Provisional agenda and annotations

Note by the Executive Secretary

I. Provisional agenda

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9. Approaches to address loss and damage associated with climate change impacts in developing countries that are particularly vulnerable to the adverse effects of climate change to enhance adaptive capacity⁵
   - Activities to be undertaken under the work programme.
10. Matters relating to Article 3, paragraph 14, of the Kyoto Protocol.
11. Forum and work programme on the impact of the implementation of response measures.
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   (a) Report of the Technology Executive Committee;
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¹ At the thirty-fifth session of the Subsidiary Body for Implementation (SBI), there was no consensus to include this item on the agenda. It was therefore held in abeyance. On a proposal by the Chair, the SBI decided to include this item on the provisional agenda for its thirty-sixth session.
² Decision 1/CP.16, paragraphs 15–18.
³ Decision 1/CP.16, paragraphs 15, 17 and 18.
⁴ Decision 1/CP.16, paragraphs 15–18.
⁵ Decision 1/CP.16, paragraphs 26–29.
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20. Other matters.

II. Annotations to the provisional agenda

1. Opening of the session

1. The thirty-sixth session of the Subsidiary Body for Implementation (SBI) will be opened by the Chair on Monday, 14 May 2012.

2. Organizational matters

(a) Adoption of the agenda

2. The provisional agenda, prepared by the Executive Secretary in agreement with the Chair, will be presented for adoption (see the annex for the list of documents prepared under each agenda item).

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6 The COP, by decision 2/CP.17, requested the SBI to further enhance the monitoring and review of effectiveness of capacity-building by organizing an annual in-session Durban Forum on Capacity-building. It also requested the SBI to organize the first meeting of the Durban Forum during its thirty-sixth session. The summary report of the Durban Forum will be considered by the SBI at its thirty-seventh session.
(b) Organization of the work of the session

3. **Background:** The thirty-sixth session of the SBI will be held from 14 to 25 May 2012. Delegates are invited to refer to the overview of the session and the in-session Daily Programme posted on the UNFCCC website for a detailed and up-to-date schedule of the work of the SBI.

4. Given that five bodies will be meeting during the sessional period, the available meeting time will be limited. The Chair will invite representatives to make brief statements on behalf of groups of Parties during the opening plenary. Delegations are requested to keep their oral statements as brief as possible and to provide a hard copy of these statements to the conference officers in advance to facilitate the work of the interpreters.

5. The session will be organized taking into account the recommendations of the SBI at its previous sessions. To enable delegations to participate fully in other meetings, the SBI will be invited to conduct its deliberations as efficiently as possible, including optimizing the time used for plenary and for informal negotiations, and to finish its work within the time scheduled. Items that are not concluded at this session will be forwarded to the SBI for consideration at its thirty-seventh or thirty-eighth session.

6. When considering relevant agenda items, Parties are further invited to take into account information contained in document FCCC/SB/2007/INF.2.

7. The Conference of the Parties (COP) at its seventeenth session requested the SBI to further enhance the monitoring and review of the effectiveness of capacity-building by organizing an annual in-session Durban Forum on Capacity-building. It also requested the SBI to organize the first meeting of the Durban Forum during its thirty-sixth session. In accordance with decision 2/CP.17 on this matter, the secretariat has prepared a series of documents as inputs to the first meeting. The summary report of the Durban Forum will be considered by the SBI at its thirty-seventh session.

8. **Action:** The SBI will be invited to agree on the organization of the work of the session.

(c) Election of officers other than the Chair

9. **Background:** Pursuant to rule 27 of the draft rules of procedure being applied, the SBI shall elect its Vice-Chair and Rapporteur. Consultations on the nomination of officers of the SBI were held during the thirty-fifth session of the SBI and the seventeenth session of the COP. As Parties did not reach an agreement on the nomination of the Vice-Chair, the COP invited Parties to continue their consultations. Parties are invited to recall decision 36/CP.7 and to give active consideration to the nomination of women for elective posts for any body established under the Convention or its Kyoto Protocol.

10. **Action:** The SBI will be invited to elect its Vice-Chair at the earliest opportunity following the completion of consultations.

(d) Election of replacement officers

11. **Background:** Pursuant to Article 15, paragraph 3, of the Kyoto Protocol, when the SBI exercises its functions with regard to matters concerning the Kyoto Protocol, any
member of its Bureau representing a State that is a Party to the Convention but, at that time, not a Party to the Kyoto Protocol shall be replaced by an additional member to be elected by and from among the Parties to the Protocol. If necessary, further consultations with the coordinators of the regional groups will be undertaken.

12. **Action:** If necessary, the SBI will be invited to elect an additional officer to replace the Vice-Chair representing a State that is a Party to the Convention but not a Party to the Kyoto Protocol.

### 3. National communications from Parties included in Annex I to the Convention

(a) **Status of submission and review of fifth national communications from Parties included in Annex I to the Convention**

13. **Background:** The COP, by decision 10/CP.13, requested Parties included in Annex I to the Convention (Annex I Parties) to submit to the secretariat a fifth national communication (NC5) by 1 January 2010 in accordance with Article 12, paragraphs 1 and 2, of the Convention. As of 15 March 2012, the secretariat had received 40 NC5s from Annex I Parties. The NC5 of Turkey had not yet been received.

14. National communications submitted by Annex I Parties under the Convention and under the Kyoto Protocol are subject to in-depth in-country reviews, except for Parties for which the secretariat has organized centralized reviews pursuant to decision 10/CMP.6.

15. As of 10 February 2012, the secretariat has completed the coordination of 32 in-depth reviews of NC5s and is planning to organize the remaining in-depth reviews of NC5s in the first half of 2012.

16. **Action:** The SBI will be invited to take note of the relevant document listed in the annex.

(b) **Compilation and synthesis of fifth national communications from Parties included in Annex I to the Convention**

17. **Background:** The COP, by decision 9/CP.16, requested the secretariat to prepare the compilation and synthesis of the NC5s submitted by Annex I Parties, for consideration by the COP at its seventeenth session.

18. The SBI initiated its consideration of the compilation and synthesis of the NC5s at its thirty-fourth session and continued its consideration of this matter at its thirty-fifth session. As work could not be completed at its thirty-fifth session, the SBI agreed to continue its consideration of this sub-item at its thirty-sixth session.

19. **Action:** The SBI will be invited to conclude its consideration of the compilation and synthesis of the NC5s submitted by Annex I Parties, and to recommend a draft decision on this matter for consideration and adoption by the COP at its eighteenth session.

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12 See decisions 9/CP.16 and 22/CMP.1.
13 FCCC/SBI/2011/17, paragraph 12.
(c) **Compilation and synthesis of supplementary information incorporated in fifth national communications from Parties included in Annex I to the Convention that are also Parties to the Kyoto Protocol and submitted in accordance with Article 7, paragraph 2, of the Kyoto Protocol**

20. **Background:** The Conference of the Parties serving as the Meeting of the Parties to the Kyoto Protocol (CMP), by decision 22/CMP.1, requested the secretariat to prepare a compilation and synthesis of the national communications of all Annex I Parties that are also Parties to the Kyoto Protocol, in accordance with the relevant decisions of the COP and the CMP. The CMP, by decision 10/CMP.6, requested the secretariat to prepare the compilation and synthesis of supplementary information incorporated in the NC5s submitted in accordance with Article 7, paragraph 2, of the Kyoto Protocol, for consideration by the CMP at its seventh session.

21. The SBI initiated its consideration of the compilation and synthesis of supplementary information incorporated in the NC5s at its thirty-fourth session and agreed to continue its consideration of this matter at its thirty-fifth session. As work could not be completed at that session, the SBI agreed to continue consideration of this sub-item at its thirty-sixth session.

22. **Action:** The SBI will be invited to conclude its consideration of this matter and to recommend a draft decision for consideration and adoption by the CMP at its eighth session.

(d) **Further implementation of Article 12, paragraph 5, of the Convention**

23. **Background:** Article 12, paragraph 5, of the Convention refers in part to the frequency of submission of national communications. The SBI initiated its consideration of the further implementation of Article 12, paragraph 5, at its thirty-third session, and continued this consideration at its thirty-third session, and continued this consideration at its thirty-fourth and thirty-fifth sessions. As work could not be completed at its thirty-fifth session, the SBI agreed to continue its consideration of this sub-item at its thirty-sixth session.

24. **Action:** The SBI will be invited to conclude its consideration of this matter, taking into account provisions of decision 2/CP.17 related to matters on the implementation of Article 12, paragraph 5, of the Convention.

4. **National communications from Parties not included in Annex I to the Convention**

(a) **Work of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention**

25. **Background:** At its seventeenth session, the COP, by decision 14/CP.17, decided to continue the term and mandate of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention (CGE) under its current mandate as contained in the annex to decision 5/CP.15, and work programme, until the end of 2012.

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14 FCCC/SBI/2011/7, paragraph 18.
15 FCCC/SBI/2011/17, paragraph 12.
17 FCCC/SBI/2011/17, paragraph 12.
18 FCCC/SBI/2010/INF.2.
26. The SBI, at its thirty-fifth session, welcomed the planned training activities\textsuperscript{19} to be organized by the CGE as a part of its work programme and requested the CGE to make every effort to conduct the planned regional training workshops on greenhouse gas inventories, mitigation, and vulnerability and adaptation in 2012, subject to the availability of resources.\textsuperscript{20}

27. The CGE will report on the progress made in the implementation of planned activities under its work programme in the first half of 2012, and on the hands-on training workshop for the Africa region on vulnerability and adaptation assessment, held in Nairobi, Kenya, from 7 to 11 November 2011.

28. By decision 14/CP.17, the COP invited Parties to submit to the secretariat, by 5 March 2012, their views on the term and mandate of the CGE and the need for the continuation of the group.

29. By decision 2/CP.17, the COP recognized that the CGE could also play an important role in facilitating technical advice and support for the preparation and submission of the first biennial update report.\textsuperscript{21}

30. \textit{Action:} The SBI will be invited to consider the relevant documents listed in the annex, with a view to recommending a draft decision on the matter for consideration and adoption by the COP at its eighteenth session.

(b) Information contained in national communications from Parties not included in Annex I to the Convention\textsuperscript{22}

31. \textit{Background:} At SBI 24, some Parties proposed that, in accordance with the requirements of Article 10, paragraph 2, of the Convention, the SBI consider the information communicated by non-Annex I Parties in all of their national communications.\textsuperscript{23}

32. \textit{Action:} The SBI will be invited to provide guidance on how to further develop the process for considering the information contained in national communications from non-Annex I Parties, in accordance with the requirements of Article 10, paragraph 2, of the Convention, and taking into consideration decision 2/CP.17 related to biennial update reports and international consultation and analysis.

(c) Further implementation of Article 12, paragraph 5, of the Convention

33. \textit{Background:} The COP, by decision 8/CP.11, decided to discuss the further implementation of Article 12, paragraph 5, of the Convention at its fifteenth session. At its thirty-first session, the SBI agreed to defer its consideration of this sub-item to its next session,\textsuperscript{24} at which it agreed to continue its consideration at its thirty-third session.\textsuperscript{25} At its thirty-third, thirty-fourth and thirty-fifth sessions, it could not reach agreement on this issue and agreed to continue its consideration at its thirty-sixth session.\textsuperscript{26}

\textsuperscript{19} FCCC/SBI/2011/10, paragraphs 16 and 17.
\textsuperscript{20} FCCC/SBI/2011/17, paragraph 26.
\textsuperscript{21} FCCC/CP/2011/9/Add.1, page 10.
\textsuperscript{22} At the thirty-fifth session of the SBI, there was no consensus to include this item on the agenda. It was therefore held in abeyance. On a proposal by the Chair, the SBI decided to include this item on the provisional agenda for its thirty-sixth session.
\textsuperscript{23} FCCC/SBI/2006/11, paragraph 32.
\textsuperscript{24} FCCC/SBI/2009/15, paragraph 20.
\textsuperscript{25} FCCC/SBI/2010/10, paragraph 28.
\textsuperscript{26} FCCC/SBI/2011/17, paragraph 33.
34. By decision 1/CP.16, paragraph 60 (b), the COP decided that non-Annex I Parties should submit their national communications every four years. In addition, the COP, by decision 2/CP.17, paragraph 41(f), further decided that non-Annex I Parties shall submit biennial update reports every two years.

35. **Action:** The SBI will be invited to conclude its consideration of this matter.

(d) **Provision of financial and technical support**

36. **Background:** The COP, by decision 10/CP.2, paragraph 1(b), requested the secretariat to make available to the SBI, at each of its sessions, details of the financial support made available to non-Annex I Parties by the Global Environment Facility (GEF) for the preparation of their national communications. The SBI, at its thirty-fifth session, invited the GEF to continue to provide information on its activities relating to the preparation of national communications from non-Annex I Parties, including information on the dates of approval of funding and disbursement of funds, as well as on the approximate dates of completion of the draft national communications and of submission of the national communications.27

37. The SBI also invited non-Annex I Parties that had not already done so to submit their views, by 5 March 2012, on the detailed costs they incurred, including in-kind contributions, for the preparation of their most recent national communications and on the financial resources received through the GEF.28

38. **Action:** The SBI will be invited to consider the relevant documents listed in the annex, and to make recommendations thereon for consideration and adoption by the COP at its eighteenth session, as appropriate.

5. **Nationally appropriate mitigation actions by developing countries**

(a) **Prototype of the registry**

39. **Background:** The COP, by decision 1/CP.16, decided to set up a registry to record the nationally appropriate mitigation actions seeking international support.29 At its seventeenth session, the COP, by decision 2/CP.17, requested the secretariat to develop a prototype of the registry by the thirty-sixth session of the SBI.30

40. The prototype registry will be introduced at the opening plenary of the SBI. Detailed discussions on its design will take place at a special event, where Parties will be invited to share their views with the secretariat on how to improve its design. The secretariat will make every effort to provide information on the design of the prototype registry, on the UNFCCC website, prior to the thirty-sixth session of the SBI.

41. **Action:** The SBI will be invited to discuss the finalization of the registry, including the preparation of a draft decision for consideration and adoption by the COP at its eighteenth session.

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27 FCCC/SBI/2011/17, paragraph 38.
28 FCCC/SBI/2011/17, paragraph 39.
29 Decision 1/CP.16, paragraphs 53–59.
30 Decision 2/CP.17, paragraph 54.
(b) Composition, modalities and procedures of the team of technical experts under international consultation and analysis

42. **Background**: The COP, by decision 2/CP.17, adopted modalities and guidelines for international consultation and analysis (ICA) of biennial reports under the SBI as contained in annex IV to decision 2/CP.17.

43. In accordance with the adopted modalities and guidelines, the ICA process will consist of two steps: (a) the technical analysis, by a team of technical experts, of the biennial update reports submitted by non-Annex I Parties, and (b) a facilitative sharing of views.31

44. The COP, by decision 2/CP.17, invited Parties to submit to the secretariat, by 5 March 2012, their views on the composition, modalities and procedures of the team of technical experts referred to in paragraph 43 above.32

45. **Action**: The SBI will be invited to consider the relevant document listed in the annex, with a view to recommending a draft decision on this matter for consideration and adoption by the COP at its eighteenth session.

6. Matters relating to finance

(a) Initial review of the Adaptation Fund under the Kyoto Protocol

46. **Background**: The CMP at its third session decided to undertake, at its sixth session, a review of all matters relating to the Adaptation Fund.33 By decision 6/CMP.6, the CMP decided to undertake the review of the Adaptation Fund at its seventh session and every three years thereafter.

47. The CMP at its seventh session noted the report of the Adaptation Fund Board34 and the report on the Review of the Interim Arrangements of the Adaptation Fund,35 and requested the Adaptation Fund Board to submit to the secretariat, as soon as possible after its first meeting in March 2012, its views on the report on the Review of the Interim Arrangements of the Adaptation Fund for inclusion in an information document.36

48. At the same session, the CMP requested the SBI to consider the initial review of the Adaptation Fund at its thirty-sixth session,37 and decided to complete this initial review at its eighth session.38

49. **Action**: The SBI will be invited to consider the relevant documents listed in the annex, with a view to recommending a draft decision on this matter for consideration and adoption by the CMP at its eighth session.

(b) Other matters

50. **Background**: The COP, by decision 9/CP.17, requested the Least Developed Countries Expert Group (LEG), in consultation with the GEF, to provide further specification for each of the elements of the least developed countries work programme

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31 Decision 2/CP.17, annex IV, paragraph 3.
32 Decision 2/CP.17, paragraph 61.
33 Decision 1/CMP.3, paragraphs 32–34.
36 Decision 6/CMP.7, paragraph 1.
37 Decision 7/CMP.7, paragraph 2.
38 Decision 7/CMP.7, paragraph 3.
other than the national adaptation programmes of action (NAPAs), and to report to the SBI at its thirty-sixth session, with a view to informing the COP, at its eighteenth session, on the guidance to be provided to the GEF on support for the implementation of the elements of the least developed countries work programme other than the NAPAs.

51. The COP, by decision 4/CP.16, requested the entity entrusted with the operation of the Special Climate Change Fund (SCCF) to include in its report to the COP at its seventeenth session information on the implementation of decision 7/CP.7, paragraph 2(a–d). In response to this request, the GEF, as the entity entrusted with the operation of SCCF, included in its report to the COP, at its seventeenth session, information on the activities relating to decision 7/CP.7, paragraph 2(a–d). The COP, by decision 11/CP.17, requested the SBI, at its thirty-sixth session, to consider the information submitted by the GEF on the activities relating to decision 7/CP.7, paragraph 2(a–d).

52. Action: The SBI will be invited to consider the report of the LEG relating to the least developed countries work programme and the report of the GEF regarding SCCF as listed in the annex, and to make recommendations to the COP at its eighteenth session, as appropriate.

7. Matters relating to Article 4, paragraphs 8 and 9, of the Convention

(a) Progress on the implementation of decision 1/CP.10

53. Background: The SBI, at its thirty-fifth session, could not complete its work on this matter and agreed to continue its consideration of this matter at its thirty-sixth session.\(^\text{59}\)

54. By decision 2/CP.17, the COP recognized decision 8/CP.17,\(^\text{40}\) which establishes a forum on the impact of the implementation of response measures, and also relates to the implementation of decision 1/CP.10.

55. Action: The SBI will be invited to consider this matter, including in the light of relevant decisions adopted by the COP at its sixteenth and seventeenth sessions.

(b) Matters relating to the least developed countries

56. Background: The COP, by decision 6/CP.16, requested the LEG to develop a two-year rolling programme of work for consideration by the SBI at its first sessional meeting of each year and to report on its work to the SBI at each of its sessions. The SBI, at its thirty-fourth session, endorsed the work programme of the LEG for 2011–2012.\(^\text{41}\)

57. The SBI, at its thirty-fifth session agreed to consider, at its thirty-sixth session, the matter of inviting the GEF, as an operating entity of the financial mechanism of the Convention operating the Least Developed Countries Fund (LDCF), to support, if voluntary funding has not been provided from bilateral sources, the organization of the regional training workshops mentioned in the work programme of the LEG for 2011–2012.\(^\text{42}\)

58. Action: The SBI will be invited to consider the relevant documents listed in the annex, and to take any further action, as appropriate.

\(^{39}\) FCCC/SBI/2011/17, paragraph 61.
\(^{40}\) Decision 2/CP.17, paragraph 91.
\(^{41}\) FCCC/SBI/2011/7, paragraph 88.
\(^{42}\) FCCC/SBI/2011/17, paragraph 73.
8. **National adaptation plans**

(a) A process to enable least developed country Parties to formulate and implement national adaptation plans, building upon their experience in preparing and implementing national adaptation programmes of action

(b) Modalities and guidelines for least developed country Parties and other developing country Parties to employ the modalities formulated to support national adaptation plans

59. **Background:** The COP, by decision 5/CP.17, adopted initial guidelines for the formulation of national adaptation plans (NAPs), and elaborated on the modalities and guidelines to support and enable least developed countries (LDCs) to formulate and implement NAPs.

60. By the same decision, the COP invited United Nations organizations, specialized agencies and other relevant organizations as well as bilateral and multilateral agencies, to submit, by 13 February 2012, information on how they have responded to the invitation to support to the NAP process in the LDCs and, where possible, to consider establishing support programmes for the NAP process within their mandates, as appropriate, which could facilitate financial and technical support to LDCs.

61. The COP also invited Parties and relevant organizations as well as bilateral and multilateral agencies, to submit, by 13 February 2012, information on the support to the NAP process in the LDCs. It invited the GEF, as an operating entity of the financial mechanism for the operation of the LDCF, to submit information, by 13 February 2012, on how it could enable activities undertaken as part of the NAP process in the LDCs.

62. The COP requested the secretariat to prepare a synthesis report on the support for the NAP process for the LDCs, taking into account the above-mentioned submissions and other relevant sources of information, for consideration by the SBI at its thirty-sixth session.

63. The COP also requested the SBI to consider guidance on policies and programmes to enable support for the NAP process for LDCs at its thirty-sixth session, taking into account, inter alia, the guidance in decision 27/CP.7 and the synthesis report referred to in paragraph 62 above, and taking into account other relevant decisions on financial support under the Convention, for consideration by the COP at its eighteenth session.

64. **Action:** The SBI will be invited to consider the relevant documents listed in the annex, with a view to making recommendations on support for the NAP process for LDCs to the COP at its eighteenth session.

9. **Approaches to address loss and damage associated with climate change impacts in developing countries that are particularly vulnerable to the adverse effects of climate change to enhance adaptive capacity**

   - **Activities to be undertaken under the work programme**

65. **Background:** By decision 1/CP.16, the COP decided to establish a work programme to consider approaches to address loss and damage associated with climate change impacts in developing countries that are particularly vulnerable to the adverse effects of climate change.
change,\textsuperscript{47} and requested the SBI to agree on activities to be undertaken under the work programme.\textsuperscript{48}

66. By decision 7/CP.17, the COP agreed on a set of activities in order to address issues related to the thematic areas mentioned in the report of the SBI at its thirty-fourth session.\textsuperscript{49} By the same decision, it requested the SBI to take into account the questions mentioned in the annex in implementing the work programme, and to make recommendations on loss and damage to the COP at its eighteenth session.

67. As part of the set of activities, the COP requested the SBI to address issues related to the first of the thematic areas as referred to in paragraph 66 above at the expert meeting mandated to be held before the thirty-sixth session of the SBI, and it requested the secretariat:

(a) To make available the report on the expert meeting for consideration by the SBI at its thirty-sixth session;

(b) To prepare a technical paper summarizing current knowledge on relevant methodologies, and addressing data requirements as well as lessons learned and gaps identified at different levels, drawing on existing relevant work and documents.

68. \textit{Action:} The SBI will be invited to consider the relevant documents listed in the annex, with a view to making recommendations to the COP at its eighteenth session, as appropriate.

10. Matters relating to Article 3, paragraph 14, of the Kyoto Protocol

69. \textit{Background:} The SBI, at its thirty-fifth session, considered this agenda item together with agenda item 8 of the Subsidiary Body for Scientific and Technological Advice (SBSTA), “Matters relating to Article 2, paragraph 3, of the Kyoto Protocol”, in a joint contact group. At that session, the SBI and the SBSTA agreed to continue to discuss those two items in a joint contact group to be established by them at their thirty-sixth sessions.\textsuperscript{50}

70. By decision 5/CMP.7, the CMP recognized decision 8/CP.17, which adopts a work programme on the impact of the implementation of response measures under the subsidiary bodies, with the objective of improving the understanding of the impact of the implementation of response measures, including matters relating to Article 3, paragraph 4, of the Kyoto Protocol, and establishes a forum on the impact of the implementation of response measures to implement the work programme.

71. \textit{Action:} The SBI and the SBSTA will be invited to take stock of the situation under these items in the light of relevant decisions adopted by the CMP at its seventh session and of procedural proposals to be made by the Chair so that the next steps may be agreed upon.

11. Forum and work programme on the impact of the implementation of response measures

72. \textit{Background:} The COP, by decision 8/CP.17, adopted a work programme on the impact of the implementation of response measures under the subsidiary bodies, with the objective of improving the understanding of the impact of the implementation of response

\textsuperscript{47} Decision 1/CP.16, paragraph 26.
\textsuperscript{48} Decision 1/CP.16, paragraph 27.
\textsuperscript{49} FCCC/SBI/2011/7, paragraph 109.
\textsuperscript{50} FCCC/SBI/2011/17, paragraph 88.
measures in a range of areas as outlined in paragraph 1(a–h) of that decision. It also adopted the modalities for the operationalization of the work programme.

73. By the same decision, the COP established a forum on the impact of the implementation of response measures, to be convened by the Chairs of the subsidiary bodies, to implement the work programme and to provide a platform allowing Parties to share, in an interactive manner, information, experiences, case studies, best practices and views. The forum will initially meet twice a year in conjunction with the sessions of the subsidiary bodies, with its first meeting taking place at their thirty-sixth sessions.

74. The COP and the CMP, by decisions 2/CP.17 and 5/CMP.7 respectively, recognized decision 8/CP.17, which establishes the forum and consolidates all progressive discussions related to response measures under the Convention.51

75. The Chairs of the SBI and the SBSTA will convene the forum to discuss and agree on the operationalization of the modalities and areas of the work programme as outlined in decision 8/CP.17, paragraph 1, and will report to the subsidiary bodies at their closing meetings.

12. Development and transfer of technologies

(a) Report of the Technology Executive Committee

76. Background: By decision 4/CP.17, the COP adopted the modalities and rules of procedure of the Technology Executive Committee (TEC) as contained in annexes I and II to that decision. It requested the TEC to further elaborate its modalities on linkages with other relevant institutional arrangements under and outside the Convention, in the light of the agreed outcome of the Conference of the Parties at its seventeenth session, and to provide such modalities for consideration by the subsidiary bodies at their thirty-sixth sessions, with a view to recommending the modalities for consideration and adoption by the COP at its eighteenth session.

77. By the same decision, the COP requested that the TEC make its rolling workplan available in its report to the SBI and SBSTA at their thirty-sixth sessions. The second meeting of the TEC was held in Bonn, Germany, from 15 to 17 February 2012.

78. Action: The SBI and the SBSTA will be invited to:

(a) Take note of the rolling workplan of the TEC for 2012–2013;

(b) Consider the modalities on linkages with other relevant institutional arrangements under and outside the Convention, with a view to recommending elements for a draft decision on this matter for consideration and adoption by the COP at its eighteenth session, as appropriate.

(b) Matters relating to the Climate Technology Centre and Network: selection of the host and constitution of the advisory board

79. Background: The COP, by decision 2/CP.17, adopted the terms of reference for the Climate Technology Centre and Network (CTCN) and the criteria to be used to evaluate and select the host of the CTCN and the information required to be included in the proposals as contained in annexes VII and VIII to that decision.52 In accordance with its adopted terms of reference, the CTCN shall be accountable to, and under the guidance of, the COP, through

51 Decision 2/CP.17, paragraph 91, and decision 5/CMP.7, paragraph 4.
52 Decision 2/CP.17, paragraph 133.
an advisory board.\textsuperscript{53} The COP requested the SBI to consider, at its thirty-sixth session, the constitution of the advisory board.\textsuperscript{54}

80. By the same decision, the COP also decided that the selection process for the host of the Climate Technology Centre (CTC) shall be launched upon the conclusion of its seventeenth session and shall be conducted in an open, transparent, fair and neutral manner in accordance with the process outlined in that decision, and informed by United Nations practices, in order to make the Technology Mechanism become fully operational in 2012.\textsuperscript{55}

81. The secretariat prepared and issued a call for proposals on 16 January 2012 to invite interested organizations, including consortia of organizations, to submit their proposals, in response to the call for proposals, by 16 March 2012.\textsuperscript{56} The executive summaries contained in the submitted proposals have been made available simultaneously on the UNFCCC website.\textsuperscript{57} The evaluation panel,\textsuperscript{58} as nominated by the TEC from within its membership, conducted an assessment of the proposals received\textsuperscript{59} and prepared an evaluation report with a shortlist ranking up to five proponents, including information on how the criteria for the evaluation have been applied, for consideration by the SBI at its thirty-sixth session.\textsuperscript{60}

82. \textit{Action:} The SBI will be invited to:

(a) Consider a report prepared by the evaluation panel for the host of the CTC (as listed in the annex) and agree on a ranked list of up to three proponents based on the outcome of the assessment conducted by the evaluation panel, with a view to recommending, at its thirty-seventh session, the host of the CTC for consideration and adoption by the COP at its eighteenth session;

(b) Consider the constitution of the advisory board, with a view to making a recommendation to the COP for consideration and adoption at its eighteenth session.

(c) Poznan strategic programme on technology transfer

83. \textit{Background:} The SBI, at its thirty-fourth session, invited the GEF to provide reports on the progress made in carrying out its activities under the Poznan strategic programme on technology transfer, including its long-term implementation, for consideration by the SBI at its thirty-fifth and subsequent sessions, for the duration of the programme.\textsuperscript{61}

84. \textit{Action:} The SBI will be invited to consider the relevant document listed in the annex and any other matters relating to development and transfer of technologies, with a view to determining any further action, as appropriate.

13. \textbf{Article 6 of the Convention}

85. \textit{Background:} The COP, by decision 9/CP.13, decided to undertake a review of the implementation of the amended New Delhi work programme on Article 6 of the Convention in 2012.

\textsuperscript{53} Decision 2/CP.17, annex VII, paragraph 7.
\textsuperscript{54} Decision 2/CP.17, paragraph 138(c).
\textsuperscript{55} Decision 2/CP.17, paragraph 136.
\textsuperscript{56} Decision 2/CP.17, paragraph 137(a).
\textsuperscript{57} Available on the UNFCCC website at <http://unfccc.int/cooperation_and_support/technology/items/6602.php>.
\textsuperscript{58} The first meeting of the evaluation panel took place on 17 February 2012 in Bonn in conjunction with the second meeting of the TEC convened on 15–17 February 2012 in Bonn.
\textsuperscript{59} Decision 2/CP.17, paragraph 137(d)(i).
\textsuperscript{60} Decision 2/CP.17, paragraph 137(d)(ii).
\textsuperscript{61} FCCC/SBI/2011/7, paragraph 137.
86. In accordance with decision 7/CP.16, the SBI developed and endorsed, at its thirty-fourth session, the terms of reference for this review, with a view to launching the review at its thirty-sixth session.

87. At the same session, the SBI invited Parties, and relevant intergovernmental and non-governmental organizations, as well as relevant stakeholders, to submit to the secretariat, by 14 February 2012, information and views that may be relevant to the completion of the review of the amended work programme. It invited the afore-mentioned entities to submit to the secretariat, by the same date, their views on the possible elements of a successor work programme on Article 6 of the Convention.62

88. The SBI further invited the GEF and its implementing agencies to provide to the SBI at its thirty-fifth session information on resources made available for the implementation of Article 6 related activities, for consideration at its thirty-sixth session.63

89. Action: the SBI will be invited to consider the relevant documents listed in the annex, and any other information relevant to the completion of the review, and to conclude its consideration of the review and recommend a draft decision for consideration and adoption by the COP at its eighteenth session.

14. Capacity-building64

(a) Capacity-building under the Convention

90. Background: The COP, by decision 3/CP.7, adopted the framework for capacity-building activities in countries with economies in transition (EIT). The status of the implementation of decision 3/CP.7 was reviewed by the SBI at its twentieth and twenty-seventh sessions, respectively.

91. The SBI, at its twenty-seventh session, decided to review the status of the implementation of decision 3/CP.7 again at its thirty-sixth session, making use of, inter alia, information provided by EIT Parties and Annex II Parties in their national communications; and information to be provided by the GEF and its implementing agencies, multilateral and bilateral agencies, and other international organizations.65

92. At the same session, the SBI invited Parties and relevant organizations to submit to the secretariat, by February 2012, information on how they have implemented capacity-building activities in EIT countries for consideration by the SBI at its thirty-sixth session.66

93. Action: The SBI will be invited to consider the relevant documents listed in the annex, and to conclude its consideration of the third review of the implementation of the framework for capacity-building activities in EIT countries and recommend a draft decision on its outcome for consideration and adoption by the COP at its eighteenth session.

(b) Capacity-building under the Kyoto Protocol
94. **Background:** By decision 30/CMP.1, the CMP decided that the framework for capacity-building activities in EIT countries adopted by decision 3/CP.7 is applicable to the implementation of the Kyoto Protocol and endorsed this framework to guide capacity-building activities relating to the implementation of the Kyoto Protocol in EIT Parties.

95. The SBI, at its twenty-seventh session, decided to review the status of the implementation of decisions 3/CP.7 and 30/CMP.1 at its thirty-sixth session, making use of, inter alia, information provided by EIT Parties and Annex II Parties in their national communications; and information provided by multilateral and bilateral agencies and other international organizations.67

96. At the same session, the SBI invited Parties and relevant organizations to submit to the secretariat, by February 2012, information on how they have implemented capacity-building activities in EIT countries for consideration by the SBI at its thirty-sixth session.68

97. **Action:** The SBI will be invited to consider the relevant documents listed in the annex and conclude its consideration of the third review of the implementation of the framework for capacity-building activities in EIT countries and recommend a draft decision on its outcome for consideration and adoption by the CMP at its eighth session.

15. **Amendment of the Kyoto Protocol in respect of procedures and mechanisms relating to compliance**

98. **Background:** The SBI, at its thirty-fifth session, agreed to discuss this matter further at its thirty-sixth session.69 The agenda item is based on a proposal from Saudi Arabia contained in document FCCC/KP/CMP/2005/2 and on decision 27/CMP.1.

99. **Action:** The SBI will be invited to continue its consideration of this matter.

16. **Procedures, mechanisms and institutional arrangements for appeals against the decisions of the Executive Board of the clean development mechanism**

100. **Background:** The CMP, by decision 3/CMP.6, requested the SBI to make recommendations to it with a view to its adopting a decision at its seventh session on procedures, mechanisms and institutional arrangements under the CMP to allow for appeals against decisions of the Executive Board of the clean development mechanism (CDM) based on decision 2/CMP.5, paragraph 42, taking into account the recommendations of the Executive Board contained in annex II to its annual report.

101. The SBI considered this item at its thirty-fourth and thirty-fifth sessions without reaching an agreement on this matter.70 It agreed to continue consideration of the matter at its thirty-sixth session.

102. **Action:** The SBI will be invited to conclude its consideration of this matter and prepare recommendations for consideration and adoption by the CMP at its eighth session.

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67 FCCC/SBI/2007/34, paragraph 122.
68 FCCC/SBI/2007/34, paragraph 123.
69 FCCC/SBI/2011/17, paragraph 113.
70 FCCC/SBI/2011/17, paragraph 117.
17. Review of the design of the commitment period reserve

103. **Background:** The CMP, by decision 3/CMP.7, decided to review at its eighth session, and revise as appropriate, the design of the commitment period reserve for the subsequent commitment period to support the effective operation of emissions trading, taking into account, inter alia, the relevant rules, modalities, guidelines and procedures for measuring, reporting, verification and compliance.

104. **Action:** In accordance with decision 3/CMP.7, the SBI will be invited to consider this matter with a view to recommending draft decisions for consideration and adoption by the CMP at its eighth session.

18. Arrangements for intergovernmental meetings

105. **Background:** The COP, by decision 19/CP.17, accepted with appreciation the offer by the Government of Qatar to host the eighteenth session of the COP. In accordance with Article 13, paragraph 6, of the Kyoto Protocol, ordinary sessions of the CMP shall be held in conjunction with ordinary sessions of the COP, unless otherwise decided by the CMP. The eighth session of the CMP will also be held in Doha, Qatar, from 26 November to 7 December 2012.

106. In accordance with decision 13/CP.15, it is expected that a Host Country Agreement will be concluded no later than the thirty-sixth sessions of the subsidiary bodies.

107. Document FCCC/SBI/2012/11 includes information on the organization of the work of the COP, the CMP and the subsidiary bodies. The document also addresses possible arrangements for the participation of ministers and other heads of delegation in the high-level segment and possible elements of the provisional agendas for COP 18 and CMP 8.

108. Decision 19/CP.17 noted that in keeping with the principle of rotation among regional groups, the President of the nineteenth session of the COP and ninth session of the CMP would come from the Eastern European States. It invited Parties to consult further on the host of COP 19 and CMP 9, scheduled to take place in 2013,71 with a view to taking a decision on this matter at COP 18. The decision also invited Parties to come forward with offers to host the twentieth session of the COP and the tenth session of the CMP in 2014.

109. The May/June sessions of the SBI have traditionally provided Parties with an opportunity to consider how the intergovernmental process is functioning, and to provide guidance to presiding officers and the secretariat on related matters. For example, the SBI, at its thirty-fourth session, recommended that further consideration be given to planning future sessional periods in the context of new meetings of constituted bodies, technical meetings of experts and workshops. The SBI agreed to continue its deliberations on this matter in the light of further information on the modalities and scheduling of constituted bodies.72

110. Based on proceedings from recent conferences, Parties may wish to take stock of certain elements of the intergovernmental process, explore options for discussion and provide relevant guidance.

111. At the thirty-fourth session, the SBI also agreed that the existing means of engagement of observer organizations could be further enhanced, in the spirit of fostering openness, transparency and inclusiveness, through actions outlined in its conclusions, see

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71 Decision 9/CP.14, paragraph 1.
72 FCCC/SBI/2011/7, paragraph 166.
The SBI also agreed to examine options for new channels for observer organizations to provide formal inputs into the high-level segment of the sessions of the COP and the CMP at its thirty-sixth session.

112. **Action:** The SBI will be invited to consider information contained in document FCCC/SBI/2012/11 and provide further guidance on the following:

   (a) The organization of the eighteenth session of the COP and the eighth session of the CMP, including the dates of the high-level segment;
   
   (b) The arrangements for the additional sessions in 2012;
   
   (c) Any offers to host future COP and CMP sessions;
   
   (d) Dates for sessional periods in 2017;
   
   (e) Arrangements to improve the intergovernmental climate change process;
   
   (f) Options for new channels for observer organizations to provide formal inputs into the high-level segment of the sessions of the COP and the CMP.

19. **Administrative, financial and institutional matters**

   (a) **Budget performance for the biennium 2012–2013**

113. **Background:** In keeping with the financial procedures that require the Executive Secretary to inform Parties of the status of their contributions at least twice a year, a report on the status of indicative contributions by Parties as at 1 May 2012 to the Trust Fund for the Core Budget of the UNFCCC and the Trust Fund for the International Transaction Log, and of voluntary contributions made to all of the trust funds of the UNFCCC will be presented.

114. **Action:** The SBI will be invited to consider the information provided and may wish to express its appreciation to the Parties that have made timely contributions to the core budget and to those that have made voluntary contributions to the trust funds. The SBI may also wish to urge Parties that have not made their contributions to do so in a timely manner.

(b) **Continuing review of the functions and operations of the secretariat**

115. **Background:** The SBI, at its twenty-first session, decided to review the functions and operations of the secretariat under this sub-item annually. In keeping with this decision, the COP, at its seventeenth session, agreed that the SBI should consider this matter at its thirty-sixth and thirty-eight sessions.

116. **Action:** The SBI will be invited to consider this matter and to make recommendations, as appropriate.

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73 FCCC/SBI/2011/7, paragraph 178.
74 FCCC/SBI/2004/19, paragraph 105.
75 Decision 17/CP.17, paragraph 9.
(c) **Implementation of the Headquarters Agreement**

117. **Background:** The SBI, at its seventeenth session, requested the Host Government and the Executive Secretary to report, once a year, on progress regarding the implementation of the Headquarters Agreement.\(^{76}\)

118. The last report was provided to the SBI at its thirty-fifth session, at which the SBI noted that construction works on the new conference facilities in Bonn will be resumed and that their completion was still expected by the first negotiating session of 2013.\(^{77}\) The SBI was also informed of the progress made in the completion of the new premises for the secretariat in Bonn.\(^{78}\)

119. The SBI, at its thirty-fifth session, invited the Host Government and the Executive Secretary to report to it at its thirty-sixth session on further progress made on these and other aspects of the implementation of the Headquarters Agreement.

120. **Action:** The SBI will be invited to consider the statements and to take any action deemed necessary.

(d) **Methodology for the collection of international transaction log fees in the biennium 2014–2015**

121. **Background:** By decision 9/CMP.6, the CMP requested the SBI, at its thirty-sixth session, to consider the submissions from Parties regarding the collection of international transaction log fees, the technical paper on options for methodologies for the collection of international transaction log fees, the information on transactions of Kyoto Protocol units provided by the international transaction log administrator in its annual reports for 2009–2012 and the impact on the volume of transactions of consolidated registries.

122. **Action:** The SBI will be invited to consider the information provided with a view to proposing to the CMP to consider for adoption, at its eighth session, a methodology for the collection of international transaction log fees for the following biennium that would ensure sufficient and reliable funding for the international transaction log.

(e) **Privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol**

123. **Background:** The SBI, at its thirty-fourth session, noted the progress made in developing the draft treaty arrangements contained in annex V to its conclusions.\(^{79}\)

124. By decision 12/CMP.7, the CMP noted the continued interest of the Compliance Committee in ensuring that any legal arrangements for privileges and immunities adopted by the CMP should cover members and alternate members of the Committee, and in this regard reiterated that it looks forward to considering the outcomes of the work of the SBI on the draft treaty arrangements for privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol.

125. **Action:** The SBI will be invited to conclude its consideration of this issue and to forward the outcome of its work for consideration and adoption by the CMP at its eighth session.

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\(^{76}\) FCCC/SBI/2002/17, paragraph 58.  
\(^{77}\) FCCC/SBI/2011/17, paragraph 124.  
\(^{78}\) FCCC/SBI/2011/17, paragraph 127.  
\(^{79}\) FCCC/SBI/2011/7, paragraph 207.
(f) Policy and budgetary implications of funding the travel and participation in meetings of the constituted bodies of all members and alternate members

126. **Background**: By decision 12/CMP.7, the CMP noted the proposal of the Compliance Committee to extend the eligibility for funding related to the costs of travel and participation in meetings of the Compliance Committee to all members and alternate members of the Committee, and requested the secretariat to prepare a report on the policy and budgetary implications of funding the travel and participation in meetings of the constituted bodies of all members and alternate members for consideration by the SBI at its thirty-sixth session.

127. **Action**: The SBI will be invited to consider the report listed in the annex and to agree on further action, as appropriate.

20. **Other matters**

128. Any other matters arising during the session will be taken up under this item.

21. **Report on the session**

129. **Background**: A draft report on the work of the session will be prepared for adoption by the SBI at the end of the session.

130. **Action**: The SBI will be invited to adopt the draft report and authorize the Rapporteur to complete the report after the session, under the guidance of the Chair and with the assistance of the secretariat.
Annex

[English only]

Documents before the Subsidiary Body for Implementation at its thirty-sixth session (by agenda item number)

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FCCC/SBI/2012/MISC.6 Views from Parties on the term and mandate of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention and the need for continuation of the group. Submissions from Parties

Agenda item 4(d) FCCC/SBI/2012/INF.7 Information on financial support provided by the Global Environment Facility for the preparation of national communications from Parties not included in Annex I to the Convention. Note by the secretariat

FCCC/SBI/2012/MISC.7 Information by Parties not included in Annex I to the Convention on the detailed costs incurred, including in-kind contributions, for the preparation of their most recent national communications, and on the financial resources received through the Global Environment Facility. Submissions from Parties

Agenda item 5(b) FCCC/SBI/2012/MISC.8 Views of Parties on the composition, modalities and procedures of the team of technical experts referred to in decision 2/CP.17, annex IV, paragraph 1. Submissions from Parties

Agenda item 6(a) FCCC/SBI/2012/INF.2 Views of the Adaptation Fund Board on the report of the review of the interim arrangements of the Adaptation Fund. Note by the secretariat

FCCC/KP/CMP/2011/MISC.1 Views on the review of the Adaptation Fund. Submissions from Parties and interested international organizations and stakeholders

FCCC/KP/CMP/2011/6 Report of the Adaptation Fund Board. Note by the secretariat


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FCCC/SBI/2012/MISC.4 Views of Parties, intergovernmental and non-governmental organizations, and stakeholders, on the review of the implementation of the amended New Delhi work programme and on possible elements of a successor work programme on Article 6 of the Convention

FCCC/CP/2011/7/Add.2 Report of the Global Environment Facility to the Conference of the Parties. Note by the secretariat. Addendum

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Agenda item 16 FCCC/SBI/2011/17, Annex I Report of the Subsidiary Body for Implementation on its thirty-fifth session, held in Durban from 28 November to 3 December 2011

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