

Scenario note on the ninth part of the second session of the Ad Hoc Working Group on the Durban Platform for Enhanced Action

Note by the Co-Chairs

5 May 2015

I. Introduction

1. In accordance with its agreed work programme, the Ad Hoc Working Group on the Durban Platform for Enhanced Action (ADP) will resume its work at the ninth part of its second session in Bonn, Germany, from 1 to 11 June 2015.
2. At the eighth part of its second session, held in Geneva, Switzerland, from 8 to 13 February 2015, the ADP fulfilled the mandate given to it by the Conference of the Parties (COP) at its twentieth session: it finalized, well before May, a negotiating text (hereinafter referred to as the Geneva negotiating text) for a protocol, another legal instrument or an outcome with legal force under the Convention applicable to all Parties ([FCCC/ADP/2015/1](#)). This text was circulated in the six United Nations languages on 19 March 2015, six weeks in advance of the agreed deadline. We, the Co-Chairs, would like to take this opportunity to sincerely congratulate the Parties for this remarkable achievement. We would also like to convey our gratitude for the spirit of cooperation demonstrated by all Parties, as well as for the trust and confidence placed in us. In addition, we would like to pay tribute to the leadership of Peru as the Presidency of the COP and that of France as the incoming Presidency. We salute the unique and strategic partnership of these two Presidencies working over the course of this year in the interest of adopting an inclusive and ambitious climate change agreement at COP 21 in Paris, France (hereinafter referred to as the Paris agreement).
3. It was a distinct honour and privilege to work with all Parties and their partners during the Geneva session, and we look forward to the continued support and cooperation of Parties for successful outcomes at the forthcoming ADP sessions. Indeed, the trust, confidence and support of Parties are crucial for the successful achievement of our mandate. To this end, we stress that we will continue to be guided by the commitments we made in Geneva and abide by the following principles: openness, transparency, inclusiveness and fairness. An open-door policy before, during, and after the sessions will continue to guide our work, and we will continue to maintain a ‘no surprises’ policy.
4. It is in this spirit that the present scenario note has been prepared and circulated to all Parties in advance of the ninth part of the second session of the ADP.
5. Through this note, we would like to share with Parties our proposals for the organization of work and the expected outcomes of the Bonn session. We look forward to finalizing these ideas and proposals during our pre-session consultations in Bonn, from 27 to 30 May, with groups of Parties as well as with any interested Party. The objective is to have an agreed modus operandi for the June session before its opening so as to avoid any discussion of procedure and start substantive negotiations immediately after a short opening plenary.
6. The preliminary modus operandi outlined here is being suggested based on the very rich discussion on the structure of the June session that took place on 13 February, the last day of the Geneva session. We greatly benefited from the advice and suggestions presented by the 25 speakers, many of whom spoke on behalf of their negotiating groups, with the participation of all Parties. We would like to convey our deep gratitude to the Presidency of the COP, as well as the incoming Presidency, for the valuable opportunities for further discussion that were offered to us during the informal consultations held in Lima, Peru, from 20 to 22 March and in Paris from 6 to 8 May. These conversations enabled us to gather, in an informal manner, further insights from Parties on the organization of work for the June session. We would like to also thank the host of the Major Economies Forum on Climate and Energy (MEF) for the opportunity afforded to us on the margins of the MEF meeting held in Washington, D.C., United States of America, on 19 and 20 April to share ideas on the organization of work with ministers there. We are also very grateful to the Permanent Representatives of Peru and France to the United Nations for having organized a briefing on the “The road from Lima to Paris towards a global climate agreement” for permanent missions to the United Nations. This briefing, held on 21 April, as well as that given to the President of the Group of 77 and China and ambassador-level representatives of that group on 23 April,

enabled a very diverse and informative dialogue on approaches to the June ADP session. This was also the case with the briefing organized by the Chair of the Alliance of Small Island States on 22 April. We are particularly indebted to the President of the sixty-ninth session of the United Nations General Assembly for the opportunity to brief him as well as for his commitment to support the work on the road to Paris at the high-level event on climate change to be convened by the President of the General Assembly on 29 June.

7. It is our firm commitment to continue to use the open channel of communication with all Parties in order to seek their views and feedback on the way forward. We invite all Parties to share with us, before, during, and after the June session and throughout the remaining part of the year, their ideas, proposals, and concerns regarding how to ensure the success of the ADP mandate for an inclusive and ambitious climate agreement to be adopted in Paris. To this end, in addition to the e-mail address CADP@unfccc.int, we have established the e-mail address adp.chair.email@gmail.com to facilitate interaction with Parties wishing to contact the Co-Chairs directly.

II. Objective of the June session

8. The remarkable progress achieved at the ADP session in Geneva is a testimony to the strong political will of all Parties to ensure the successful implementation of the ADP mandate and to their commitment for a universal climate agreement to be adopted in Paris at COP 21. The submission to date of intended nationally determined contributions (INDCs) on behalf of 37 Parties is also a demonstration of such a commitment. We would like to commend the Parties that have submitted their INDCs and invite others to communicate their INDCs well in advance of COP 21.

9. The June session affords Parties the first opportunity to begin negotiating on the basis of the positions contained in the Geneva negotiating text. These negotiations will help to prepare concise, coherent and streamlined text so as to facilitate negotiations of substantive issues among Parties.

10. We are confident that Parties will engage in constructive negotiations in June to further the work of the ADP with the same commitment and determination that has characterized their work thus far. We expect Parties to come fully prepared for a negotiating session and to engage interactively and constructively with their partners during the meetings so as to fulfil the objective of the session. To assist with that objective, and as requested by Parties during the discussion on the structure of the June session held in Geneva on 13 February, the secretariat has prepared and made available on 9 April 2015 an informal note on overlaps and duplication in the negotiating text ([ADP.2015.2.InformalNote](#)). While this informal note has been prepared to assist Parties in their preparations for the June session, it is only for reference; the sections of the Geneva negotiating text will be taken up in the order listed in paragraph 13 below.

11. Pursuant to decision [1/CP.20, paragraph 20](#), and as agreed at the Geneva session, the June session will also provide the ADP with an opportunity to continue its efforts to facilitate pre-2020 climate action. It will moreover provide an opportunity to develop recommendations “in relation to further advancing the technical examination process”, as requested in the same decision.

III. Organization of the work

12. The June session is a negotiating session. It is also a resumed session. As such, the opening plenary of the ADP will be very short and will start punctually at 10 a.m. on 1 June. The short opening plenary is expected to last no more than one hour. We commend once more those negotiating groups that generously decided at the opening of the Geneva session to refrain from delivering their statements or to shorten them and instead make them available on the UNFCCC website. We strongly encourage Parties to emulate that model and thus allow the ADP to make full use of the limited time available and to begin substantive negotiations without delay. Statements can be made available through the [submission portal](#). Immediately following the short opening plenary, the ADP will meet in two negotiating groups, each one chaired by an ADP Co-Chair.

13. The division of work between the two negotiating groups will be based on the agreed allocation of tasks between the two Co-Chairs that was established during the Geneva session. Accordingly, the negotiating group chaired by Mr. Dan Reifsnyder will consider in sequential order the following sections of the Geneva negotiating text: section C (General/Objective), section E (Adaptation and loss and damage), section G (Technology development and transfer), section I (Transparency of action and support), section K (Facilitating implementation and compliance) and section A (Preamble). The negotiating group chaired by Mr. Ahmed

Djoghlafl will consider in sequential order the following sections: section D (Mitigation), section F (Finance), section H (Capacity-building), section J (Times frames and process/Other matters), section L (Procedural and institutional provisions) and section B (Definitions). This method of work does not prejudge the structure of the text of the Paris agreement or the placement of particular elements within the text.

14. The two negotiating groups will meet in parallel daily from 10 a.m. to 1 p.m. and from 3 p.m. to 6 p.m. One group will meet in the plenary hall, and the other group will meet in the Wasserwerk building. The two groups will alternate meeting rooms daily. The two meeting rooms have been selected for the very short distance separating them, which should enable small delegations to move from one drafting group to the other. They have also been selected to allow direct interaction among Parties. The plenary hall has a semicircle format, while the Wasserwerk building will have a rectangular table that can accommodate a large number of Parties. A dedicated seat with a microphone will be reserved for any Party wishing to take the floor that is not seated at the table. The two negotiating groups will be open to all participants. However, they will be guided by established UNFCCC practice. The negotiating groups will also work in accordance with the core principles guiding the work of the ADP, namely that the process will continue to be Party-driven and build on inputs from Parties, and that outputs of the process will reflect inputs from Parties.

15. From 1 to 4 June, the negotiating groups will focus their efforts on seeking to consolidate and streamline the negotiating text with a view to reducing duplication, overlap, and repetition. The relevant section of the Geneva negotiating text will be put on the screen during the negotiation. In this first reading of the text, the negotiating groups will seek to present more focused alternatives and points of divergence. Parties will need to move quickly through the text in each group, avoiding substantive debate during this first reading.

16. Any streamlined or consolidated text that emerges from the negotiating groups will be included in a working document. The working document will be issued as an electronic document and will be published on the UNFCCC website on the morning of 4 June.

17. In the morning of 4 June we plan to hold a meeting of the ADP contact group to take stock of progress made up to that point. We will invite Mr. Tomasz Chruszczow, Chair of the Subsidiary Body for Scientific and Technological Advice, and Mr. Amena Yauvoli, Chair of the Subsidiary Body for Implementation, to give a report on the status of work in those bodies that is related to the work of the ADP. In response to the request presented by Parties during the Geneva session, this meeting of the ADP contact group will also provide an opportunity for further discussion of issues related to workstream 2.

18. From 4 to 11 June, the ADP will use the Geneva negotiating text and the working document to begin substantive negotiations on a compromise text. After consultation with Parties and based on progress achieved, we may organize a single drafting group chaired alternately by the two of us. The Geneva negotiating text will remain before the Parties. It may be useful for Parties first to unpack certain paragraphs of the text that now contain multiple issues so as to facilitate substantive negotiations. The groups will also be asked to consider elements of a draft accompanying decision of the COP (the first paragraph of which would likely adopt the Paris agreement contained in an annex to that decision). The draft decision may also contain arrangements for the interim period before the entry into force of the agreement. Parties will also be asked to consider elements that should be included in the Paris agreement. There may be multiple criteria for determining which elements should be included in the COP decision and which should be included in the Paris agreement – Parties have been of the view that items likely to be revised in the future and details spelling out agreed elements may be best included in a COP decision, whereas broad, durable elements that are not likely to change frequently may be best included in the Paris agreement. A draft outline of a skeletal Paris decision, for discussion at the June session, is contained in annex II.

19. In response to our invitation contained in paragraph 14 of our scenario note of 29 January 2015 ([ADP.2015.1.InformalNote](#)), and following informal consultations, 11 delegates have kindly agreed to assist us as facilitators during the June session. They will undertake on our behalf open-ended informal consultations of limited duration between the meetings of the two negotiating groups. They will report each morning to the negotiating groups on the status of the discussions and the progress achieved so as to ensure transparency and inclusiveness and enable small delegations that have not been able to attend the informal consultations to be fully informed and briefed. The task assigned to a facilitator will be identified after consideration of each section of the negotiating text. The task, which will be focused and limited, will depend on the status of the negotiations and may include seeking to consolidate or streamline text contained in several paragraphs or a part of a section. Facilitators may also be asked to undertake more conceptual discussions on key issues emerging from negotiations in the negotiating groups. No more than two facilitated meetings will be convened at the same time, and it is envisioned that facilitators would meet for short periods outside the meetings of the ADP drafting

groups (e.g. 1–3 p.m. or 6–8 p.m.). Arrangements have been made to ensure that the two facilitated meetings will also be held in proximity to each other so as to enable small delegations to move between the meetings. In keeping with our commitment to transparency and inclusiveness, the facilitators will present a progress report on their discussion at the opening of every morning session of the two negotiating groups. The facilitators will be working under our direct authority. Coordination meetings with the facilitators will be convened on a regular basis. The first meeting with the facilitators will be held in the afternoon of 30 May.

20. We hereby convey our sincere thanks to the facilitators who will assist the Co-Chairs during the June session for their time and willingness to help to fulfil the ADP mandate. They are: Ms. Diann Black-Layne (Antigua and Barbuda), Ms. Andrea Guerrero (Colombia), Mr. Tosi Mpanu Mpanu (Democratic Republic of the Congo), Ms. Aya Yoshida (Japan), Mr. Roberto Dondisch (Mexico), Mr. Georg Borsting (Norway), Ms. Sarah Baashan (Saudi Arabia), Mr. Kwok Fook Seng (Singapore), Mr. Franz Perrez (Switzerland), and Mr. Richard Muyungi (United Republic of Tanzania). The name of an additional facilitator will be shared with Parties upon finalization of consultations with the members of another negotiation group.

21. The Geneva negotiating text will remain before the Parties. At the same time, the results of the June session will include: (a) more streamlined, concise and manageable negotiating text contained in the working document, and (b) the outline of a draft accompanying decision containing various sections, including items to be considered in the interim period pending the entry into force of the agreement.

22. In Lima, the COP decided to continue the technical examination of opportunities with high mitigation potential, including those with adaptation, health and sustainable development co-benefits, in the period 2015–2020. Thus, in accordance with decision [1/CP.20, paragraphs 19 and 20](#), and at our request, Mr. Mpanu Mpanu chaired technical expert meetings during the Geneva session and reported on progress at the closing of the session on 13 February. During the June session, two technical expert meetings will take place: one on opportunities to scale up renewable energy supply, planned for 3 June, and another on opportunities to increase energy efficiency in urban environments, planned for 5–6 June. Ms. Sylvie Lemmet (France) and Mr. Amit Kumar (India) have kindly agreed to facilitate these discussions.

23. Mindful of the importance of INDCs to the success of the expected outcomes of COP 21, we have made arrangements for any of the Parties that have submitted INDCs and which wish to make an informal presentation about them and to share their experience with their preparation with other interested Parties and observers to do so. These informal presentations will take place during the lunch period between the meetings of the ADP negotiating groups. They will be open to Parties and observers that wish to attend. Letters of invitation have been sent to the relevant Parties. The first such session will be held on 2 June. The exact schedule of other sessions will be announced in due time.

24. In order for the ADP to make the best use of the very limited time allocated to its meetings and to achieve the expected results, the Co-Chairs intend to start and end the meetings on time. Parties are invited to take note of this organizational rule that will guide the work of ADP during this crucial session.

25. We also intend to continue the active engagement with observers in the ADP process. In Bonn, we will convene a special event with observer organizations.

26. A draft schedule of work for the two negotiating groups during the first week can be found in annex I.

IV. Closing the June session

27. The two negotiating groups are expected to finalize their work and complete their assigned tasks by 5.00 p.m. on 11 June. A short closing plenary will be held at 5.30 p.m. We do not envisage the need for statements at the closing of the session, since the second session of the ADP will be suspended and will resume its work on 31 August 2015 in Bonn. Additional logistical information will be made available by the secretariat on the UNFCCC website.

28. We very much look forward to meeting the representatives of the negotiating groups during the pre-session consultations so as to finalize arrangements for the session. We thank you in advance for your continued support for the success of this crucial stage on our common journey to Paris.

Annex I

Draft schedule of work for the two negotiating groups during the first week

TIME	MONDAY June 1	TUESDAY June 2	WEDNESDAY June 3	THURSDAY June 4	FRIDAY June 5	SATURDAY June 6
10.00 to 13.00	FIRST READING Section C : General/ Objective *Plenary hall	FIRST READING Section G: Technology development and transfer *Wasserwerk	FIRST READING Section K: Facilitating implementation and compliance *Plenary hall	ADP contact group	SECOND READING Section E: Adaptation	SECOND READING Section I: Transparency of action and support
15.00 to 18.00	FIRST READING Section E: Adaptation *Plenary hall	FIRST READING Section I: Transparency of action and support *Wasserwerk	FIRST READING Section A: Preamble *Plenary hall	SECOND READING Section C : General/ Objective	SECOND READING Section G: Technology development and transfer	SECOND READING Section K: Facilitating implementation and compliance ----- Section A: Preamble

TIME	MONDAY June 1	TUESDAY June 2	WEDNESDAY June 3	THURSDAY June 4	FRIDAY June 5	SATURDAY June 6
10.00 to 13.00	FIRST READING Section D: Mitigation *Wasserwerk	FIRST READING Section H: Capacity- building *Plenary hall	FIRST READING Section L: Procedural and institutional provisions *Wasserwerk	ADP contact group	SECOND READING Section F: Finance	SECOND READING Section J: Time frames
15.00 to 18.00	FIRST READING Section F: Finance *Wasserwerk	FIRST READING Section J: Time frames *Plenary hall	FIRST READING Section B: Definitions *Wasserwerk	SECOND READING Section D: Mitigation	SECOND READING Section H: Capacity- building	SECOND READING Section L: Procedural and institutional provisions ----- Section B: Definitions

Annex II

Skeletal Paris decision

Outline of draft decision on ADP agenda item 3
Implementation of all the elements of decision 1/CP.17

Version of xx xx 2015 at xx:xx

Decision 1/CP.21

[TITLE OF THE DECISION]

The Conference of the Parties,

Mandate

Other relevant COP decisions

Preambular paragraphs, including e.g. ambition, science.

Xxxxxx

I. ADOPTION OF THE [PARIS AGREEMENT]

1. *Decides to adopt ...*, [contained in annex...];
2. *Requests / Invites* [steps to deposit the instrument; open it for signature; ratification]
3. *Notes / Decides* [ADP concluded its work and terminate the ADP]

II. DECISION ELEMENTS

4. Xxx
5. Xxx
6. Xxx

III. DECISION ELEMENTS ON PRE-2020 AMBITION

7. Xxx
8. Xxx
9. Xxx

IV. INTERIM ARRANGEMENTS

10. *Decides* xxx
11. *Decides* xxx
12. *Requests* xxx
13. *Decides* xxx

V. ADMINISTRATIVE AND BUDGETARY MATTERS

14. *Takes note* [budgetary implications]
 15. *Invites* [Executive Secretary to submit supplementary budget; transitional contributions]
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Annex I

[PARIS AGREEMENT]
