

Scenario note on the seventh part of the second session of the Ad Hoc Working Group on the Durban Platform for Enhanced Action, including reflections on progress made at the sixth part of the second session of the Ad Hoc Working Group on the Durban Platform for Enhanced Action

Note by the Co-Chairs

11 November 2014

Background

1. The Ad Hoc Working Group on the Durban Platform for Enhanced Action (ADP) will resume its work at the seventh part of its second session, which will be held in Lima, Peru, from 2 to 11 December 2014, in conjunction with the twentieth session of the Conference of the Parties (COP), the tenth session of the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol (CMP) as well as the forty-first sessions of the Subsidiary Body for Implementation (SBI) and the Subsidiary Body for Scientific and Technological Advice.
2. At the sixth part of the second session of the ADP (October 2014), you, the Parties, continued your preparations for Lima by:
 - (a) Further elaborating the elements of the 2015 agreement by providing your views and suggestions for improvements of the structure and content of the non-paper;¹
 - (b) Identifying the information you will provide when putting forward your intended nationally determined contributions (INDCs) and advancing the content of the draft decision on this matter for adoption by the COP in Lima; and
 - (c) Engaging in substantive negotiations on how to accelerate the implementation of pre-2020 climate action, to be set out in a draft decision for adoption by the COP in Lima.
3. As announced at our closing plenary meeting on 25 October, in response to your request to us to further assist you in providing focus to your negotiations and capture the rich exchange you have had thus far as well as your recent submissions, we have prepared for you a set of documents, which consists of:
 - (a) A non-paper on elements for a draft negotiating text updating the earlier non-paper;²
 - (b) A draft decision text on advancing the Durban Platform for Enhanced Action;³
 - (c) The present scenario note, containing our proposed organization of work for our upcoming session based on our reflections on the October session.
4. Looking to Lima, we endorse the call made by all of you that you must intensify your negotiations and make full use of the very limited time available in Lima to continue to collectively construct the content and shape of the 2015 agreement in textual form, in order to fulfil the mandate that you have given yourselves in Warsaw. We hope that the documents we prepared will facilitate your preparations for the upcoming session.

General approach to the session

5. In Lima, the contact group established in March and chaired by us will continue and intensify its work in accordance with the mandate of the ADP and its agreed agenda, including two workstreams: workstream 1 on matters related to paragraphs 2 to 6 of decision 1/CP.17; and workstream 2 on matters related to paragraphs 7 and 8 of the same decision. Our work will continue to be guided by the core principles agreed by you, namely that the process will be Party-driven and built on inputs from Parties, and that any outputs of the process will reflect inputs from Parties. We intend to continue following a balanced approach in our work on the elements for the draft negotiating text on the 2015 agreement as well as on the draft decision on the Durban Platform.

¹ Contained in document ADP.2014.6.NonPaper and Corr.1.

² Contained in documents ADP.2014.11.NonPaper.

³ Contained in document ADP.2014.12.DraftText.

6. Given the concurrency of our session with the sessions of the four other UNFCCC bodies, the time available for the negotiations⁴ will be shared with those bodies. At the same time, the Lima session negotiations on texts will need to be intensified. In this context, it is imperative that the ADP make the best and full use of the time allocated to its meetings. We reiterate our encouragement to groups of Parties to be efficient in their preparatory and coordination meetings in order to allow the ADP to start and end its meetings on time.

Work towards the 2015 agreement

7. The contact group will need to intensify its negotiations on the elements for the draft negotiating text to achieve the progress needed in the time available. Focused negotiations under the contact group will be undertaken in parallel meetings and facilitated by either one of us, the Co-Chairs. We also encourage more intensive informal consultations among Parties on specific issues where you can narrow down options, build bridges and develop common proposals for consideration by the contact group, as had commenced in Bonn in October.

8. In order to facilitate the negotiations on the draft elements, we have revised the non-paper of 7 July 2014,⁵ capturing the productive negotiations and exchange of views that took place during the October session as contained in document ADP.2014.11.NonPaper. We invite you to take a very close look at the updated non-paper, as we have particularly tried to reflect the various options more clearly and in a more streamlined manner.

9. In Lima, we should further streamline the various elements, focusing in particular on reducing the options and exploring compromises.

10. In June and October a number of you started addressing questions of the structure of the 2015 agreement, including which issues or aspects should be addressed in the 2015 agreement and which aspects may be better addressed in complementary decisions that will make the agreement operational. The updated non-paper does not attempt to distinguish between these aspects; you, as Parties, will therefore need to exercise appropriate judgment during your negotiations. Nor does the updated non-paper intend to prejudge the structure in any way; in this context we wish to note that we have used headers, as well as numbering of paragraphs and subparagraphs, solely to facilitate readability of the non-paper and to help you to navigate through its content during the negotiations in Lima.

11. As in previous sessions, our work will be informed by briefings on areas of relevance for the ADP. In addition, we wish to note that numerous briefings, forums and events are being planned under the various bodies that will be meeting in Lima, in many areas that are relevant to the work of the ADP. Given the limited time available and the need to avoid duplication, delegates are encouraged to attend those events to the extent possible. We have asked the secretariat to compile a list identifying relevant events, and to make this list available on the UNFCCC website⁶ prior to the session.

Work on the draft decision on the Durban Platform

12. In your negotiations you emphasized the linkages between the different aspects of our mandate for 2014 and many of you expressed a desire to see them progressed in a holistic manner. Taking note of this request and building on the iteration of the draft decisions presented during the October session, we have now prepared a single draft decision contained in document ADP.2014.12.DraftText that brings together the previous draft decisions on information related to INDCs and on pre-2020 climate action.

13. In preparing this single draft decision we have also attempted to take account of views expressed by you during the closing plenary of our session in October. We hope that it accurately reflects the important relationships and linkages between the different aspects of our work in relation to INDCs, the 2015 agreement and pre-2020 climate action and assurances Parties have sought in this regard.

14. The revised draft decision is organized as follows:

- (a) Paragraphs 1–6 of the draft decision are intended to reflect the progress made towards developing a protocol, another legal instrument or an agreed outcome with legal force, incorporating in particular the assurances proposed by Parties during our session and identifying the relationship between this work and progress in enhancing pre-2020 ambition;

⁴ The sessions will be organized in accordance with the recommendations made by the SBI contained in document FCCC/SBI/2010/10, paragraphs 164 and 165.

⁵ See footnote 1.

⁶ <<http://unfccc.int/8532>>.

(b) Paragraphs 7–22 build upon the draft decision on information on intended nationally determined contributions in the context of the 2015 agreement which was circulated in-session, reflecting the comments made by Parties in response and noting that the incorporation of this into a broader decision aims at providing the context for the INDCs and the agreement;

(c) Paragraphs 23–38 build upon the draft decision on accelerating the implementation of enhanced pre-2020 climate action which was circulated in-session, updating this part for consistency with the broader draft decision;

(d) Paragraphs 39–42 provide a basis for further elaboration by Parties on high-level engagement on the Durban Platform for Enhanced Action.

15. The revised draft decision is intended to provide context and reflect Parties' collective understanding of our work. In considering this draft we encourage Parties to focus on the delivery of our mandates for Lima and in particular on providing in Lima the necessary confidence for all Parties to submit INDCs as early as possible in 2015.

16. As announced at our closing plenary on 25 October, we intend to build on the progress made at our last session and move straight into textual negotiations on the respective parts of the draft decision in Lima. The progress of your work will be reflected in new iterations of the draft decision to be issued during the session as needed.

17. As at our previous sessions, the work on the draft decision text will be carried out by the contact group. We encourage you to engage with each other on advancing the text of the draft decision and addressing any outstanding issues.

18. In addition, your work on workstream 2 will be informed by the updated technical paper on mitigation potential reflecting the results of the technical examination of opportunities for actions with high mitigation potential, including those with adaptation and sustainable development co-benefits⁷ conducted through the technical expert meetings (TEMs) held in June and October.⁸ This technical paper will be issued prior to the Lima session.

19. In the context of this technical examination process and enhancing the visibility of actions with high mitigation potential, we have requested the secretariat to cluster and enhance the visibility of side events and exhibits in Lima directly relevant to the thematic areas explored by the TEMs in 2014. Information on these TEM-related side events and exhibits will be available on the UNFCCC website shortly.

Other matters

20. We intend to continue the active engagement and constructive exchange with observers and we will convene a special event with observer organizations in Lima. We also encourage the continued participation of observers in the various ADP meetings that will be open to them.

21. As has been the practice of the ADP at previous sessions, we intend to take stock of the progress made, ideally after the first round of negotiations on all the elements and the draft decision.

22. In Lima, the ADP will be informed by the high-level ministerial dialogues on climate finance and on the Durban Platform for Enhanced Action, which will be held on 9 and 10 December, respectively. We are grateful for, and welcome, the continued efforts undertaken by the COP 20/CMP 10 President Designate to facilitate our process, including by holding such events.

23. We thank Parties and observers for the continued and rich input provided to the process, including through your submissions. We are also grateful for the constructive exchanges that we have had with you thus far and for the feedback received. We will be continuing these exchanges, including through pre-session consultations with groups of Parties to seek their views and feedback on the work of the ADP in Lima.

24. In addition to the details contained in this note, closer to the session, we will request the secretariat to provide additional information on the upcoming session through the UNFCCC website.⁹

⁷ FCCC/ADP/2013/3, paragraph 30(c)(i).

⁸ <<http://unfccc.int/8179>>.

⁹ <<http://unfccc.int/8532>>.

25. We believe that these arrangements, together with your willingness to achieve a successful outcome in Lima, will allow the ADP to fulfil the mandates due at this last negotiating session in 2014 and prepare a fertile ground for the work of the ADP in 2015.

26. We are looking forward to working with you at this session, the last to be chaired by us. We are confident that you will focus your efforts in fulfilling the mandates before us and allowing for the timely adoption of an ambitious 2015 agreement.
