable
64 such leadership through cooperation and support.
- 65 7. Commitments/contributions from those Parties particularly vulnerable to the adverse effects of climate
66 change, especially the least developed countries (LDCs) and small island developing States (SIDS), to reflect
67 their efforts in the context of their specific needs and special situations.
- 68 8. All Parties to prepare, maintain, communicate and implement commitments/contributions in accordance with
69 the provisions of this agreement and to be considered, formalized/finalized and reviewed in accordance with
70 section K (*Time frames and process related to commitments/contributions*).
- 71 9. ***Option 1:*** Unilateral measures not to constitute a means of arbitrary or unjustifiable discrimination or a
72 disguised restriction on international trade;
- 73 ***Option 2:*** No reference to unilateral measures in the agreement.
- 74 10. The agreement to build on the subsidiary bodies/institutional arrangements established by or under the
75 Convention:
- 76 ***Option 1:*** All subsidiary bodies/institutional arrangements established by or under the Convention shall serve
77 this agreement, unless otherwise decided by the governing body. The governing body may provide further
78 guidance as appropriate;
- 79 ***Option 2:*** The subsidiary bodies/institutional arrangements established by or under the Convention shall serve
80 this agreement as specified under the specific sections.³
- 81 11. All actors, including civil society, the private sector, financial institutions, cities and other subnational
82 authorities, local communities and indigenous peoples are encouraged to scale up their actions and provide
83 further opportunities for Parties to reduce emissions and/or to decrease vulnerability and build resilience to
84 the adverse effects of climate change.
- 85 12. Parties to cooperate, including through regional approaches, bilateral, multilateral, South–South and triangular
86 cooperation, and take appropriate measures to develop, adopt and implement policies, strategies, regulations
87 and/or action plans on climate change education, training, public awareness, public participation and public

³ See paragraphs 24, 26, 41-42, 46, 51.

88 access to information at all levels to enable transformative change towards low-emission and climate-resilient
89 societies.

90 **D. Mitigation**

91 *Long-term and global aspects of mitigation*

92 13.

93 13.1 **Option 1:** All Parties, in accordance with Article 4 and their common but differentiated responsibilities
94 and respective capabilities and on the basis of equity, to enhance mitigation ambition and cooperate
95 with a view to achieving the long-term emission reductions, in the context of Article 2 of the
96 Convention, consistent with limiting the global average temperature increase to below 2 °C or 1.5 °C
97 above pre-industrial levels and in the context of equitable access to sustainable development.

98 **Option 2:** All Parties to make efforts and cooperate on enhancing mitigation ambition to ensure that the
99 aggregate level of mitigation commitments/contributions increases over time, so as to achieve the long-
100 term emission reductions, in the context of Article 2 of the Convention, consistent with limiting the
101 global average temperature increase to below 2 °C or 1.5 °C above pre-industrial levels

102 **Option 3:** Parties to make efforts and cooperate to stabilize greenhouse gas concentrations in the
103 atmosphere at a level that would prevent dangerous anthropogenic interference with the climate system,
104 in accordance with the shared vision resulting from the Bali Action Plan, including holding the increase
105 in global average temperature below 2 °C or 1.5 °C above pre-industrial levels in the context of
106 sustainable development, with developed country Parties taking the lead by undertaking ambitious
107 emission reductions and providing finance, technology and capacity-building support to developing
108 country Parties

109 13.2 Parties' efforts to take the form of:

- 110 a. A long-term zero emissions sustainable development pathway:
- 111 • Consistent with carbon neutrality/net zero emissions by 2050, or full decarbonization by 2050 and/or
 - 112 negative emissions by 2100;
 - 113 • Consistent with science and the findings of the /Intergovernmental Panel on Climate Change (IPCC) (e.g.
 - 114 40–70 per cent below 2010 levels by 2050) in accordance with historical responsibilities, capabilities, and
 - 115 the state of development, while addressing vulnerabilities and in a cooperative manner;
 - 116 • Consistent with a global reduction of greenhouse gas emissions of at least 50 per cent by 2050 compared
 - 117 with the levels in 1990 and a continued decline in emissions thereafter, in the context of equitable access to
 - 118 sustainable development and a global carbon budget
 - 119 • Consistent with emissions peaking for developed countries in 2015, with an aim of zero net emissions by
 - 120 2050; in the context of equitable access to sustainable development
 - 121 • Consistent with a peaking of global greenhouse gas emissions as soon as possible, noting that the time
 - 122 frame for peaking may be longer in developing countries, in the context of equitable access to sustainable
 - 123 development
- 124 b. A global emission budget to be divided among all Parties according to the principles and provisions of
- 125 the Convention, so as to limit global warming in this century to below 1.5 °C according to the IPCC
- 126 assessment. The distribution of the global emission budget should be undertaken in accordance with
- 127 historical responsibilities, ecological footprint, capabilities, and state of development;
- 128 c. Stabilization of the concentration of greenhouse gases in the atmosphere at or below 350 ppm of CO₂
- 129 equivalent in the context of equitable access to sustainable development;
- 130 d. A deviation from business as usual;
- 131 e. Low emission development strategies.
- 132 14. Any agreed long-term objective shall be in the context of a time frame sufficient to allow ecosystems to adapt
- 133 naturally to climate change, to ensure that food production is not threatened and to enable economic
- 134 development to proceed in sustainable manner, and shall also take into account vulnerabilities and managing
- 135 transition in a sustainable manner.

136 *Commitments/contributions/actions on mitigation*

137 15. **Option 1:** In accordance with Article 4 of the Convention, all Parties to progressively enhance the level of
138 ambition of their mitigation commitments/contributions/actions such that each
139 commitment/contribution/action is of a type, scope, scale and coverage more/ no less ambitious than those
140 previously undertaken under this agreement or the Convention or its Kyoto Protocol (KP).

141 **Option 1b:** Developed country Parties to progressively enhance the level of ambition of their mitigation
 142 commitments/contributions such that each commitment/contribution is of a type, scope, scale and coverage
 143 more/ no less ambitious than those previously undertaken under this agreement or the Convention or its Kyoto
 144 Protocol.

145 **Option 2:** All Parties to progressively enhance the level of ambition of their mitigation
 146 commitments/contributions such that the scale and coverage is more / no less ambitious than those previously
 147 undertaken under this agreement or the Convention or its Kyoto Protocol.

148 **Option 3:** All Parties, taking into account their common but differentiated responsibilities and their specific
 149 national and regional development priorities, objectives and circumstances, to formulate, implement, publish
 150 and regularly update programmes containing measures to mitigate climate change in order to enhance their
 151 level of ambition after 2020.

152 16. **Option 1:** In accordance with the principles of the Convention and its Article 4, each Party to prepare,
 153 communicate and implement successive nationally determined mitigation commitments/contributions/actions,
 154 which are to:

155 **Option 2:** Each Party to communicate and implement successive mitigation commitments/contributions/
 156 which are to:

157 **Option 3:** Parties to prepare differentiated mitigation commitments for developed and developing country
 158 Parties, with developed country Parties to take the lead and developing country Parties to be provided
 159 flexibility, which are to:

160 16.1 **Option 1:** Be quantified or quantifiable, which can be aggregated, and which are transparent,
 161 comparable and/or verifiable;

162 **Option 2:** Be quantified or quantifiable and which shall consider a fair and equitable distribution of the
 163 global emission budget according to a compound index of countries' participation in such a budget, and
 164 which are transparent, comparable and/or verifiable;

165 **Option 3:** Be quantified, which can be aggregated, and which are comparable, measurable, reportable
 166 and verifiable for developed country Parties, with the type, scope, scale and coverage more ambitious
 167 than those undertaken under the Convention and its Kyoto Protocol during the pre-2020 period;

168 Be quantified, quantifiable or qualified in a measurable, reportable and verifiable manner for
 169 developing country Parties, based on their NAMAs under the Bali Action Plan.

170 16.2 Be accompanied by information aimed at enhancing the clarity, transparency and understanding of
 171 these commitments/contributions/actions.

172 16.3 **Option 1:** Include an indicative long-term trajectory consistent with paragraph 13 above.

173 With developed country Parties to take the lead and make an adequate and equitable contribution to
 174 achieve the ultimate objective of the Convention as set out in its Article 2. Developing country Parties
 175 may need flexibility in indicating such long-term trajectories;

176 **Option 2:** For developed country Parties to include an indicative long-term trajectory.

177 For developing country Parties to be encouraged to develop a long-term green and low-carbon
 178 development strategy, plan or programme as appropriate.

179 16.4 **Option 1:** Be based on national circumstances and capacities.

180 **Option 2:** Be based on the following:

181 a. Common but differentiated responsibilities and respective capabilities, equity and national circumstances
 182 and capacities;

183 b. Parties to include one of the following options, in accordance with their common but differentiated
 184 responsibilities, national circumstances, development levels and capabilities, while recognizing that the
 185 emissions of developing countries will grow to meet their social and development needs: a) a quantified,
 186 economy-wide, absolute emission limitation or reduction target in relation to a baseline year; b) a
 187 quantified, economy-wide, emission limitation or reduction target relative to a projection of its emissions
 188 c) a quantified, economy-wide, emission limitation or reduction target relative to unit of GDP in relation
 189 to a previous year; d) a quantified, economy-wide, emission limitation and reduction target per capita; e)
 190 non-economy-wide actions.

191 • Developed country Parties to take the lead in accordance with Article 3, paragraph 1, and Article 4,
 192 paragraph 2, of the Convention through quantified economy-wide, absolute emission reduction
 193 targets/commitments;

194 • Developing country Parties, which have been provided with means of implementation, to prepare,
 195 communicate and implement a diversity of enhanced net mitigation commitments/contributions/actions in

- 196 accordance with Article 3, paragraph 1, of the Convention and in the context of sustainable development,
 197 ranging from economy-wide absolute limits on emissions, relative emission reductions, intensity targets,
 198 nationally appropriate mitigation actions, low-emission development plans and strategies, sectoral
 199 mitigation plans and strategies /taking into consideration paragraph X above
- 200 • Developing country Parties to take a diversity of nationally determined actions in accordance with their
 201 specific needs and special circumstances as stated in Article 3, paragraph 2, of the Convention, including
 202 net avoided emissions, or also manifested as adaptation co-benefits, where appropriate;
 - 203 • Developing country Parties to prepare their actions in accordance with Article 3, paragraph 1, of the
 204 Convention and their circumstances and capacities, through nationally appropriate mitigation actions,
 205 subject to the provision of means of implementation and in accordance with Article 4, paragraph 7, of the
 206 Convention
 - 207 • Major economies to take on quantified economy-wide emission reduction targets/commitments;
 - 208 • Parties not included in Annex I to the Convention (non-Annex I Parties) that are in a position to do so to
 209 take on quantified economy-wide emission reduction targets/commitments
 - 210 • All Parties to take on quantified economy-wide emission reduction targets/commitments at some point in
 211 the future in accordance with their national circumstances, development levels and capabilities;
 - 212 • LDCs to implement non-economy wide actions and are encouraged to develop and implement low-
 213 emission development strategies;
 - 214 • For all Parties on the basis of categories that are updated over time based on evolving emissions and
 215 economic trends.
- 216 16.5 **Option 1:** Mitigation commitments/contributions/actions of all Parties to be communicated and
 217 implemented without conditions
- 218 **Option 2:** Mitigation commitments/contributions/actions of developed country Parties to be
 219 communicated and implemented without conditions
- 220 **Option 3:** Each Party to communicate commitments/contributions/actions specifying an unconditional
 221 portion and may also include a conditional one
- 222 **Option 4:** Mitigation commitments/contributions/actions of developing country Parties to be prepared,
 223 communicated and implemented subject to the provision of finance, technology development and
 224 transfer, and capacity-building Developing country Parties may specify additional enhanced levels of
 225 mitigation commitments/contributions according to different levels of enhanced support by developed
 226 country Parties;
- 227 17. All Parties to maintain commitments/contributions/actions at all times
- 228 18. **Option 1:** Parties' proposed mitigation commitments/contributions/actions to be communicated and
 229 considered as well as formalized/finalized and reviewed in accordance with section K (*Time frames and*
 230 *process related to commitments/contributions*).
- 231 **Option 2:** Parties' mitigation commitments/contributions/actions should be communicated and implemented
 232 in accordance with Article 12 of the Convention and through relevant arrangements based on the agreed
 233 outcome pursuant to the Bali Action Plan;
- 234 Parties' mitigation commitments/contributions reflected in two attachments to the agreement, one for
 235 developed and one for developing country Parties. One is a common tabular format for developed country
 236 Parties and the other a compilation of communications for developing country Parties.
- 237 **Option 3:** Upon joining the agreement, all Parties to submit a schedule reflecting the nationally determined
 238 contribution they intend to implement.
- 239 Parties to maintain schedule thereafter.
- 240 19. Parties may prepare, communicate and implement mitigation commitments/contributions/action jointly in
 241 accordance with decisions to be adopted by the governing body and taking into account any arrangements
 242 developed under paragraph 30, in section F (*Cooperation and support for implementation*).
- 243 20. **Option 1:** The secretariat to keep and update accordingly an online registry of national mitigation targets, and
 244 actions; registry to be integral part of the agreement.
- 245 **Option 2:** The secretariat to maintain a list of the schedules of Parties in an information document that is
 246 made available online.
- 247 21. All Parties to develop low emission strategies.
- 248 22. In meeting their commitments/contributions/actions, Parties may make use of market mechanisms and actions
 249 in the land-use sector in accordance with X.

- 250 22.1 The use of market mechanisms is to:
- 251 a. Mobilize the widest range of potential investments for adaptation and mitigation;
- 252 b. Create incentives for early action;
- 253 c. Incentivize and coordinate effective mitigation and adaptation action from the broadest range of actors,
- 254 including the private sector, to support the implementation of this agreement;
- 255 d. Ensure consistency with individual commitments/contributions;
- 256 e. Be in accordance with the provisions on transparent accounting as contained in section J (*Transparency*
- 257 *of action and support*), in particular to avoid double counting.
- 258 22.2 The use of market mechanisms shall be supplementary to domestic action.

259 *Institutional arrangements*

- 260 23. **Option 1:** Parties to analyse and give full consideration to what actions are necessary to meet the needs arising
- 261 from the impacts of the implementation of response measures related to the mitigation commitments taken on,
- 262 particularly the specific needs and concerns of developing country Parties.

263 **Option 2:** Strengthen existing arrangements by establishing a cooperative mechanism (platform) under the

264 Convention to manage the transition to low greenhouse gas pathways, which would identify and then measure

265 the impacts, and which would use existing tools as much as possible and further develop tools to address

266 identified gaps and ensure their operationalization.

267 **Option (a):** The governing body shall develop and adopt modalities for:

- 268 a. An international/cooperative mechanism under the Convention to manage the transition to low GHG
- 269 pathways that would identify and then measure the impacts, and which would use existing tools as much
- 270 as possible and develop further tools to address identified gaps and ensure their operationalization
- 271 • A no-incident arrangement to be included to safeguard economic development in developing countries;
- 272 • In accordance with Article 4, paragraphs 8–10, of the Convention.
- 273 b. An international institution;
- 274 c. A permanent forum under the Subsidiary Body for Scientific and Technological Advice (SBSTA).

275 **Option (b):** No new arrangements for response measures within this agreement.

276 *Structural suggestions on section D:*

277 *Accounting rules*

278 *Option 1: Move provisions on accounting rules from section J (transparency) into this section*

279 *Option 2: Retain provisions on accounting rules in section J*

280 *Time frame and steps*

281 *Option 1: Move provisions from section K into this section*

282 *Option 2: Retain provisions in section K.*

283 **E. Adaptation and loss and damage**

284 **Adaptation**

285 *Long-term and global aspects of adaptation*

- 286 24. **Option 1:** All Parties in accordance with the principles and provisions of the Convention, its Article 4 and
- 287 their common but differentiated responsibilities to commit to cooperate to adapt to the adverse effects of
- 288 climate change, ensure resilience and protect citizens and ecosystems in the context of the long-term
- 289 temperature limit and to achieve sustainable development, while recognizing the local, national and
- 290 transboundary dimensions of adaptation.

291 24.1 All / Developed country Parties to undertake the steps necessary to ensure that the level of support

292 meets the needs for adaptation in developing countries in the context of the long-term temperature limit:

293 Request to the SBSTA to develop methodologies for this purpose.

294 24.2 All Parties commit to increase efforts to adapt to climate change impacts, reduce vulnerability and

295 increase resilience in the context of the actual increase in global mean temperature, taking into account

296 the relationship between mitigation ambition, associated climate change impacts, and consequent

297 adaptation needs, costs, and co-benefits.

298 **Option 2:** Developed country Parties commit to enhance support to developing country Parties in terms of
 299 finance, technology, and capacity-building, and to enable developing countries to enhance their adaptation
 300 actions so as to ensure their resilience.

301 **Option 3:** Establish a global goal for adaptation.

302 **Option 4:** No global goal for adaptation.

303 **Option 5:** Establish universal individual commitments/actions.

304 *Commitments/contributions/actions/Commitments under Article 4 of the Convention on adaptation*

305 25. **Option 1:** Each Party /Developing country Parties to prepare and implement adaptation commitments
 306 /contributions /actions under Article 4 of the Convention by integrating / integrate adaptation within national
 307 development planning, mainstream adaptation into national policies, undertake a national adaptation plan
 308 (NAP) process, and strengthen governance and enabling environments subject to modalities and procedures to
 309 be developed and adopted by the governing body.

310 25.1 Commitments /contributions /actions /commitments under Art. 4 of the Convention should be country-
 311 driven, gender-sensitive, participatory, and fully transparent, take into account vulnerable groups and
 312 ecosystems, be based on science and traditional and indigenous knowledge, and promote the
 313 engagement of subnational and local authorities and other stakeholders.

314 25.2 Developed country Parties' commitments / contributions /actions under Art. 4 of the Convention to be
 315 in accordance with the relevant provisions of the Convention, reflecting /and reflect their obligation to
 316 support adaptation in developing countries in accordance with realizable temperature scenarios, in
 317 particular in SIDS and the LDCs Developed countries to ensure the provision of new and additional,
 318 adequate and predictable financial resources and the transfer of technology and capacity-building to
 319 meet the costs in developing countries of addressing the adverse effects of climate change and to enable
 320 developing countries to enhance their actions to adapt to climate change so that developing countries
 321 may achieve sustainable development.

322 25.3 Developed countries commit to provide at least USD 50 billion per year during the period from 2020 to
 323 2025, at least USD 100 billion per year by 2020 for adaptation activities of developing countries, in
 324 order to fulfil the obligations under Articles 4.4, 4.5, 4.8, and 4.9 of the Convention.

325 25.4 Developed countries should formulate adaptation support plans, including overall objectives,
 326 milestones, and sources of finance for supporting adaptation actions in developing countries in terms of
 327 finance, technology, and capacity-building in order to the urgent needs of developing countries and
 328 ensure long-term support.

329 25.5 Developing country Parties' adaptation commitments/contributions/ actions to:

330 a. Be in accordance with the relevant provisions of the Convention;

331 b. Include economic diversification;

332 c. Encourage developing country Parties to showcase their efforts and needs and to help to recognize
 333 national efforts consistent with the long-term temperature limit;

334 d. Be supported by predictable, grant-based, long-term, additional and measurable finance, technology, and
 335 capacity-building support from developed country Parties, Parties included in Annex II to the Convention
 336 (Annex II Parties), and/or all Parties in a position to do so;

337 e. Not impose additional burdens or reporting requirements on developing country Parties, in particular on
 338 SIDS and the LDCs;

339 f. Build on adaptation mechanisms and processes under the Convention, including NAPs and national
 340 adaptation programmes of action, and existing arrangements for finance. All developing countries are not
 341 in the position to make financial commitments or contributions to any institutional or international
 342 mechanisms. Adaptation investments by developing countries should be recognized as their contributions
 343 to the global effort to respond to climate change.

344 25.6 **Option (a):** Commitments/contributions /actions to be consistent with /informed by the NAP process
 345 subject to modalities and procedures to be developed and adopted by the governing body:

346 a. NAPs provide the basis for all countries to assess vulnerabilities and identify and implement adaptation
 347 measures;

348 b. NAPs to go beyond planning and mainstreaming / integrating by defining modalities for support and
 349 implementation;

350 c. Ensure that the NAP process is undertaken in all interested developing countries, in particular in SIDS
 351 and the LDCs, and in Africa;

352 d. The provision of support for NAPs to build on progress made by the Least Developed Countries Fund
 353 (LDCF), the Special Climate Change Fund (SCCF), the Green Climate Fund (GCF), the Adaptation
 354 Fund, the Least Developed Countries Expert Group, the Adaptation Committee and multilateral and
 355 bilateral organizations and agencies.

356 **Option (b):** Parties, through the NAP process, to strive in the medium and long term to reduce
 357 vulnerability to the impacts of climate change and facilitate the integration of climate change
 358 adaptation, in a coherent manner, into relevant new and existing policies, programs and activities, in
 359 particular national development planning processes and strategies. National adaptation planning
 360 processes should not be mandatory or prescriptive nor result in the duplication of efforts undertaken,
 361 but should rather facilitate country-owned, country-driven action.

362 **Option 2:** Parties undertake national adaptation planning processes, with a view to integrating climate
 363 resilience into national level planning and action in order to reduce vulnerability, and to strengthen
 364 governance and enabling environments. All Parties should take adaptation actions. Those Parties with limited
 365 capacities require support from those countries in a position to provide such support.

366 26. Parties to communicate their commitments/contributions /actions /commitments under Art. 4 of the
 367 Convention /adaptation priorities /support needs through the INDC process, in accordance with the modalities
 368 and procedures to be developed and adopted by the governing body /progress in enhancing adaptation action
 369 or integrating adaptation into planning, policies or action through biennial communications.

370 26.1 National communications and biennial update reports and biennial reports to be the main vehicle for
 371 reporting actions, and support and to be strengthened.

372 26.2 The governing body shall adopt further guidance on reporting on adaptation and further facilitating the
 373 sharing of information on progress and experiences in preparing and implementing adaptation actions.

374 26.3 The governing body shall develop a structured dialogue to enhance communication of information on
 375 adaptation. Developed countries to enhance reporting on support.

376 *Monitoring and evaluation*

377 27. **Option 1:** Monitoring and evaluation of, reporting on, and learning from plans, policies and programmes shall
 378 be strengthened and/or institutionalized.

379 a. Strengthen and improve climate-related research and systematic observation and provide enhanced
 380 support;

381 b. Consider indicators for governance and planning;

382 c. Monitor gaps in adaptation and needs under different scenarios;

383 d. Monitoring and evaluation to focus on the provision and adequacy of support.

384 **Option 2:** Monitoring and reporting should be on progress and experiences, lessons learned, good practices,
 385 and on gaps and opportunities more broadly.

386 **Option 3:** Monitoring and evaluation, including reporting and learning from plans, policies and programmes
 387 should be a country-driven and country-specific process that would not impose any additional burden on
 388 developing country Parties; developed country Parties should support developing country Parties to strengthen
 389 and implement climate-related research and systematic observation, and should provide enhanced support and
 390 monitor gaps in adaptation and needs under different scenarios.

391 *Sharing information, knowledge and lessons learned*

392 28. All Parties to enhance learning on adaptation through sharing of information, knowledge and lessons learned
 393 on adaptation practices, subject to modalities and procedures to be adopted/developed.

394 28.1 The governing body shall request the SBSTA /Adaptation Committee to develop guidelines for
 395 strengthening the sharing of information, knowledge and lessons learned under the Nairobi work
 396 programme on impacts, vulnerability and adaptation to climate change:

397 a. Address the knowledge gap in the area of implementation of adaptation;

398 b. Strengthen local and institutional capacity;

399 c. Enhance regional and transboundary aspects;

400 d. Encourage all Parties to implement education and public awareness programmes in accordance with
 401 paragraph 12.

402 *Institutional arrangements*

403 29. **Option 1:** Developed country Parties and Annex II Parties and/or all Parties in a position to do so to ensure
 404 the effective implementation of arrangements for adaptation through the provision of sufficient adequate,
 405 predictable, transparent and additional support to developing country Parties in the context of Art. 4.3, 4.4, 4.5
 406 and 4.7.

407 **Option 2:** Institutional arrangements on adaptation /relevant to adaptation, including the Adaptation
 408 Committee and the Least Developed Countries Expert Group, and to loss and damage under the Convention
 409 shall serve this agreement and support Parties in the implementation of their adaptation
 410 commitments/contributions /actions under this agreement.

411 29.1 The governing body shall request the Adaptation Committee to:

- 412 a. Review the work of the institutional arrangements under the Convention in 2017 to ensure and enhance
 413 the coherence of their work, and prepare recommendations for consideration by the Conference of the
 414 Parties (COP) at its twenty-third session and/or the governing body;
- 415 b. Establish and maintain stronger linkages with the GCF and other funds;
- 416 c. Evaluate information on support for adaptation;
- 417 d. Provide recommendations on existing methodologies for adaptation.

418 29.2 The governing body shall strengthen institutional arrangements for adaptation by:

- 419 a. Providing further guidance on how to assist developing country Parties to move to full-scale
 420 implementation on the basis of their NAPs;
- 421 b. Articulating linkages between, and enhancing the integrated operation of, institutions and/or optimizing
 422 assistance for commitments/contributions on adaptation to ensure that the existing institutions such as the
 423 AC, the TEC, the SCF, and the GCF are enhanced and to support adaptation actions of developed
 424 countries;
- 425 c. Encouraging the establishment of regional adaptation centres in major regions to help to localize support,
 426 conduct research, exchange knowledge and provide training for governments.

427 29.3 The governing body shall further strengthen institutional arrangements for adaptation by:

428 **Option 1:** Establishing new institutional arrangements:

- 429 a. A subsidiary body for adaptation to enhance the implementation of adaptation action;
- 430 b. An adaptation registry that:
 - 431 • Records and showcases and/or recognizes national adaptation actions and programmes;
 - 432 • Enhances cooperation on finance, technology and capacity-building support;
 - 433 • Pools information on the work of institutional arrangements under the Convention and makes that
 434 information accessible to Parties;
 - 435 • Monitors and identifies progress and gaps in adaptation from a global perspective;
- 436 c. An international clearing house and registry that:
 - 437 • Acts as the repository for NAPs, adaptation methods, a roster of adaptation experts, biennial adaptation
 438 support reports, and for information on technology and capacity-building for adaptation; An adaptation
 439 technical and knowledge platform that works on, inter alia:
 - 440 • Methodologies, metrics and indicators;
 - 441 • Modelling of climate change scenarios and impacts;
 - 442 • Enhancing understanding of global implications of adaptation.
- 443 d. A global knowledge platform that works on, inter alia:
 - 444 • Data, information, and lessons learned on adaptation.

445 **Option 2:** No new institutional arrangements on adaptation are required for the purposes of this
 446 agreement. Loss and damage

447 30. **Option 1:** Provision for loss and damage for cases where mitigation and adaptation will not be sufficient.

448 30.1 All Parties are encouraged to develop early warning systems and risk management plans, and
 449 communicate them to the secretariat by [X] as part of their national communications, in accordance
 450 with the modalities and procedures to be developed and adopted by the governing body.

451 30.2 The governing body shall commence a process no later than at its first meeting to establish a
 452 compensation regime for support for developing country Parties, particularly the LDCs, SIDS and
 453 countries in Africa affected by slow onset events.

454 **Option 2:** Reference to the Warsaw International Mechanism for Loss and Damage associated with Climate
455 Change Impacts.

456 **Option 3:** No reference to loss and damage.

457 31. **Option 1:** The Warsaw International Mechanism shall serve this agreement and be fully operationalized, with
458 modalities and procedures to be developed and adopted by the governing body:

459 31.1 Developed country Parties and/or Annex II Parties and/or all Parties in a position to do so to support the
460 implementation of the Warsaw International Mechanism through provision of finance;

461 31.2 Guidelines for a comprehensive approach to climate risk management to be developed;

462 31.3 Institutional arrangements under the Convention shall be strengthened to support the implementation of
463 the commitments related to loss and damage under this agreement:

464 a. Provisions for establishing a climate change displacement coordination facility that:

- 465 • Provides support for emergency relief;
- 466 • Assists in providing organized migration and planned relocation;
- 467 • Undertakes compensation measures.

468 b. Provisions for establishing a clearing house for risk transfer that:

- 469 • Provides a repository for information on insurance and risk transfer;
- 470 • Assists Parties in developing risk management strategies and finding best insurance schemes;
- 471 • Facilitates financial support for rehabilitation.

472 **Option 2:** No new institutional arrangements on loss and damage are required for the purposes of this
473 agreement. The Warsaw International Mechanism to be strengthened separately from the agreement / is
474 sufficient.

475 *Structural suggestions on section E:*

476 *Move paragraph 24 into a common chapter relating to institutions*

477 *Include paragraph 24 in a decision*

478 *Move paragraph 24.1 into the finance chapter Move paragraphs 25 and 26 into a common chapter relating to*
479 *commitments*

480 *Coordinate paragraphs 25 and 26 with section K*

481 *Include paragraphs 27 (a-c) in a decision*

482 *Reflect paragraphs 24 to 26 in the agreement text and paragraphs 27 to 29 in a decision*

483 *Merge paragraph 28 with paragraph 29 on institutions*

484 *Include paragraph 28 into a decision*

485 *Loss and damage should be a separate element.*

486

487 **~~F. Cooperation and support for implementation~~**

488 *Note:*

489 *Paragraphs in this section relevant to mitigation have been integrated in the mitigation section.*

490 *Paragraphs in this section relevant to finance have been integrated in the finance section.*

491 *Paragraphs in this section relevant to institutional arrangements have been integrated in section M (subsection on*
492 *institutional arrangements).*

493 **G. Finance**

494 *Guiding principles*

495 32. **Option 1:** All developed country Parties and other Parties included in Annex II to provide climate finance as a
496 means to meet the goal of staying below the 2 degrees temperature increase and to achieve the transformation
497 required to that end and in line with the needs of developing countries, in accordance with their obligations
498 and commitments under Articles 4.3, 4.4, 4.5, 4.7, 4.8, and 4.9 of the Convention, the principles under the
499 Convention, in particular the principles of common but differentiated responsibilities and respective
500 capabilities and equity, noting that the extent to which developing country Parties will effectively implement
501 their commitments will depend on the effective implementation by developed country Parties of their
502 commitments related to financial resources, transfer of technology and capacity-building, acknowledging that

503 the need for support by developing country Parties may change over time and be accommodated under Article
 504 4.7 of the Convention, and acknowledging the need for financing for forestry in line with the Warsaw
 505 Framework for REDD-plus.

506 ***Option 2:*** Each Party /All Parties individually or collectively to mobilize climate finance through a diversity
 507 of actions from a variety of sources as a means to stay below the long-term temperature limit and to achieve
 508 the transformation required to that end, according to and in line with their respective and evolving
 509 responsibilities and capabilities /the principles and objectives of the Convention, acknowledging the
 510 importance of leadership to be taken by developed country Parties, acknowledging that some Parties need
 511 support in order to take action, and acknowledging that the need for support by Parties may change over time
 512 or be met with different means of support / all Parties in a position to do so should provide financial support
 513 to Parties in need of support; acknowledging the need for climate-resilient economies and societies.

514 33. The mobilization and provision of finance shall:

- 515 a. Deliver adequate and predictable funding for the full and enhanced implementation of the agreement,
 516 enhance addressing climate change as part of promoting sustainable development, in particular in
 517 developing countries, including through enabling enhanced mitigation and adaptation actions
- 518 b. Encourage low-emission growth, reductions in high-carbon investment, and adaptation needs of
 519 developing countries, and climate-resilient development;
- 520 c. Support the integration of climate objectives into other policy-relevant areas and activities such as
 521 energy, agriculture, planning and transport, national fiscal accounts, development policy and plans in line
 522 with country circumstances and according to countries' priorities;
- 523 d. Promote continuous efforts to 'climate-proof' investments, including relevant international public finance
 524 flows;
- 525 e. Enhance addressing climate change in addition to the coordination of development aid, acknowledging
 526 that climate finance is to be separate from official development aid;
- 527 f. Encourage policy signals by governments / catalyse policy actions by governments and adjustment or
 528 improvement of policies;
- 529 g. Deliver additional adequate and predictable funding for adaptation, in particular for the implementation
 530 of the Cancun Adaptation Framework, for building institutional capacity and appropriate legal
 531 frameworks, integrating adaptation into national development policies, and for monitoring and evaluation
 532 processes;
- 533 h. Advance the implementation / fulfilment of commitments by developed country Parties in terms of
 534 finance, technology transfer and capacity-building to enable developing country Parties to implement
 535 policies, strategies, regulations and action plans on climate change education, training, public awareness,
 536 public participation and public access to information and thus enable effective adaptation and mitigation
 537 action by all Parties;

538 33.1 Facilitate assistance to developing country Parties for readiness support / Support readiness for
 539 implementation / implementing climate actions Parties / Developed country Parties and other Parties
 540 included in Annex II to mobilize and provide financial resources for the enhanced implementation of
 541 the Convention under this agreement, in order to / in a manner that:

- 542 a. Advances the implementation / fulfilment of commitments by developed country Parties in terms of
 543 finance, technology transfer and capacity-building, in order to enable developing country Parties to
 544 implement policies, strategies, regulations and action plans on climate change education, training, public
 545 awareness, public participation and public access to information to enable effective adaptation and
 546 mitigation action to be undertaken by all Parties;
- 547 b. Facilitates the provision of assistance to developing country Parties for readiness support / Supports
 548 readiness for implementation / implementing climate actions.

549 33.2 Parties / Developed country Parties and other Parties included in Annex II to mobilize and provide
 550 financial resources for the enhanced implementation of the Convention under this agreement, in order
 551 to / in a manner that:

- 552 a. ***Option 1:*** Ensures an equal allocation of financing between adaptation and mitigation, ensures an
 553 equitable distribution between different regions of developing countries and enhances country ownership
 554 in the disbursement of financial resources;

555 ***Option 2:*** Aims at a balanced approach of a 50:50 allocation of financing for adaptation and mitigation
 556 while recognizing the importance of financing for adaptation;

- 557 ***Option 3:*** Prioritizes adaptation, with all financing for adaptation to be grant based /Encourages Parties to
558 prioritize grant-based assistance for adaptation, while recognizing the importance of financing for
559 mitigation;
- 560 b. Prioritizes developing country needs and identified country-driven plans, strategies and priorities of all
561 countries, recognizing the importance of enhancing national needs assessments;
- 562 c. ***Option 1:*** Takes into consideration the need for adequacy and predictability in the flows of funds and the
563 need for clarity of appropriate burden-sharing among developed countries;
- 564 ***Option 2:*** Is new, additional, adequate, predictable and sustainable, within budgetary constraints, and
565 acknowledges the need for adequate financial flows mobilized from a variety of sources, public and
566 private, bilateral and multilateral, including alternative sources, in the context of meaningful mitigation
567 action and transparency of implementation;
- 568 d. Is flexible and systematically and regularly scaled up / updated;
- 569 e. Is results-based / needs-based delivers the greatest impact possible and targets the effectiveness of
570 mitigation and adaptation action / mitigation and adaptation results that can be measured, reported and
571 verified;
- 572 f. Avoids duplication, allows for flexibility, ensures efficiency and transparency and builds a partnership
573 among governments, development partners and the private sector to invest in a low-emission and climate-
574 resilient future;
- 575 g. Encourages South–South cooperation which is voluntary, free of monitoring and can be supplementary /
576 complementary, but not substitute commitments of Parties included in Annex I to the Convention while
577 acknowledging that South–South cooperation is not a commitment of Parties under the Convention;
- 578 h. Recognizes developing countries’ / all Parties’ investments in supporting transformational change as part
579 of their contributions;
- 580 i. Applies lower thresholds for receiving support for actions, with clear, transparent and quantifiable targets
581 that go beyond ‘business as usual’;
- 582 j. Is capable of adapting dynamically to changing realities and future developments and needs, including in
583 respect to climate finance, in line with the provisions and principles of the Convention, in particular the
584 principle of common but differentiated responsibilities / reflecting evolving capabilities and
585 responsibilities;
- 586 k. Takes into account the urgent and immediate needs of developing countries that are particularly
587 vulnerable to the adverse effects of climate change / Prioritizes the specific needs and special
588 circumstances of the most particularly vulnerable countries, including landlocked countries, recognizing
589 the special circumstances of LDCs and SIDS, giving priority to countries with least capabilities and/or
590 ensuring a fair geographical allocation of resources, while ensuring that the importance of providing
591 support to other developing countries is in no way diminished;
- 592 l. Uses the diversity of available channels and instruments under the Convention so as to limit the
593 proliferation of finance in order to increase its efficiency and effectiveness and encourage the
594 accountability and transparency of the UNFCCC in the provision of financial support, the mobilization of
595 climate finance and the shift towards climate-friendly investments;
- 596 m. Pursues a gender-sensitive and country-driven approach;
- 597 n. Targets the drivers of climate change;
- 598 o. Encourages Parties to build effective enabling environments and provides recognition of the importance
599 of implementing low-carbon, climate-resilient development strategies and NAPs;
- 600 p. Encourages Parties to take steps to eliminate public incentives for high-carbon investments;
- 601 q. Recognizes that climate finance flows are not limited to flows from developed to developing country
602 Parties;
- 603 r. Collectively exceeds the aggregate ambition of individual commitments/contributions;
- 604 s. Develops and improves enabling environments for the enhanced mobilization of support;
- 605 t. Is quantifiable, comparable and transparent;
- 606 u. Establishes links and builds synergies between mitigation and adaptation actions;
- 607 v. Enhances/catalyses international cooperative initiatives and recognizes their contribution to assisting
608 Parties’ implementation of this agreement.
- 609 34. All Parties to cooperate in the implementation of this agreement in order to:
- 610 a. Support the enhanced ambition of all Parties, through the provision of support from Annex II Parties to
611 developing country Parties;

612 b. Enable Parties' best efforts based on their respective capabilities, foster country ownership and achieve
613 sustainable development.

614 35. Efforts of subnational and local governments, subregional entities and the private sector to be recognized.

615 *Anchoring institutions under the legal agreement*

616 36. The Financial Mechanism shall serve as the financial mechanism of the 2015 agreement:

617 a. The GCF shall be the main financial entity under the new agreement and/or anchored in the new
618 agreement and/or strengthened;

619 b. The SCF shall assist the governing body of the agreement;

620 c. Coordination to be further enhanced among contributors and between institutions.

621 **Option 1:** This will also apply to the operating entities of the Financial Mechanism and funds established
622 under the Convention and its Kyoto Protocol. All the rules and guidelines developed by the COP and the
623 CMP in relation to the operation of the Financial Mechanism, its operating entities and associated funds shall
624 apply mutatis mutandis to the financial mechanism of this agreement

625 a. The GCF shall be strengthened, including regarding funding, as follows:

626 • Annex I Parties / Developed country Parties to provide 1 per cent of gross domestic product per year from
627 2020 and additional funds during the pre-2020 period to the GCF;

628 • Annex II Parties to provide a list of specific amounts / percentages reflecting the required share of climate
629 finance to be provided to the GCF, subject to review;

630 • All countries in a position to do so to provide funding to the GCF;

631 • Funding for the GCF to be drawn mainly from public sources;

632 b. Other funding mechanisms serving the agreement shall include:

633 • The Adaptation Fund:

634 ○ To be part of the post-2015 climate finance architecture and/or to operate under the new agreement
635 under the guidance of the governing body in relation to activities developed under the agreement;

636 ○ To be enhanced and included under the GCF as an adaptation window, be inscribed in the new climate
637 regime and defined in the financing sphere of the agreement;

638 • Institutional arrangements for REDD-plus finance;

639 • The LDCF, to provide support to the LDCs for adaptation action;

640 • The SCCF, to be anchored in the agreement.

641 **Option 2:** No further provisions.

642 *Proposals for decisions related to anchoring institutions under the agreement*

643 • Clear roles should be agreed on the two existing operating entities of the Financial Mechanism of the
644 Convention and coherence should be achieved in climate finance channelled through other financing
645 institutions

646 • The COP to be given the authority to adjust institutional settings, to take decisions on consolidating and
647 coordinating institutions and processes, and/or to give guidance to the operational entities as needed, at a
648 later stage;

649 • Need for the simplification, improvement and rationalization of access, including direct access, especially
650 for the LDCs and SIDS; and/or the harmonization of approval and accreditation processes between various
651 channels and institutions leveraging potential non-climate-specific financing mechanisms and institutions;
652 and/or the operation of all funds under the Convention to be transparent, competitive and based on rules,
653 with operating criteria underpinning those rules that are compatible with the requirements of private
654 investors, in order to effectively stimulate co-investment; and/or information on how all disbursements
655 include provisions for 'climate proofing' measures;

656 • The Financial Mechanism must continue to be main source of financing;

657 • The replenishment of the Financial Mechanism and its operating entities to be linked to IPCC scientific
658 assessments;

659 • Need to establish how the operating entities of the Financial Mechanism will work to implement the
660 finance provisions of the new agreement and how the financial provisions will work with respect to other
661 bodies or mechanisms under the Convention.

662 • The SCF shall assist the governing body of this agreement and be further strengthened:

663 ○ By enhancing its work on coherence and coordination and on rationalizing the Financial Mechanism.

664 • Regarding the GCF:

- 665 ○ The establishment of: a window for REDD-plus; and/or for loss and damage;
- 666 ○ Need for: improved and prioritized access for the LDCs and SIDS and/or arrangements between
- 667 thematic bodies of the Convention and the GCF to be strengthened;
- 668 ○ The GCF to operate under the guidance of the governing body in relation to activities developed under
- 669 this agreement, and/or to support mitigation readiness activities in developing countries, and/or to
- 670 capitalize on its knowledge of existing funds and increase its role by helping to finance some of the
- 671 pipeline projects of those funds;
- 672 ○ The governing body of this agreement to: explore further options for simplifying the procedures for
- 673 accessing funds from the GCF; and/or develop, jointly with the COP, specific additional modalities for
- 674 the operation of the GCF with respect to activities developed under this agreement.
- 675 • Decision to address additional rules of the Financial Mechanism and institutions in supporting the
- 676 implementation of the legal agreement, where appropriate.

677 *Addressing the scale of resources*

- 678 37. Climate finance to be scaled up to provide the financing, access to technology and capacity-building
- 679 necessary to meet the goal of limiting the temperature increase to below 2 °C, in line with the needs of
- 680 developing countries.
- 681 38. The importance of providing clarity on the level of support, in particular financial support, that will be
- 682 provided to developing countries to allow for the enhanced implementation of the Convention, in particular
- 683 with regard to adaptation, to be recognized as a crucial element in creating the necessary conditions for the
- 684 enhanced participation of developing countries in the global effort to combat climate change and adapt to its
- 685 adverse effects.
- 686 39. **Option 1:** The provision of finance to be based on a floor of USD 100 billion per year:
- 687 a. Based on an ex-ante process to commit quantified support commensurate with the required effort
- 688 reflected in the adaptation and mitigation goals / relative to the required effort and in line with developing
- 689 countries' needs;
- 690 b. Based on clear burden-sharing arrangements among Annex II Parties to identify the flows of financial
- 691 support from developed countries, including through the application of an assessed scale of contributions
- 692 from developed countries
- 693 c. Including aggregate and enhanced specific/individual commitments/contributions by Annex II Parties,
- 694 complemented by other Parties in a position to do so;
- 695 d. Based on a road map with annual targets for public funding in the post-2020 period or pathways with
- 696 annual expected levels of climate finance towards achieving short-term quantified goals;
- 697 e. Based on an agreed percentage formula for the calculation of the contributions of Annex I Parties and
- 698 differentiated developing country contributions based on GDP or other indicators.

699 **Option 2:** Agreement not to specify individual/quantified commitments, quantified targets or specific

700 indicators for the post-2020 period.

- 701 40. A short-term collective quantified goal that defines the expected, scaled-up climate finance level for the post-
- 702 2020 period should be determined in order to enhance the predictability of the provision of climate finance,
- 703 indicating specific levels of public sources to be provided.

704 *Contributions under the legal agreement*

- 705 41. In the context of common but differentiated responsibilities and respective capabilities, Annex II Parties have
- 706 the principle and main responsibility for providing support, including financial resources, for the enhanced
- 707 implementation of low-emission and climate-resilient development in developing countries, while ensuring
- 708 the sustainability, predictability and additionality of finances.
- 709 42. The contribution of resources under this agreement to consider predictable financial contributions by
- 710 developed country governments; increasing options for leveraging a greater share of the carbon market-related
- 711 proceeds including option for carbon pricing and raising contribution via alternative and innovative sources of
- 712 finance
- 713 43. A collective goal for support to be achieved by all Parties in order to transition to a world in which all
- 714 investments are directed at resilient and low-emission actions, and where finance, technology transfer and
- 715 capacity-building that promote low-emission and resilient actions prevail.
- 716 44. **Option 1:** The enhancement of enabling environments, with respect for countries' national prerogative to
- 717 choose their domestic climate policies, to be a commitment of all Parties, through:
- 718 a. Enhanced national regulatory frameworks, including policies and measures;

- 719 b. The dedication of sufficient domestic resources by countries seeking support;
 720 c. Putting in place conditions to mobilize, attract and absorb climate-related investments;
 721 d. The provision of a price signal for emission reductions, including through payments for verified emission
 722 reductions.

723 **Option 2:** Agreement not to specify the enhancement of enabling environments as a commitment or
 724 obligation of Parties.

- 725 45. Financing for adaptation to be provided in the form of multilateral and/or bilateral financing, including via:
 726 45.1 A balanced allocation between adaptation and mitigation, or a 50:50 balance between the support
 727 provided for adaptation and mitigation, or at least 50 per cent of support to be provided for adaptation
 728 activities;
 729 45.2 The use of levies for adaptation funding from any market-based mechanisms;
 730 45.3 Financial risk management instruments;
 731 45.4 The Adaptation Fund, the LDCF and the SCCF, and including through support to enable the
 732 mobilization of private-sector financial flows for adaptation investments, with the GCF providing
 733 assurance of support for countries' adaptation efforts;
 734 45.5 **Option (a):** Diverse sources, including private sources, engaged in the provision of financing for
 735 adaptation, with public finance to constitute the key instrument in increasing support for adaptation:
 736 a. Identification of sources and prioritization of public funding, as well as increase of private sector
 737 financial contributions for adaptation;
 738 b. Encourage the International Civil Aviation Organization and the International Maritime Organization to
 739 develop a levy scheme to provide financial support for the Adaptation Fund.
 740 **Option (b):** Public sources primarily, with supplementary funding to be drawn from private / alternative
 741 sources.

742 46. Support / New and additional finance, independent of adaptation budgets, to be provided for the financing and
 743 operationalization of the Warsaw International Mechanism.

744 47. Support provided to developing country Parties for technology development and transfer and support
 745 provided to the Technology Mechanism to ensure the effective implementation of technology to be channelled
 746 primarily through the GCF/the operating entities of the Financial Mechanism, taking into account the roles of
 747 the public and private sectors in mobilizing finance for technology / primarily from public sources, with
 748 supplementary funding to be drawn from private sources.

749 48. Funding for capacity-building as well as measures to develop, adopt and implement policies, strategies,
 750 regulations and/or action plans on climate change education, training, public awareness, public participation
 751 and public access to information in developing country Parties:

- 752 48.1 To be provided by developed country Parties and other Parties and organizations in a position to do so,
 753 in an adequate and predictable manner;
 754 48.2 To be primarily channelled through the Financial Mechanism, taking into account the potential role of
 755 the private sector in supporting capacity-building and the need for enhanced coordination among donors
 756 and institutions.

757 49. Funding for REDD-plus to be adequate, predictable and sustainable, with financing continuing to be provided,
 758 including via Annex II Parties and Parties in a position to do so, private and non-market-based sources and
 759 results-based finance.

760 50. Parties in a position to do so / Annex II Parties and other Parties in a position to do so to provide Parties in
 761 need of assistance / developing country Parties with financial and technical and capacity-building support in
 762 order for them to efficiently and effectively fulfil the reporting requirements of this agreement.

763 *Sources of finance*

764 51. Financial resources to be mobilized and provided from:

- 765 **Option 1:** Primarily public sources, with supplementary funding to be drawn from private / alternative
 766 sources.
 767 a. Stressing that public sources are the main source of finance, the scale of resources needed and the type of
 768 investments required, governments to work more closely together with the private sector.
 769 b. Developed country Parties shall incentivize the private sector to provide funding to developing countries.

770 c. Different sources to be considered on the basis of clear criteria in order to avoid incidence on developing
771 countries, and the sustainability, predictability and additionally of sources to be clarified.

772 **Option 2:** A wide variety of sources, including public, private and alternative sources, recognizing the
773 need for a diversity of sources and instruments to suit recipients' changing economic circumstances /
774 with different types of financing for different activities and public sources for specific areas, given the
775 limited potential for private investment, in particular in the most vulnerable countries and LDCs.

776 51.1 With regard to private and alternative finance:

777 a. All Parties to commit to cooperate in leveraging private finance and/or to mobilize / utilize public funds
778 and means to facilitate and encourage private investment consistent with their capabilities, recognizing
779 that private-sector financing is complementary to, but not a substitute for, public-sector financing where
780 public finance is needed:

781 • A mechanism to attract the private sector to invest in projects, with clear definitions, respective roles and
782 guidance on the mechanism, to achieve a useful balance of public and private sources, ensuring reasonable
783 returns and full transparency;

784 • Efforts undertaken by export credit agencies to help investors manage risk;

785 • A clear signal to the private sector at all levels for it to contribute to the mobilization of climate finance and
786 to reorient financial flows and trigger the required investments and involvement, including of local private
787 sectors;

788 • Public-sector finance to catalyse and avoid crowding out private-sector investments, ensuring that private-
789 sector investment is not displaced, with the efficient use of public resources and effective public policies to
790 be the key focus of post-2020 cooperative efforts among middle- and higher-income countries;

791 • Need for strong public-private partnerships, which should be subsidized and incentivized;

792 • Be strategic and in line with national priorities and laws and be profitable for the private sector;

793 • Enhanced enabling environments for private-sector investment in adaptation;

794 • The governing body shall develop modalities for leveraging and freeing up private finance to support the
795 implementation of this agreement.

796 b. A tax on oil exports from developing to developed countries to be established;

797 c. An international renewable energy and energy efficiency bond facility to be established;

798 d. The phasing down of high-carbon investments and fossil fuel subsidies.

799 *Structural suggestions on section G:*

800 *Include paragraphs 46 to 50 as part of a decision*

801 *Include paragraphs 33 and 33.1 as part of a decision*

802 *Proposals to move provisions on MRV of support to the finance section.*

803

804 **H. Technology development and transfer**

805 *General*

806 52. **Option 1:** All Parties to strengthen cooperative action to promote and enhance technology development and
807 transfer, including through the Technology Mechanism / institutional arrangements for technology established
808 under the Convention and through the Financial Mechanism, in order to support the implementation of
809 mitigation and adaptation commitments under this agreement.

810 **Option 2:** Parties, consistent with the principles and provisions of the Convention, including Article 4,
811 paragraphs 1, 3 and 5, / in accordance with their common but differentiated responsibilities, to strengthen
812 cooperative action to promote and enhance technology development and transfer and better facilitate the
813 implementation of the Convention, including through the Technology Mechanism / institutional arrangements
814 for technology established under the Convention and through the Financial Mechanism / by enhancing the
815 provision of support by developed country Parties, in order to support the implementation of mitigation and
816 adaptation commitments under this agreement.

817 **Option 3:** Parties, consistent with the principles and provisions of the Convention, including Article 4,
818 paragraph 5, reflecting the evolving economic realities, to strengthen cooperative action to promote and
819 enhance technology development and transfer, including through the Technology Mechanism / institutional
820 arrangements for technology established under the Convention and through the Financial Mechanism.

821 53. *Placeholder:* Global goal on enhanced action on technology development and transfer

822 *Commitments*823 54. **Option 1:** Commitments in relation to technology development and transfer to include the following:824 54.1 Developed country Parties to undertake steps to address barriers to accessing technology and to
825 establish and strengthen their necessary policy frameworks to facilitate the removal of barriers and
826 enable and accelerate technology development and transfer to developing country Parties; and to
827 leverage enhanced support from the private sector for technology development and transfer to
828 developing country Parties; and to provide financial, human resources, institutional and technical
829 support for technology development and transfer to developing country Parties.830 54.2 Developing country Parties, with the support of developed country Parties, to undertake steps to address
831 barriers to accessing technology and to establish and strengthen their national structures, policy
832 frameworks, institutions and capacity, in order to enable and accelerate the endogenous capacity for the
833 absorption, development and transfer of technologies in developing countries / endogenous technology
834 development and transfer, attract investments and enhance country ownership and innovation.835 54.3 All Parties, in accordance with the principles of and obligations under the Convention, to establish
836 means to facilitate access to and the deployment of technology, while promoting and rewarding
837 innovation in adaptation and mitigation technologies / environmentally sound technologies:838 ***Option (a):***839 a. In accordance with Article 4 of Convention, developed country Parties to provide financial resources to
840 address barriers caused by intellectual property rights (IPRs) and facilitate access to and the deployment
841 of technology, including inter alia, by utilizing the Financial Mechanism and/or the establishment of a
842 funding window under the GCF /the operating entities of the Financial Mechanism;843 b. An international mechanism on IPRs to be established to facilitate access to and the deployment of
844 technology to developing country Parties;845 c. Other arrangements to be established to address IPRs, such as collaborative research and development,
846 shareware, commitments related to humanitarian or preferential licensing, fully paid-up or joint licensing
847 schemes, preferential rates and patent pools.848 ***Option (b):***849 Parties recognize that IPRs create an enabling environment for the promotion of technology innovation
850 in environmentally sound technologies.851 ***Option (c):***

852 IPRs are not to be addressed in this agreement.

853 54.4 Developing country Parties, with the support of developed country Parties, to conduct an assessment of
854 their technology needs, on the basis of national circumstances and priorities, with a view to ensuring
855 nationally determined and environmentally, economically and socially sound resulting project proposals
856 and to effectively implementing the outcomes of such an assessment supported by developed country
857 Parties, order to support the implementation of this agreement:858 • Parties to strengthen the process of technology needs assessment (TNAs) and enhance the implementation
859 of the outcomes of the TNA process;860 • Align TNAs more closely with bankable finance projects / Improve TNAs to result in implementable
861 projects;862 • TNAs could be linked to other processes under the Convention, such as NAMAs and NAPs; TNA process
863 should be elaborated to address developments arising from the operationalization of this agreement.864 54.5 All Parties, enabled by Annex II Parties / led by developed country Parties, to accelerate global
865 collaboration on the research, development and demonstration of technologies:866 a. Support, including financial and intellectual support, to accelerate the research, development and
867 demonstration of technologies, including endogenous technologies, to be provided by developed country
868 Parties to developing country Parties;869 b. Modalities for a global collaborative programme on the research, development and demonstration of
870 technologies to be established, attracting and integrating relevant stakeholders.871 **Option 2:** No commitments on technology in the agreement. Institutional arrangements.872 55. Institutional arrangements for technology development and transfer under the Convention shall support
873 Parties in implementing their commitments/contributions under this agreement.

874 55.1 Anchoring:

875 **Option 1:** The Technology Mechanism established under the Convention, including the Technology
 876 Executive Committee (TEC) and the Climate Technology Centre and Network (CTCN), shall serve this
 877 agreement by facilitating enhanced action on technology development and transfer in order to achieve
 878 the objectives of this agreement.

879 **Option 2:** The institutional arrangements for technology established under the Convention shall serve
 880 this agreement by facilitating enhanced action on technology development and transfer in order to
 881 achieve the objectives of this agreement.

882 55.2 Guidance to and strengthening of the Technology Mechanism/institutional arrangements:

883 The governing body may provide further guidance to and/or strengthen the Technology
 884 Mechanism/institutional arrangements for technology established under the Convention serving this
 885 agreement, and the guidance provided by the governing body shall not conflict with the guidance
 886 provided by the COP.

887 **Option 1:** Specific provisions on strengthening:

- 888 a. The TEC and the CTCN / Technology Mechanism of the Convention shall support the operationalization
 889 and delivery of the commitments related to technology development and transfer in this agreement, under
 890 the Convention:
- 891 • Include provisions on accounting;
 - 892 • Take into account the specific needs of developing countries and countries with special circumstances of
 893 Africa, LDCs and SIDS;
- 894 b. The Technology Mechanism shall enhance cooperation and synergy with other institutional arrangements
 895 under and outside the Convention and stakeholders, as well as the coherence and effectiveness of
 896 technology action and initiatives under the Convention:
- 897 • Establish linkages between the Technology Mechanism, the Financial Mechanism and capacity-building
 898 institutions;
 - 899 • The Poznan strategic programme on technology transfer to be linked to and/or guided by the Technology
 900 Mechanism;
 - 901 • Provisions or measures related to other technology initiatives or regional centres;
 - 902 • Enhance the role of the private sector to support the implementation of the Technology Mechanism;
 - 903 • Facilitate the role of public research and development, incentives for commercial research and
 904 development, the development of technologies and the reaching of economies of scale;
- 905 c. The governing body shall conduct a periodic assessment of the effectiveness and adequacy of the
 906 Technology Mechanism/institutional arrangements for technology development and transfer.

907 **Option 2:** No specific provisions on guidance to and/or strengthening of the Technology Mechanism in
 908 the agreement.

909 **I. Capacity-building**

910 *General*

911 **Option 1:**

912 56. The objective of capacity-building should be to enable developing country Parties / all Parties to identify,
 913 design and implement adaptation and mitigation actions and to enable domestic development and absorption
 914 of technologies / to enhance the capacities of national governments to be able to absorb technology and
 915 finance for the implementation of the Convention.

916 57. Capacity-building to be guided by the following:

- 917 a. The framework for capacity-building in developing countries established under decision 2/CP.7;
 - 918 b. A formal, structured, clear, predictable, effective, coordinated, demand-driven / country-driven,
 919 sustainable and long-term and gender-responsive way;
 - 920 c. Clear and predictable targets and outcomes;
 - 921 d. Responding to national needs and fostering country ownership:
- 922 • Building on existing provisions and lessons learned on capacity-building under the Convention;
 - 923 • Using the INDC preparation and measurement, reporting and verification (MRV) processes;
 - 924 • Supporting preparatory and readiness programmes, including on climate finance;

- 925 • Until developing country Parties have acquired the capacity to fully implement climate change actions
926 under the Convention / Developing countries will enhance their climate change actions according to the
927 means of implementation provided by Annex I and Annex II Parties under the Convention;
- 928 e. Responding to needs at the national, subnational and local levels;
- 929 **Option (a):** Taking into account the potential role of the private sector in supporting capacity-building
930 and the need for enhanced coordination among donors and institutions;
- 931 **Option (b):** Public sector bears the main responsibility, and private funding should only be
932 complementary;
- 933 **Option (c):** No provision necessary;
- 934 f. Ensuring that capacity-building is effective, demand-driven / country-driven and sustainable over the
935 long term.
- 936 58. Capacity-building to be enhanced through:
- 937 a. The development of climate policies;
- 938 b. The mobilization of private sector capital and public engagement;
- 939 c. The promotion of public awareness and education;
- 940 d. The strengthening of domestic institutions and the creation of enabling environments;
- 941 e. Integrating capacity-building activities into mitigation and adaptation programmes / into all other
942 elements.
- 943 **Option 2:** No general provisions on capacity-building.

944 *Commitments*

- 945 59. **Option 1:** The developed / Annex I Parties and other Parties in a position to do so should cooperate to
946 enhance the capacity of developing countries to support the implementation of their contributions under the
947 agreement based on the principles and provisions of the Convention and other Parties in a position to do so to
948 cooperate to enhance the capacity of developing country Parties in all areas of climate change action, to
949 support the implementation of their commitments/contributions under this agreement and to foster South–
950 South and triangular cooperation schemes.
- 951 **Option 2:** No commitments on capacity-building in the agreement.

952 *Institutional arrangements*

- 953 60. The institutional arrangements established under the Convention shall enhance and intensify their work on
954 capacity-building.
- 955 60.1 The Durban Forum on capacity-building established by decision 2/CP.17 / the institutional
956 arrangements on capacity-building established under the Convention shall serve this agreement by:
- 957 a. Enhancing the monitoring and review of the effectiveness of capacity-building;
- 958 b. Identifying and addressing capacity gaps in developing countries;
- 959 c. Enhancing the coordination between institutions established under the Convention and this agreement as
960 it relates to their work and mandates on capacity-building:
- 961 • The governing body may provide further guidance to the Durban Forum and assign specific functions, as
962 appropriate;
- 963 • The governing body shall periodically review the commitments of developed country Parties to provide
964 capacity-building support to developing country Parties and take appropriate action, which may include the
965 adjustment of such commitments in accordance with the identified national needs and priorities of the
966 developing country Parties;
- 967 • The governing body shall regularly review the outcomes of the Durban Forum and take appropriate action.
- 968 61. **Option 1:** An international capacity-building mechanism is hereby established:
- 969 61.1 The purpose of the international capacity-building mechanism under this agreement, funded through the
970 Financial Mechanism of the Convention and linked to technology- and adaptation-related institutions
971 established under the Convention, shall be to enhance the capacity of developing country Parties to plan
972 and implement mitigation and adaptation actions, including human skills development for the
973 strengthening of domestic institutions, technology innovation and the development of endogenous
974 technologies, and to make a structured assessment of the capacity needs of developing countries and
975 match them with support.
- 976 61.2 The international capacity-building mechanism shall comprise:
- 977 a. A capacity-building committee with the following functions:

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- MRV of support received for capacity-building against needs identified by developing country Parties;
 - Facilitation of the effective implementation of capacity-building interventions at the national and regional levels;
 - Provision of normative guidance on capacity-building related issues concerning this agreement to inform other institutions and mechanisms established under the Convention serving this agreement;
 - Promotion of coherence between relevant institutions and mechanisms established under the Convention and this agreement;
- b. An evaluation mechanism with the function:
- To assess the effectiveness of the delivery of capacity-building.
- c. Regional capacity-building centres:
- To facilitate building capacity at the national and regional levels.
- d. An institute for capacity-building to operate as a consortium of tertiary institutions in all major regions of the world:
- To build capacity in developing countries as a means of strengthening the ability and effectiveness of mitigation and adaptation actions.
- 61.3 The governing body shall adopt modalities and procedures for the operation of the international capacity-building mechanism. The international capacity-building mechanism should become operational as soon as possible after 2015 to prepare all countries for the implementation of this agreement by 2020.

997 **Option 2:** No provisions on the establishment of new institutions.

998 **Option 3:** Strengthening and improving existing institutions.

999 **Option 4:** Enhance the role of the private sector in the delivery of capacity-building.

1000 *Structural suggestions on section I:*

1001 *Include references to capacity-building in all other sections;*

1002 *Include preambular recital on capacity-building and details in decisions.*

1003 *Include paragraph 60 in a decision.*

1004

1005 ***J. Transparency of action and support***

1006 *General*

1007 62. **Option 1:** A transparency framework, applicable to all Parties and differentiated between developed and

1008 developing countries, under the Convention and in accordance with previous decisions of the COP, shall

1009 promote transparency of action and support by providing information on the implementation of each Party's

1010 commitments/contributions in an efficient and flexible manner, in order to:

- 1011 a. Enhance clarity, comparability between developed countries, accountability and mutual trust and to
- 1012 promote ambition/progressive enhancement /;
- 1013 b. Facilitate the tracking of progress in the implementation of commitments/contributions;
- 1014 c. Ensure that commitments /actions and provision of support by Annex II Parties are implemented and
- 1015 complied with and verified through a robust verification system, and facilitate the comparison of MRV of
- 1016 all types of support received with the needs expressed and identified by developing country Parties;
- 1017 d. Facilitate / Ensure the use of mitigation outcomes resulting from international/ national / market-based
- 1018 mechanisms in the accounting of each Party's commitments/contributions;
- 1019 e. Avoid double counting;
- 1020 f. Ensure the environmental integrity of this agreement.

1021 **Option 2:** A single /common / transparency framework, applicable to all Parties, shall promote transparency

1022 of action and support by providing information on the implementation of each Party's

1023 commitments/contributions in an efficient and flexible manner, in order to:

- 1024 a. Enhance clarity, comparability, accountability and mutual trust, and promote ambition;
- 1025 b. Facilitate the tracking of progress in the implementation of commitments/contributions;
- 1026 c. Promote the implementation of action and support, and ensure that efforts are verified through a robust
- 1027 verification system;

- 1028 d. Facilitate the use of mitigation outcomes resulting from international market-based mechanisms in the
1029 accounting of each Party's commitments/contributions;
- 1030 e. Avoid double counting;
- 1031 f. Ensure the environmental integrity of this agreement;
- 1032 g. Provide the necessary flexibility to Parties through the use of tiers or 'opt-out' provisions.

1033 **Option 3:** All Parties shall promote transparency of action and support by providing information on the
1034 implementation of each Parties' commitments under the Convention, taking into account their common but
1035 differentiated responsibilities and their specific national and regional development priorities, objectives and
1036 circumstances, in order to:

- 1037 a. Ensure the comparability and accountability of the quantified economy-wide emission reduction targets
1038 of developed country Parties in a measurable, reportable and verifiable manner;
- 1039 b. Ensure that developing country Parties' support-related commitments are implemented, compiled with
1040 and verified through a robust accounting, reporting and verification system;
- 1041 c. Facilitate the clarity of progress made by developing country Parties on their implementation of actions
1042 for addressing climate change and on the support received from developed country Parties.

1043 63. **Option 1:** The transparency framework shall encompass MRV of emissions and removals and the accounting
1044 of commitments/contributions, including those related to support, and shall be based on agreed rules /be based
1045 on existing MRV arrangements under the Convention and / be guided by:

1046 **Option (a):**

- 1047 a. Article 12 of the Convention;
- 1048 b. Taking into account /the differing national circumstances/ common but differentiated responsibilities/ the
1049 unique circumstances/ and respective capabilities of Parties;
- 1050 c. Accommodating different contributions and countries' differing capacities; and/or providing for
1051 differentiation in reporting and the common international review of reports;
- 1052 d. Avoiding imposing onerous burdens on poor and vulnerable countries or developing countries and, in
1053 particular, the LDCs and SIDS, with respect to support received for adaptation, capacity-building and
1054 access to and adoption of appropriate technologies;
- 1055 e. Recognizing that the transparency framework will evolve, building on existing decisions /experience with
1056 existing MRV arrangements;
- 1057 f. Tracking post-2020 commitments;
- 1058 g. Ensuring transparency, accuracy, completeness, comparability and consistency;
- 1059 h. Maintaining or improving levels of transparency over time;
- 1060 i. Building countries' capacities over time and institutionalizing reporting capacity.

1061 **Option (b):**

- 1062 a. The principles and provisions of the Convention;
- 1063 b. Taking into account Parties' common but differentiated responsibilities and their specific national and
1064 regional development priorities, objectives and circumstances;
- 1065 c. Consistent with the level of support provided for developing countries;
- 1066 d. Recognizing that the transparency framework will evolve, building on existing decisions.

1067 **Option 2:** The transparency framework shall encompass reporting through biennial communications, a
1068 technical expert review of the submitted biennial communications and a facilitative examination of the
1069 implementation of efforts, and shall be based on agreed rules.

1070 64. The transparency framework shall be:

1071 **Option 1:** Built on the existing MRV arrangements under the Convention:

- 1072 a. Developed country Parties / Developed country Parties and other Parties undertaking quantified emission
1073 reduction commitments should report information related to their actions and provision of support to
1074 developing countries in accordance with the provisions of the Convention and relevant decisions of the
1075 COP in their national communications, biennial reports and annual inventory reports. All of that
1076 information will be subject to the international assessment and review (IAR) and international expert
1077 team review), as well as to a compliance assessment for Annex I Parties that are also Parties to the Kyoto
1078 Protocol;

1079 b. Developing country Parties /Parties not undertaking quantified emission reduction commitments /
 1080 Developing country Parties, consistent with their obligations under the Convention, their capabilities and
 1081 the level of support received from developed country Parties, should report information on their actions
 1082 and support received in accordance with the relevant decisions of the COP in their national
 1083 communications and biennial update reports (BURs), and the BURs will be subject to international
 1084 consultation and analysis (ICA).

1085 **Option 2:** A common framework with common MRV provisions applicable to all Parties, built on the existing
 1086 MRV system that is fit for purpose and offers appropriate flexibility/offers flexibility for developing country
 1087 Parties in terms of the level and depth of the application of the common MRV provisions in relation to:

- 1088 a. The frequency of reporting;
- 1089 b. The broad categories of information to be reported, namely:
- 1090 • National inventories of emissions and removals;
 - 1091 • Progress made towards the achievement of mitigation commitments/contributions;
 - 1092 • Monitoring and evaluation of adaptation;
 - 1093 • Tracking the delivery of, and the outcomes achieved through, support;
- 1094 c. The consideration of reporting;
- 1095 • Expert review;
 - 1096 • A facilitative, multilateral process.

1097 **Option 3:** A single system with common MRV provisions applicable to all Parties from 2020.

1098 **Option 4:** Based on Articles 10, paragraph 2(a) and (b), and 12, paragraphs 1, 2 and 3, of the Convention:

- 1099 a. Enhanced procedures for comparability for Annex I Parties;
- 1100 • More frequent reporting, standardized format, common accounting framework with common base year and
 - 1101 expressed in terms of CO₂ eq, projections of emission trajectories/pathways;
- 1102 b. Current procedures set up under decisions 1/CP.16 and 2/CP.17 for non-Annex I Parties.

1103 **Option 5:** All Parties shall, on the basis of self-differentiation and national capacity, report information
 1104 through existing institutions, with no backsliding, and follow the procedural guidelines and provisions
 1105 provided in the following review methods based on the following tiers:

- 1106 a. Monitoring, review and verification under the Convention;
- 1107 b. Monitoring, review and verification under the Cancun Agreements;
- 1108 c. Monitoring, review and verification under the Kyoto Protocol.

1109 *Commitments*

1110 65. **Option 1:** Each Party to provide, through their biennial communications, verifiable, transparent, consistent
 1111 and complete, accurate and comparable information, in accordance with previous decisions of the COP, on the
 1112 implementation of its commitments/contributions/ actions, including in relation to mitigation, adaptation,
 1113 finance, technology development and transfer and capacity-building.

1114 **Option 2:** All Parties commit to participating in an agreed, unified transparency system and to continuously
 1115 improve transparency.

1116 **Option 3:** Each developed country Party shall provide information on: its quantified economy-wide emission
 1117 reduction target, its policies and actions for implementing that target, adaptation actions, RD&D actions
 1118 related to climate-friendly technologies and capacity-building actions, as well as other relevant information, in
 1119 order to ensure the provision of consistent, transparent, comparable, accurate and complete information by
 1120 developed country Parties.

1121 66. All Parties/ Annex II Parties/Parties in accordance with their common but differentiated responsibilities, to
 1122 ensure transparency of support:

- 1123 a. MRV of support provided to be enhanced on the basis of national communications, biennial reports, IAR
 1124 and KP rules using common but differentiated templates and drawing on the work of the SBSTA on
 1125 methodologies for the reporting of financial information by Annex I Parties;
- 1126 b. Developing countries to provide information on support received and its use, recognizing the special
 1127 circumstances of countries, ensuring that no additional reporting burdens are imposed on developing
 1128 countries;
- 1129 c. Annex II Parties and Parties in a position to do so to provide biennial reports on adaptation support,
 1130 indicating the level of support that they are providing to developing country Parties, in particular the
 1131 LDCs, SIDS and countries in Africa, to inform a regular review by the governing body in line with
 1132 science;

- 1133 d. International financial institutions are invited to provide information on how their development assistance
1134 finance incorporates 'climate proofing' measures in all forms of support;
- 1135 e. Each Party to provide information on support provided and received, in line with its national
1136 circumstances. Rules and modalities
- 1137 67. **Option 1:** The governing body/ shall elaborate the rules related to transparency of action and support,
1138 including MRV, as well as related to accounting, in particular rules on the use of market mechanisms and to
1139 the land sector in relation to mitigation commitments/contributions, which:
- 1140 a. After gathering experience with the agreed transparency system and assessing whether improvement is
1141 needed, adjust / enhance / ensure the development of the existing MRV arrangements and accounting
1142 rules, building on the experience of existing MRV arrangements, to fit the objectives and purposes of the
1143 agreement;
- 1144 b. Ensure harmonization and coordination of existing data systems as well as methodological consistency
1145 and commonality in defining and tracking the commitments/contributions;
- 1146 c. **Option 1:** Apply IPCC greenhouse gas inventory guidelines and common metrics agreed under the
1147 Convention;
- 1148 **Option 2:** Use common metrics and methodologies adopted by the IPCC and agreed by the COP for the
1149 estimation of GHG emissions and removals;
- 1150 d. Recognize the importance of greenhouse gas emissions by sources and removals by sinks resulting from
1151 land-use change and forestry activities for understanding mitigation contributions and progress in
1152 achieving targets, commitments and implementing actions;
- 1153 e. **Option 1:** Recognize the use of market mechanisms in relation to mitigation commitments/contributions;
1154 **Option 2:** Recognize the use of the mechanisms defined in Articles 6 and 12 of the KP and
1155 mechanisms defined in the Convention in relation to mitigation commitments;
1156 Recognize the use of market activities in relation to mitigation commitments if they meet standards,
1157 to be defined, that deliver real, permanent, additional and verified mitigation outcomes, avoid
1158 double accounting of effort, achieve a net decrease and/or avoidance of greenhouse gas emissions
1159 and are in conformity with these standards;
- 1160 f. Recognize the importance of accounting of support for adaptation and means of implementation;
- 1161 g. Use comparable accounting mechanisms for support based on common /templates /methodologies/ and
1162 common methodology for MRV for developed countries / Annex II Parties;
- 1163 h. Place greater emphasis on effectiveness of support and include better provisions for reporting on the use
1164 of international support and results achieved with support;
- 1165 i. With respect to the provision and receipt of finance:
- 1166 • Include /enhance/ information, consistent with previous decisions of the COP, on support provided and
1167 received, including on: delivery, use and impact, sources, scale, channels, instruments, and on South-South
1168 cooperation;
- 1169 • Provide transparency on the levels of financing, what financing is used for, which countries are benefiting,
1170 and whether funds are new and additional and outcomes achieved through:
- 1171 ○ **Option 1:** Accounting rules for: /mitigation and adaptation actions and for financial support, as well as
1172 public and private resources invested;
- 1173 ○ **Option 2:** Accounting rules for Annex II Parties with regard to support;
- 1174 • Be enhanced based on annual reporting on delivery of climate finance by developed country Parties;
- 1175 • Address the need for a common agreed definition of climate finance and inconsistencies on climate finance
1176 data:
- 1177 ○ Providing clarity on what type is most appropriate for what action;
- 1178 ○ Building on the work done by the Organisation for Economic Co-operation and Development Research
1179 Collaborative and the SCF on methods for measuring and tracking private climate finance / Building on
1180 the work of the SBSTA;
- 1181 ○ As outlined in the MRV proposal from Ecuador;⁴
- 1182 j. With respect to the monitoring and reporting of support from developed country Parties / Annex II Parties
1183 to developing country Parties on enhanced action on technology development and transfer:
- 1184 • Overseen by the TEC./Facilitated by the TEC/Technology Mechanism;
- 1185 • Develop common format and methodologies for technology support reporting;

⁴ FCCC/AWGLCA/2012/CRP.1.

- 1186 k. With respect to the effectiveness of capacity-building support:
- 1187 • Based on the impact and knowledge created in developing country Parties against performance indicators at
- 1188 the national level and/or by a committee on capacity-building;
- 1189 • Be conducted against needs identified by developing country Parties;
- 1190 • Include an assessment of the effectiveness of capacity-building activities based on performance indicators
- 1191 at the international level;
- 1192 • Supported by the Durban Forum on capacity-building and the Consultative Group of Experts on National
- 1193 Communications from Parties not included in Annex I to the Convention.

1194 **Option 2:** The governing body shall elaborate the rules related to transparency of action and support,

1195 including MRV as well as accounting, which:

- 1196 a. Develop methodologies on the accounting of support on finance, technology development and transfer
- 1197 and capacity-building provided by developed country Parties to developing country Parties, including
- 1198 common metrics on the climate finance and quantifiable progress indicators on technology transfer and
- 1199 capacity-building support provided by developed countries;
- 1200 b. Revise and improve the common reporting format on financial support available and provided by
- 1201 developed countries to developing countries;
- 1202 c. Develop a common reporting format on the support for technology development and transfer and
- 1203 capacity-building provided by developed country Parties to developing country Parties;
- 1204 d. Revise the modalities and procedures of IAR in order to strengthen the review on the progress of
- 1205 provision of financial, technological and capacity-building support by developed country Parties to
- 1206 developing country Parties;
- 1207 e. Establish a long-term finance channel under the GCF or GEF to build MRV capacity of developing
- 1208 countries on a continuous basis.

1209 **Option 3:** The governing body shall elaborate the guidelines related to transparency of action and support, by:

- 1210 a. Tailoring the post-2020 transparency arrangements to promote its objective;
- 1211 b. Developing guidelines for biennial communications regarding:
- 1212 c. National circumstances;
- 1213 • The national inventory report of emissions and removals;
- 1214 • A description of nationally determined contribution;
- 1215 • Progress in achievement of the NDC, including mitigation actions and their effects, estimates of emissions
- 1216 from the land sector, and the use of units from international market-based mechanisms;
- 1217 • Projections;
- 1218 • Provision of support, including on the provision of finance, technology transfer and capacity-building;
- 1219 • Progress in assessing climate risks and vulnerabilities, and in enhancing adaptation action, including
- 1220 through national adaptation planning processes;
- 1221 d. Using common reporting templates wherever applicable and beneficial for enhancing transparency;
- 1222 e. Elaborating on the following:
- 1223 • Parties to include all major emission sources and sinks, pools and gases in their contribution;
- 1224 • For major sources and sinks, pools and gases that are not included, Parties to include an explanation for
- 1225 their exclusion, and to strive to include these over time;
- 1226 • Parties to use the most relevant IPCC guidance and guidelines, as determined by the COP;
- 1227 • Parties not to change their accounting approach or methodologies or baseline during the time frame, except
- 1228 in the case of technical corrections;
- 1229 • Parties to have projected baselines transparently assessed;
- 1230 • Parties that use market-based approaches to meet standards that deliver real, additional, verifiable and
- 1231 permanent emission reductions, avoid double counting of effort and result in a net mitigation benefit;
- 1232 f. Recognizing the importance of greenhouse gas emissions by sources and removals by sinks resulting
- 1233 from land-use change and forestry activities;
- 1234 g. Developing guidelines to assist Parties in assessing national climate change impacts, vulnerability and
- 1235 adaptation options;
- 1236 h. Developing guidelines for the technical expert review of Parties' biennial communications;
- 1237 i. Developing guidelines for a facilitative examination of Parties' progress towards their nationally
- 1238 determined contributions;

- 1239 j. With respect to the provision and receipt of support and international cooperation, develop guidelines
1240 that:
- 1241 • Elicit information on support provided and received, including on: delivery, use and impact, sources, scale,
1242 channels, and instruments;
 - 1243 • Provide transparency on the levels of financing, what financing is used for, which countries are benefiting,
1244 and whether funds are new and additional;
 - 1245 • Place greater emphasis on effectiveness of support and reporting on the use of international support and
1246 results achieved with support;
 - 1247 • Recognize that a variety of types may be appropriate;
 - 1248 • Consider the ongoing work under the SCF and the work of relevant bodies outside the Convention.

1249 *Structural suggestions on Section J:*

- 1250 *Transparency of support to be addressed in the context of support, transparency of mitigation in the context of mitigation.*
1251 *Divide into three sub-sections: (1) commitment to participate in a single transparency system; (2) the mechanics, or*
1252 *component parts, of the system; and (3) the guiding principles for the system.*
1253 *Restructure paragraphs 65 and 66 into 3 sub-sections: transparency of actions by developed country Parties; transparency*
1254 *of actions by developing country Parties; and transparency of support by developed country Parties.*
1255 *Move the paragraphs on accounting to the mitigation section*
1256 *Merge this section with section K below.*
1257 *Move paragraph 67 (d) and (e) (of option 1) to the mitigation part of the agreement and retain (a) and (c) in transparency*
1258 *part.*
1259 *Include content of paragraph 66 k (of option 1) in a decision*
1260 *Restructure paragraph 67 into separate paragraphs on transparency of mitigation and transparency of support*

1261 **K. Time frames and process related to commitments/contributions/Other matters related to implementation**
1262 **and ambition**

1263 *Commitment/contributions/actions/Scope of implementation and ambition*

- 1264 68. Pursuant to Article 2 of the Convention, Parties to periodically communicate or update their
1265 commitments/contributions:

1266 **Option 1:** Every five years for all Parties.

1267 **Option 2:** Every five years for developed country Parties only.

1268 **Option 3:** Every five years indicating the commitment/contribution for the subsequent five-year period as well
1269 as an indicative commitment/contribution/action for the following 5-year period.

1270 **Option 4:** Every five years for the upcoming period and an indication for the following period only for
1271 mitigation: Annual or biennial time frame for means of implementation in line with national budgets; different
1272 time frame for adaptation.

1273 **Option 5:** Every 10/x years; with mid-term review.

1274 **Option 6:** For a period to be determined by the governing body.

1275 a. Start date of the implementation of the agreement: 1 January 2020/ 31 December 2020/1 January 2021.

1276 b. End date of the agreement: 2030/2040/2050/2100/ durable forever.

1277 **Option 7:** Commitments shall be inscribed every five years, beginning in 2015.

1278 All Parties shall communicate proposed commitments in the 12 to 18 months prior to their inscription.

1279 The commitments will cover a five-year period ending 10 years after the inscription year. (e.g. commitments
1280 we inscribe in 2015 will cover the period 2021 to 2025 inclusive).

1281 Parties may also propose an indicative commitment covering a further five year period (2026 to 2030), which
1282 can be confirmed or enhanced 5 years later when formally inscribed (2020).

1283 69.1 **Option 1:** The scope of the commitments/contributions/actions will:

1284 **Option (a):** Be nationally determined.

1285 **Option (b):** Be defined by the provisions of this agreement.

- 1286 **Option (c):** Include mitigation, adaptation, finance, technology and capacity-building and transparency of
 1287 action and support.
- 1288 **Option (d):** Include mitigation, recognizing that commitments on adaptation, finance, technology and
 1289 capacity-building, and transparency of action and support are subject to separate provisions under this
 1290 agreement.
- 1291 **Option (e):** Include mitigation only.
- 1292 **Option 2:** Implementation and ambition is related to:
- 1293 a. Mitigation, adaptation, finance, technology and capacity-building;
- 1294 b. For developed country Parties: mitigation and finance, technology and capacity-building support to
 1295 developing country Parties on their mitigation and adaptation action;
- 1296 c. For developing country Parties: mitigation and/or adaptation.
- 1297 68.2 When communicating their contributions, Parties to provide up-front information along with proposed
 1298 commitments/contributions/actions that facilitates the clarity, transparency and understanding of those
 1299 commitments/contributions/actions based on the relevant arrangements on reporting information
 1300 resulting from the Bali Action Plan (as detailed in decision x/CP.x). Upon communication,
 1301 commitments/contributions will be made publicly available by the secretariat.
- 1302 *Ex-ante consideration/Further facilitating transparency and clarity/Consultative process/Consultative period*
- 1303 69. **Option 1:** No ex-ante consideration process.
- 1304 **Option 2:** After their communication, commitments/contributions will be subject to an ex-ante consideration
 1305 process/further facilitating transparency and clarity/consultative period in order to enhance understanding and
 1306 consider ambition in light of the below 2 degree goal that will:
- 1307 a. Assess the extent and availability of support from Annex II Parties to non-Annex I Parties, and in that
 1308 context the potential additional ambition of non-Annex I Parties;
- 1309 b. Assess the adequacy and fairness of aggregated contributions compared with science as part of the
 1310 principle-based reference framework;
- 1311 c. Address/understand/determine/discuss deficits in the light of the ambition required;/ facilitate analysis of
 1312 national mitigation potential and address deficits in light of the ambition required
- 1313 d. Assist countries that have not communicated their commitments/contributions.
- 1314 **Option 3:** The consultative process will:
- 1315 a. Enhance the clarity, transparency and understanding of the aggregate effect of communicated intended
 1316 nationally determined contributions;
- 1317 b. Facilitate efforts by Parties that have not communicated their intended nationally determined
 1318 contributions up to that point;
- 1319 c. Be science-based and informed by the assessments of the IPCC;
- 1320 d. Be inclusive, consultative, facilitative and supportive, non-prescriptive, non-intrusive and non-punitive.
- 1321 **Option 4:** No arrangement on further facilitating transparency and clarity/ consultative period.
- 1322 **Option 5:** Arrangement on facilitating transparency, clarity and understanding of the commitments:
- 1323 a. Clarity of comparability of commitments by developed country Parties in accordance with their historical
 1324 responsibilities, requirement by science and leadership on addressing climate change;
- 1325 b. Understanding of diversity, barriers and needs of the enhanced action by developing country Parties
 1326 bearing in mind their first and overriding priority of economic and social development and poverty
 1327 eradication;
- 1328 c. The governing body shall further elaborate the modalities and procedures for this arrangement;
- 1329 d. Based on the existing experience from clarification of commitments by developed country Parties and
 1330 understanding of NAMAs by developing country Parties.
- 1331 69.1 The ex-ante consideration process/consultative period shall:
- 1332 a. Facilitate transparency, clarity and understanding of the commitments/contributions:
- 1333 • Facilitate understanding of the comparability of effort of the commitments/contributions; and of global
 1334 aggregate commitment

- 1335 • Facilitate understanding of the level of ambition and fairness of the commitments/contributions and the
1336 long term temperature goal in the context of a Party's long-term low-emission development pathway;
1337 • Facilitate understanding of the aggregate global level;
- 1338 b. Be science-based and informed by the assessments of the IPCC; moving to assessment reports every five
1339 years e.g. 2019, 2024, 2029
- 1340 c. Be inclusive, consultative, facilitative and supportive, non-prescriptive, non-intrusive, and non-punitive;
1341 d. Be conducted in accordance with Article 4, paragraph 2(d), of the Convention;
1342 e. Reflecting differences in Annex A and Annex B.
- 1343 69.2 The ex-ante consideration process/consultative period to take place:
- 1344 **Option 1:** In the year in which the commitments/contributions/actions are communicated.
- 1345 **Option 2:** In the year after the commitments/contributions/actions have been communicated.
- 1346 **Option 3:** In the year prior to inscription of contribution in agreement for mitigation and means of
1347 implementation /in the twelve month prior to the session at which the commitment would be inscribed
- 1348 **Option 4:** Each Party to go through a consultative period for 4 to 6 months after submission of its
1349 intended nationally determined contribution.
- 1350 69.3 Parties' commitments/contributions/actions to be considered based on:
- 1351 a. A principle-based reference framework to be established;
- 1352 b. A consultative process to ensure clarity, transparency and understanding of the
1353 commitments/contributions;
- 1354 c. A principle-based reference framework to be established to ensure clarity, transparency and
1355 understanding of the commitments/contributions/actions;
- 1356 d. Existing arrangements and processes under the Convention.
- 1357 e. Reflecting differences in Annex A and Annex B.
- 1358 69.4 On the basis of the ex-ante consideration process/consultative period:
- 1359 **Option 1:** Each Party to consider the recommendations from the process.
- 1360 **Option 2:** Each Party to revise its commitment/contribution on a voluntary basis.
- 1361 **Option 3:** Each Party to adjust/revise on a voluntary basis its commitment/contribution upwards,
1362 through an adjustment procedure in accordance with decisions of the governing body.
- 1363 **Option 4:** Parties will undertake top-down adjustments based on a global carbon budget.
- 1364 69.5 The governing body shall develop and adopt modalities and procedures for the ex-ante consideration
1365 process by its [X] session:
- 1366 a. A web platform where Parties and other actors are able to pose questions and Parties are encouraged to
1367 answer the questions they receive;
- 1368 b. Consultations among Parties, including through workshops and round tables;
- 1369 c. A joint Subsidiary Body for Implementation (SBI)/SBSTA programme to prepare recommendations for
1370 the COP;
- 1371 d. A technical body/panel/task force to be established that undertakes analytical work, examines the
1372 adequacy and fairness of commitments/contributions and prepares recommendations; and/or on
1373 mitigation and means of implementation;
- 1374 e. A joint SBI/SBSTA programme to prepare recommendations for the COP;
- 1375 f. Inputs to the process, including modalities for analysis, synthesis and/or compilation of the
1376 commitments/contributions.
- 1377 69.6 The governing body shall review, on a periodic basis, the modalities and procedures with a view to
1378 ensuring adaptability, and efficiency and effectiveness taking in account the different characteristics of
1379 mitigation and means of implementation and need to address them in a distinct manner over time.
- 1380 *Formalization/finalization/reflection of enhanced action*
- 1381 70. The commitments/contributions communicated by Parties to be:
- 1382 **Option 1:** Inscribed in a single annex to this agreement;

- 1383 **Option 2:** Inscribed in annexes to the agreement:
- 1384 Annex A for quantified emission reduction commitments (QERCs) and Annex B for emission limitation
1385 commitments and strategies.
- 1386 Annex A: A table of heading numbers of quantified emission reduction commitments (QERCs) by developed
1387 country Parties and Annex B: compilation of communications of enhanced mitigation actions by developing
1388 country Parties.
- 1389 **Option 3:** Inscribed in attachments to the agreement: attachment A for developed country Parties' emission
1390 reduction commitments, attachment B for developed country Parties' finance, technology and capacity-
1391 building commitments and attachment C for developing country Parties' enhanced actions.
- 1392 **Option 4:** Adopted in a decision of the governing body.
- 1393 **Option 5:** Contained in national schedules to be communicated to the secretariat. The secretariat shall make
1394 publicly available all national schedules.
- 1395 **Option 6:** Inscribed in a country contribution document but provision in agreement creating an obligation for
1396 each Party to communicate and implement their contribution.
- 1397 **Option 7:** Online tool to register/inscribe contributions, recognized as part of the agreement.
- 1398 71. Parties may, at any time, make upward adjustments to their commitments/contributions through a simplified
1399 procedure:
- 1400 **Option 1:** By way of communication to the secretariat or the depositary.
- 1401 **Option 2:** By way of an amendment to the respective annex and in context of procedures developed in section
1402 M.
- 1403 **Option 3:** The governing body shall adopt modalities of the simplified procedure/Any modalities to be
1404 adopted by the governing body.
- 1405 72. **Option 1:** A Party to be allowed to exceptionally adjust its commitment/contribution subject to conditions,
1406 including: if subsequent rules differ substantially from the Party's assumptions, force majeure, provided no
1407 backsliding.
- 1408 **Option 2:** A developing country Parties may adjust its contribution when severely affected by an extreme
1409 natural event.
- 1410 **Option 3:** No other adjustments allowed.
- 1411 *Strategic review of implementation/aggregate ambitions assessment*
- 1412 73. **Option 1:** The governing body shall regularly conduct a strategic review of the aggregate effect/ambition of
1413 implementation/individual commitments of Parties as well as the / ambition review /aggregate assessment of
1414 all Parties' ambition of regarding their existing mitigation commitments at the same time, in order to assess
1415 progress towards operationalizing the ultimate objective as set out in Article 2 of the Convention, pursuant to
1416 paragraph 3.
- 1417 **Option 2:** The purpose of the strategic review of implementation is to:
- 1418 a. Track the performance of implementation of the post-2020 enhanced action;
- 1419 b. Review the adequacy of the long-term aspect in the light of the objective of the Convention;
- 1420 c. Review the overall progress made towards achieving the objective of the Convention;
- 1421 d. Consider the historical responsibilities of Parties to the temperature increase;
- 1422 e. Increase the level of ambition
- 1423 74. The review shall take place:
- 1424 **Option 1:** Every one/ two/ four /five years/and two years before each /starting in [X]/after the agreement has
1425 come into effect and been implemented.
- 1426 **Option 2:** Immediately following publication of IPCC reports.
- 1427 75. The review shall be:

- 1428 **Option 1:** Applicable to developed country Parties.
- 1429 **Option 2:** Applicable to all Parties.
- 1430 **Option 3:** Applicable to all Parties:
- 1431 a. Implementation and ambition of emission reduction commitments by developed country Parties;
- 1432 b. Adequacy and progress of finance, technology and capacity-building support from developed country
- 1433 Parties to developing country Parties;
- 1434 c. Implementation and further enhanced mitigation and/or adaptation action by developing country Parties.
- 1435 76. **Option 1:** On the basis of the strategic review the governing body shall recommend adjustments to Parties'
- 1436 commitments in response to the findings of the review/action to harness unrealized opportunities to mitigate
- 1437 and adapt to climate change and to mobilize the necessary financial support.
- 1438 **Option 2:** The strategic review should include:
- 1439 a. International revisit of emission reduction commitments of developed country Parties;
- 1440 b. Multilateral consideration of commitments on finance, technology and capacity-building support by
- 1441 developed country Parties;
- 1442 c. Domestic reflection and international understanding on enhanced action on mitigation and/or adaptation
- 1443 by developing country Parties in a manner that is non-punitive, non-intrusive and respecting national
- 1444 sovereignties;
- 1445 d. Forum on lessons learned on innovation of sustainable development pathways among all Parties.
- 1446 77. Parties to take into account the recommendations arising from the strategic review in preparing successive
- 1447 commitments/contributions with the objective of: /increasing the level of ambition after the review, including:
- 1448 **Option 1:**
- 1449 a. Adjusting existing commitments/contributions upwards or communicating more ambitious mitigation
- 1450 commitments/contributions; related to climate change; /
- 1451 b. Addressing barriers and constraints to implementation related to the provision of finance, technology and
- 1452 capacity-building support.
- 1453 **Option 2:**
- 1454 a. Adjusting existing commitments/contributions upwards or communicating more ambitious mitigation
- 1455 commitments/contributions by developed country Parties;
- 1456 b. Adjusting existing commitments/contributions upwards or communicating more ambitious finance,
- 1457 technology and capacity-building commitments/contributions/policies/measures by developed country
- 1458 Parties;
- 1459 c. Addressing barriers and constraints of developing country Parties to implementation related to the
- 1460 provision of finance, technology and capacity-building support and considering further action on
- 1461 implementation by developing country Parties.
- 1462 78. **Option 1:** Process to be consistent with science and on the basis of equity and sustainable development and
- 1463 the review to be informed by:
- 1464 a. Each country's progress toward the achievement of its commitments/contributions, aggregated global
- 1465 emission trends and the aggregate progress towards attaining the global goals established under this
- 1466 agreement;
- 1467 b. Assessments undertaken pursuant to other provisions of this agreement on the adequacy and progress in
- 1468 relation to adaptation and finance, technology and capacity-building support;
- 1469 c. A process to facilitate the clarity, transparency and understanding of the commitments/contributions,
- 1470 whereby the ambition and fairness of Parties' mitigation commitments can be considered in the light of
- 1471 the long-term temperature limit;
- 1472 d. The assessment reports of the IPCC;
- 1473 e. Information reported by Parties on the implementation of their commitments/contributions as set out in
- 1474 section J (*Transparency of action and support*);
- 1475 f. Information communicated by Parties on their future commitments/contributions as set out in this
- 1476 section;
- 1477 g. A process of technical examination of mitigation potential, opportunities, co-benefits of mitigation action
- 1478 and policy options to enhance mitigation ambition.

- 1479 **Option 2:** The review shall be informed by:
- 1480 a. Each country's progress towards the achievement of its commitments/contributions, including the
1481 information from the NC, BR, inventory and NIR of developed country Parties, as well as the review
1482 reports and the IAR process; and information from the NC and BUR, as well as the ICA process;
- 1483 b. Assessments undertaken pursuant to other provisions of this agreement on the adequacy and progress in
1484 relation to adaptation and/ finance, technology and capacity-building support by developed country
1485 Parties;
- 1486 c. Arrangement to facilitate the clarity, transparency and understanding of the commitments/contributions;
- 1487 d. The assessment reports of the IPCC;
- 1488 e. Assessment against an equity reference framework by a technical panel of experts;
- 1489 f. The report of 2013–2015 review and subsequent reviews;
- 1490 g. Reports of all the existing subsidiary bodies under the Convention and new institutional arrangements
1491 established by the agreement;
- 1492 h. A process of technical examination of mitigation potential, opportunities and policy options to enhance
1493 the level of ambition.
- 1494 79. **Option 1:** The governing body shall develop and adopt modalities for the strategic review by 2018 drawing on
1495 lessons learned from previous review processes under the Convention and the KP to ensure its effectiveness.

1496 **Option 2:** The governing body shall develop and adopt modalities and organization of the work on the
1497 strategic review, based on and drawing upon lessons learned from previous review processes under the
1498 Convention and the KP, so as to ensure its effectiveness, including inter alia:

- 1499 a. The review as referred to in Article 4, paragraph 2(d), of the Convention;
- 1500 b. The ambition mechanism under the KP;
- 1501 c. The IAR and the ICA;
- 1502 d. The clarification of the QELRCs by Annex I Parties and understanding the diversity of NAMAs by non-
1503 Annex I Parties;
- 1504 e. The 2013–2015 review;
- 1505 f. The Multilateral consultative process for the resolution of questions regarding the implementation of the
1506 Convention, set out in its Article 13.
- 1507 **Option (a):** Utilizing the existing IAR and ICA processes after further amending their mandates and
1508 guidance.
- 1509 **Option (b):** Utilizing the existing 2013–2015 review after further improving the modality and
1510 organization of the work.

1511 *Structural suggestions on section K:*

1512 *Tailor the cycle to specific areas*

1513 *Move to mitigation section*

1514 *Divide into two parts: Section K for transparency for mitigation and section K bis on transparency for contributions on*
1515 *support*

1516 *Merge ex-ante consideration/consultative period and strategic review "aggregate consideration process"*

1517 *Include details of paragraphs 69, 69.2, 69.3, 69.4 and 69.5 in decisions*

1518 *Restructure as follows: objectives/purpose, timing, guidance on modalities*

1519 *Divide para 69 to address scope and timing issues*

1520 *Move para 69 to transparency*

1521 *Include specific modalities and procedures for the process in decisions*

1522 *Divide review into review of individual commitments and aggregate commitments drawing on elements from paragraphs*
1523 *69.2 and 78.*

1524 **L. Facilitating implementation and compliance**

1525 80. In order to assist Parties in implementing their commitments/contributions and/or to address compliance
1526 issues:

1527 **Option 1:** The governing body shall adopt procedures and/or mechanisms.

1528 **Option 2:** A compliance mechanism or committee is established.

1529 **Option 3:** Implementation shall be strengthened through enhanced transparency, including through the
 1530 consideration of the multilateral consultative process under Article 13 of the Convention.

1531 **Option 4:** No specific provisions required.

1532 For option 1 and option 2 arrangements shall cover:

1533 a. Regarding commitments/contributions (substantive scope):

1534 **Option 1:** All commitments/contributions in the agreement;

1535 **Option 2:** Specified commitments/contributions, excluding adaptation;

1536 b. Regarding Parties:

1537 **Option 1:** All Parties;

1538 **Option 2:** Developed country Parties regarding their commitments/contributions on mitigation, finance,
 1539 transfer of technology and capacity-building;

1540 c. Structure of the mechanism/committee:

1541 • Separate branches – an enforcement branch for Parties that have a QERC in Annex A and a facilitative
 1542 branch for commitments and strategies in Annex B;

1543 • Platforms to deal with early warning, facilitation and enforcement; or

1544 • One body for facilitation;

1545 d. Modalities such as:

1546 • Membership;

1547 • Triggers to commence a procedure;

1548 • Procedures;

1549 • Measures and/or consequences:

1550 ○ **Option 1:** Facilitative measures only;

1551 ○ **Option 2:** Facilitative measures and sanctions for recurring non-compliance / facilitative measures for
 1552 non-Annex I Parties and sanctions for Annex I Parties.

1553 ***M. Procedural and institutional provisions***

1554 *Institutional arrangements*

1555 81. *Provisions relating to the governing body of the agreement (based on Article 13(1) of the KP):* The
 1556 Conference of the Parties, the supreme body of the Convention, shall serve as the meeting of the Parties to
 1557 this agreement.

1558 82. *Provisions relating to the secretariat (based on Article 14 of the KP):* The secretariat established by Article 8
 1559 of the Convention shall serve as the secretariat of this agreement. Article 8, paragraph 2, of the Convention on
 1560 the functions of the secretariat, and Article 8, paragraph 3, of the Convention on arrangements made for the
 1561 functioning of the secretariat, shall apply mutatis mutandis to this agreement. The secretariat shall, in
 1562 addition, exercise the functions assigned to it under this agreement and the governing body.

1563 83. *Provisions on the SBSTA and the SBI (based on Article 15(1) of the KP):* The SBSTA and the SBI established
 1564 by Articles 9 and 10 of the Convention shall serve as, respectively, the SBSTA and the SBI of this agreement.
 1565 The provisions relating to the functioning of these two bodies under the Convention shall apply mutatis
 1566 mutandis to this agreement. Sessions of the meetings of the SBSTA and the SBI of this agreement shall be
 1567 held in conjunction with the meetings of, respectively, the SBSTA and the SBI of the Convention.

1568 84. The governing body shall establish, building on the work conducted under the SBSTA regarding the
 1569 framework for various approaches, means for cooperative arrangements, to be defined and accounted for
 1570 under the agreement, that strengthen and create synergies between mechanisms under the Convention and its
 1571 related legal instruments and mechanisms established or to be established, jointly or individually, by Parties,
 1572 and avoid the double counting of efforts, including:

1573 • The Financial Mechanism;

1574 • The Technology Mechanism;

1575 • The flexibility mechanisms established by Articles 6 and 12 of the KP;

1576 • The new market-based mechanism defined in decision 2/CP.17, paragraph 83;

1577 • A REDD-plus mechanism;

1578 • A mechanism for climate resilience and sustainable development;

- 1579 • A joint mitigation and adaptation mechanism for the integral and sustainable management of forests;
1580 • Subnational, national and regional emissions trading schemes.
- 1581 *Procedural provisions/Final clauses*
- 1582 85. Signature, ratification, acceptance, approval and accession (*based on Article 24(1) of the KP*):
- 1583 85.1 This agreement shall be open for signature and subject to ratification, acceptance or approval by States
1584 and regional economic integration organizations (REIOs) which are Parties to the Convention at a
1585 specified place and time. Thereafter, the agreement would be open for accession by such States and
1586 REIOs.
- 1587 85.2 Provisions on REIOs (*based on Article 22(2) and (3) of the Convention*): Any REIO which becomes a
1588 Party to the agreement without any of its member States being a Party shall be bound by all the
1589 obligations under the agreement. In the case of REIOs with one or more member States that are Parties
1590 to the agreement, the organization and its member States shall decide on their respective responsibilities
1591 for the performance of their obligations under the agreement. In such cases, the organization and the
1592 member States shall not be entitled to exercise rights under the agreement concurrently. In their
1593 instruments of ratification, acceptance, approval or accession, REIOs shall declare the extent of their
1594 competence with respect to the matters governed by the agreement. These organizations shall also
1595 inform the Depositary, who shall in turn inform the Parties, of any substantial modification in the extent
1596 of their competence.
- 1597 85.3 Additional requirements on deposit of instruments of ratification, acceptance, approval or accession:
- 1598 a. Requirements relating to the submission of national schedules at the same time as deposit of instruments
1599 of ratification, acceptance, approval or accession; or
- 1600 b. No additional requirements.
- 1601 86. Entry into force:
- 1602 86.1 **Option 1:** This agreement shall enter into force on the thirtieth/ninetieth day after the date on which not
1603 less than 10/50/[X] (a number that is not over or under inclusive) Parties to the Convention have
1604 deposited their instruments of ratification, acceptance, approval or accession;
- 1605 **Option 2:** The agreement will come into effect on and be implemented from 2020, subject to [X]
1606 number of ratifications;
- 1607 **Option 3:** A double threshold that includes both a number of Parties ratifying, and a percentage of
1608 global emission reductions covered by the ratifying Parties / a minimum of global emissions from
1609 Parties;
- 1610 86.2 For each State or REIO that ratifies, accepts or approves the agreement or accedes thereto after the
1611 entry into force according to paragraph 76.1, the agreement shall enter into force on the ninetieth/[X]
1612 day after the date of deposit by such State or REIO of its instrument of ratification, acceptance,
1613 approval or accession (*based on Article 23(2) of the Convention*).
- 1614 86.3 Provisions on REIOs (*based on Article 23 (3) of the Convention*): for the purposes of paragraph 76, any
1615 instrument deposited by a REIO shall not be counted as additional to those deposited by States
1616 members of the organization.
- 1617 86.4 Provisional application:
- 1618 **Option 1:** A Party to the Convention that intends to ratify, approve, accept or accede to this agreement,
1619 may at any time notify the Depositary that it will apply this agreement provisionally for a period not
1620 extending beyond the time of entry into force of the agreement.
- 1621 **Option 2:** No specific provision on provisional application.
- 1622 87. *Amendments to the agreement:* Article 15 of the Convention to apply mutatis mutandis to this agreement.
- 1623 88. *Amendments to any Annexes to the agreement:* Amendments to the Annexes to this agreement, which are an
1624 integral part of the agreement, shall be adopted by the governing body and shall apply forthwith, without the
1625 requirement of a ratification process.
- 1626 89. *Settlement of disputes (based on Article 19 of the KP):* The provisions of Article 14 of the Convention on
1627 settlement of disputes shall apply mutatis mutandis to this agreement.
- 1628 90. *Voting/Right to vote (based on Article 18 of the Convention):* Each Party shall have one vote, except as
1629 follows: REIOs, in matters within their competence, shall exercise their right to vote with a number of votes
1630 equal to the number of their member States that are Parties to this agreement. Such an organization shall not
1631 exercise its right to vote if any of its member States exercises its right, and vice versa.

1632 91. *Depositary (based on Article 19 of the Convention)*: The Secretary-General of the United Nations shall be the
1633 Depositary of this agreement:

1634 ***Option 1:*** In addition to the normal functions of the Depositary, the Depositary should also hold and manage a
1635 repository of country contribution documents.

1636 ***Option 2:*** No additional functions for the Depositary.

1637 92. *Reservations (based on Article 24 of the Convention)*: No reservations may be made to this agreement.

1638 93. *Withdrawal (based on Article 25 of the Convention)*: At any time after [X] years from the date on which this
1639 agreement has entered into force for a Party, that Party may withdraw from this agreement by giving written
1640 notification to the Depositary. Any such withdrawal shall take effect upon expiry of one year from the date of
1641 receipt by the Depositary of the notification of withdrawal, or on such later date as may be specified in the
1642 notification of withdrawal. Any Party that withdraws from the Convention shall be considered as also having
1643 withdrawn from this agreement.

1644 94. *Authentic text (based on Article 26 of the Convention)*: The original of this agreement, of which the Arabic,
1645 Chinese, English, French, Russian and Spanish texts are equally authentic, shall be deposited with the
1646 Secretary-General of the United Nations.

1647 *Annex/Annex A/Annex B/Attachments (for paragraph 70, options 1, 2 and 3)*

1648 [...]

1649 _____

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