



**UNITED
NATIONS**



**Framework Convention
on Climate Change**

Distr.
GENERAL

FCCC/KP/CMP/2009/8
15 June 2009

Original: ENGLISH

**CONFERENCE OF THE PARTIES SERVING AS THE
MEETING OF THE PARTIES TO THE KYOTO PROTOCOL**
Fifth session
Copenhagen, 7–18 December 2009

Item X of the provisional agenda

Proposal from Colombia for amendments to the Kyoto Protocol

Note by the secretariat

1. Article 20, paragraph 1, of the Kyoto Protocol states that “any Party may propose amendments to this Protocol”. Article 20, paragraph 2, of the Kyoto Protocol stipulates that “amendments to this Protocol shall be adopted at an ordinary session of the Conference of the Parties serving as the meeting of the Parties to this Protocol. The text of any proposed amendment to this Protocol shall be communicated to the Parties by the secretariat at least six months before the meeting at which it is proposed for adoption. The secretariat shall also communicate the text of any proposed amendments to the Parties and signatories to the Convention and, for information, to the Depositary”.
2. Article 21, paragraph 2, of the Kyoto Protocol states that “any Party may make proposals for an annex to this Protocol and may propose amendments to annexes to this Protocol”. Article 21, paragraph 3, of the Kyoto Protocol provides that “annexes to this Protocol and amendments to annexes to this Protocol shall be adopted at an ordinary session of the Conference of the Parties serving as the meeting of the Parties to this Protocol. The text of any proposed annex or amendment to an annex shall be communicated to the Parties by the secretariat at least six months before the meeting at which it is proposed for adoption. The secretariat shall also communicate the text of any proposed annex or amendment to an annex to the Parties and signatories to the Convention and, for information, to the Depositary”.
3. In accordance with these provisions, Colombia, by a communication dated 12 June 2009, transmitted to the secretariat the text of a proposal for amendments to the Kyoto Protocol. Pursuant to Article 20, paragraph 2, and Article 21, paragraph 3, of the Kyoto Protocol, the secretariat will send a note verbale containing this text to all National Focal Points for climate change and Permanent Missions to the United Nations by 17 June 2009. In accordance with the same provisions, the secretariat will also communicate the proposed amendments to the Parties and signatories to the Convention and, for information, to the Depositary.
4. The Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol is invited to consider this proposal at its fifth session.

**Communication dated 12 June 2009 from Colombia addressed to the
Executive Secretary of the secretariat of the United Nations Framework
Convention on Climate Change proposing amendments to the
Kyoto Protocol**

Following instructions from the Ministry for Foreign Affairs, Colombia is hereby presenting the text of its proposal for amendments to the Kyoto Protocol to be considered in accordance with the provisions of Art 20 paragraph 2 of the Kyoto Protocol and in the Context of the work of the Ad hoc Working Group on further commitments for Annex I Parties under the Kyoto Protocol.

It is of Colombia's interest to advance in the negotiations under the Ad hoc Working Group on further commitments for Annex I Parties under the Kyoto Protocol and therefore this proposal has been submitted to provide further input in the work undertaken for this relevant discussions.

Colombia submits this proposal for consideration by the Ad hoc Working Group on further commitments for Annex I Parties under the Kyoto Protocol to be circulated in accordance with the provisions of Art. 20 , para 2, and in the context of the work under the (AWGKP) I kindly request the Secretariat to make the necessary arrangements to include this proposal into a miscellaneous document for consideration by Parties at remaining sessions until COP15.

JULIANA GOMEZ ARANGO
First Secretary
Ministry of Foreign Affairs
COLOMBIA

COLOMBIAN PROPOSAL FOR AMENDMENTS TO THE KYOTO PROTOCOL

AMMENDMENT : ARTICLE 3 Paragraph 1

The following paragraph shall be inserted after paragraph 1 of Article 3 of the Protocol:

1 bis. The Parties included in Annex I shall, individually or jointly, ensure that their aggregate anthropogenic carbon dioxide equivalent emissions of the greenhouse gases listed in Annex A do not exceed their assigned amounts, calculated pursuant to their quantified emission reduction commitments inscribed in Annex [...] and in accordance with the provisions of this Article, with a view to reducing their overall emissions of such gases by at least 45 per cent in the commitment period 2013 – 2020 and at least 57 per cent by 2028.

1 ter. On the basis of the aggregate emission reduction specified in paragraph 1 bis,, the Parties determined the individual quantified emission reductions commitments of Annex I Parties inscribed in Annex [...]for the second and third commitment periods, by applying the principle of historical responsibility, from 1850 to 2005;

Annex [...]

Party	Quantified emission limitation or reduction commitment (2008–2012) (percentage of base year or period)	Quantified emission reduction commitment (2013-2020) (percentage of base year or period) ¹	Quantified emission reduction commitment (2021-2028) (percentage of base year or period)
Australia	108	[89]	[]
Austria	92	[71]	[]
Belarus ^{a*}	92	[83]	[]
Belgium	92	[64]	[]
Bulgaria [*]	92	[84]	[]
Canada	94	[77]	[]
Croatia [*]	95	[86]	[]
Czech Republic [*]	92	[74]	[]
Denmark	92	[74]	[]
Estonia [*]	92	[84]	[]
European Community	92	[72]	[]
Finland	92	[80]	[]
France	92	[70]	[]
Germany	92	[69]	[]
Greece	92	[84]	[]
Hungary [*]	94	[79]	[]
Iceland	110	[91]	[]
Ireland	92	[81]	[]
Italy	92	[80]	[]
Japan	94	[81]	[]
Latvia [*]	92	[85]	[]
Liechtenstein	92	[72]	[]
Lithuania [*]	92	[85]	[]
Luxembourg	92	[73]	[]
Monaco	92	[72]	[]
Netherlands	92	[78]	[]
New Zealand	100	[84]	[]
Norway	101	[82]	[]
Poland [*]	94	[76]	[]
Portugal	92	[83]	[]
Romania [*]	92	[83]	[]
Russian Federation [*]	100	[85]	[]
Slovakia [*]	92	[78]	[]
Slovenia [*]	92	[81]	[]
Spain	92	[80]	[]
Sweden	92	[69]	[]
Switzerland	92	[76]	[]

¹ Values included in Annex [...] do not include reductions from flexibility mechanisms or LULUCF

	Quantified emission limitation or reduction commitment (2008-2012) (percentage of base year or period)	Quantified emission reduction commitment (2013-2020) (percentage of base year or period) ¹	Quantified emission reduction commitment (2021-2028) (percentage of base year or period)
Party			
Ukraine	100	[89]	[]
United Kingdom of Great Britain and Northern Ireland	92	[57]	[]
United States of America	93	[74]	[]

AMMENDMENT : ARTICLE 3

Article 3, paragraph 3

Add paragraph 3 [bis]

The net changes in greenhouse gas emissions by sources and removals by sinks resulting from direct human-induced land-use change and forestry activities, limited to afforestation, reforestation and deforestation since 1990, measurable as verifiable changes in carbon stocks in each commitment period, shall be used to meet the commitments under this article of each Party included in Annex I, but shall not exceed 2% of the accountable reductions for compliance purposes of each Party. The greenhouse gas emissions by sources and removals by sinks associated with those activities shall be reported in a transparent and verifiable manner and reviewed in accordance with Articles 7 and 8.

Article 3, paragraph 7

The following paragraph shall be inserted after paragraph 7 of Article 3 of the Protocol:

7 bis. For the subsequent commitment periods up to 2050, the assigned amount for each Party included in Annex I shall be equal to the percentage to be inscribed in Annex [...] of its aggregate anthropogenic carbon dioxide equivalent emissions of the greenhouse gases listed in Annex A in 1990, or the base year or period determined in accordance with paragraph 5 above, multiplied by the length of said commitment period, taking into account the need to ensure that Parties included in Annex B meet their aggregate emission reduction commitments as specified in paragraph 1 bis above.

ARTICLE 3. Paragraph 9

9 bis. Commitments for subsequent periods for Parties included in Annex I shall be established in amendments to Annex [...] to this Protocol, which shall be adopted in accordance with the provisions of Article 21, paragraph 7. The Conference of the Parties serving as the meeting of the Parties to this Protocol shall finalize consideration of such commitments one year after the mid-term review under the relevant provisions of Article 3.paragraph X.

ARTICLE 3. Paragraph X

The following paragraph shall be inserted after paragraph 14 of Article 3 of the Protocol:

Commitments set out in Article 3, paragraph 1, shall be subject to a mid-term review on the basis of best available scientific information and compliance of commitments from Parties included in Annex [...]. This review shall occur at the middle of each commitment period (i.e. 2016 for the second commitment period). The Conference of the Parties serving as the meeting of the Parties shall, at its sixteenth session further elaborate guidelines for the implementation of this article.

ARTICLE 3. Paragraph 12

Insert a new paragraph 12 [bis]

Any [name of REDD market mechanism credit] which an Annex I Party acquires from a participating Non Annex I Party, in accordance with the provisions of article 12, may contribute to compliance with part of their quantified emission reduction commitments under Article 3, as determined by the Conference of the Parties serving as the meeting of the Parties to this Protocol.

AMMENDMENT : ARTICLE 6

Insert new paragraph 5

The Conference of the Parties serving as the meeting of the Parties to this Protocol shall ensure that a share of the proceeds from approved project activities established under this Article is used to cover administrative expenses as well as to assist developing country Parties that are particularly vulnerable to the adverse effects of climate change to meet the costs of adaptation.

AMMENDMENT : ARTICLE 17

Insert new paragraph 2

The Conference of the Parties serving as the meeting of the Parties to this Protocol shall ensure that a share of the proceeds from the issuance of assigned amount units is used to cover administrative expenses as well as to assist developing country Parties that are particularly vulnerable to the adverse effects of climate change to meet the costs of adaptation.

AMMENDMENT : ARTICLE 18

Insert new paragraph 2

In accordance with Article 18, paragraph 1 above, the procedures and mechanisms relating to compliance under the Kyoto Protocol as adopted by the Conference of Parties serving as the meeting of Parties by decision 27/CMP.1 shall apply.
