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Report on the individual review of the report upon expiration of the additional period for fulfilling commitments (true-up period) for the first commitment period of the Kyoto Protocol of the European Union

According to decisions 13/CMP.1 and 3/CMP.10, each Party included in Annex I with a commitment inscribed in Annex B to the Kyoto Protocol (Annex B Party) shall submit to the secretariat prior to 2 January 2016 a report upon expiration of the additional period for fulfilling commitments for the first commitment period of the Kyoto Protocol (hereinafter referred to as the true-up period report). The true-up period report, prepared individually for each Annex B Party, aims to facilitate the assessment of whether the aggregate anthropogenic greenhouse gas emissions for the first commitment period exceed the quantities of Kyoto Protocol units valid for the first commitment period in the retirement account of that Party. This report presents the results of the individual review of the true-up period report submission of the European Union conducted by an expert review team in accordance with Article 8 of the Kyoto Protocol.

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I. Introduction

1. This report covers the review of the report upon expiration of the additional period for fulfilling commitments for the first commitment period of the Kyoto Protocol (hereinafter referred to as the true-up period report) of the European Union, conducted in accordance with the “Guidelines for review under Article 8 of the Kyoto Protocol” (hereinafter referred to as the Article 8 review guidelines).¹ The centralized review took place from 8 to 12 February 2016 in Bonn, Germany, and was conducted by the following team of nominated experts from the UNFCCC roster of experts: Ms. Thelma Krug (Brazil); Mr. Robert Sturgiss (Australia); Ms. Janka Szemesova (Slovakia) and Mr. Jongikhaya Witi (South Africa). Ms. Krug and Mr. Sturgiss were the lead reviewers. The review was coordinated by Mr. Simon Wear (UNFCCC secretariat).

2. In accordance with the Article 8 review guidelines, a draft version of this report was sent to the European Union, which made no comment on it.

II. Summary and general assessment of the report

3. Table 1 provides a summary of the assessment by the expert review team (ERT) of the true-up period report submission and additional documents submitted during the review, with respect to timeliness, completeness, consistency and compliance with the commitment under Article 3, paragraph 1, of the Kyoto Protocol. Specific findings to support this assessment are presented in more detail in table 2.

Table 1

The expert review team’s overall assessment of the true-up period report submission

<i>Element</i>	<i>Item</i>	<i>Fulfilled</i>	<i>Comments</i>
Timeliness	Did the Party submit the true-up period report and accompanying documents by 2 January 2016?	Yes	Date: 21 December 2015
Completeness	Is the submission complete?	Yes	
	Is the information reported in accordance with decision 13/CMP.1?	Yes	
Consistency	Is the reported information consistent with the compilation and accounting database and the Party’s registry?	Yes	
	Is the information provided by the Party (SEF tables, R2–R5 reports ^a) consistent with the ITL information?	Yes	
Compliance	Are the aggregate anthropogenic greenhouse gas emissions below or equal to the quantities of ERUs, CERs, tCERs, ICERs, AAUs and RMUs in the retirement account?	Yes	

¹ Annex to decision 22/CMP.1.

Abbreviations: AAU = assigned amount unit, CER = certified emission reduction, ERU = emission reduction unit, ITL = international transaction log, ICER = long-term CER, RMU = removal unit, SEF = standard electronic format, tCER = temporary CER.

^a Report R2 (list of discrepant transactions) provides information on any discrepancies identified by the ITL, and additional information required under decision 15/CMP.1, annex, paragraph 12; report R3 (list of clean development mechanism (CDM) notifications) provides information on any notification received by the Party from the Executive Board of the CDM, directing the Party to replace ICERs, in accordance with decision 15/CMP.1, annex, paragraphs 13 and 14; report R4 (list of non-replacements) provides information on any record of non-replacement identified by the ITL, and the additional information required under decision 15/CMP.1, annex, paragraph 15; and report R5 (list of invalid units) provides information on the quantities of Kyoto Protocol units held in the national registry that are not valid for use towards compliance with commitments under Article 3, paragraph 1, of the Kyoto Protocol, in accordance with decision 15/CMP.1, annex, paragraph 16.

III. Technical assessment of the elements reviewed

4. The European Union made its true-up period report submission on 21 December 2015; the submission contains the true-up period report (“Report from the Commission” and “Commission Staff Working Document”), the standard electronic format (SEF) tables for the period 1 January to 18 November 2015 and the list of serial numbers for the emission reduction units (ERUs), certified emission reductions (CERs) and assigned amount units (AAUs) that the Party requests to be carried over to the second commitment period.

5. Table 2 contains the ERT assessment of the true-up period report submission of the European Union with respect to all elements reviewed. In that assessment, the ERT took note of the findings included in the true-up period independent assessment report (TUPAR) for the first commitment period of the Kyoto Protocol prepared by external assessors (registry system administrators). The TUPAR of the European Union was prepared and forwarded to the ERT during the review, pursuant to paragraph 5(a) of decision 16/CP.10.

Table 2

The expert review team’s assessment of the elements reviewed

<i>Mandate^a</i>	<i>Reporting requirements</i>	<i>Fulfilled</i>	<i>Comments</i>
Decision 3/CMP.10, paragraph 3	The true-up period report for the first commitment period was submitted by 2 January 2016	Yes	
Decision 22/CMP.1, annex, paragraph 89(a)	The Party submitted information in accordance with decision 13/CMP.1, annex, paragraph 49	Yes	
Decision 13/CMP.1, annex, paragraph 49(a)	The Party submitted and made available to the public the SEF tables for 2015 and the total quantities of the categories of ERUs, CERs, AAUs and RMUs valid for the first commitment period listed in decision 13/CMP.1, annex, paragraph 47(a–j), for the period 1 January to 18 November 2015	Yes	
Decision 13/CMP.1, annex, paragraph 49(b)	The Party submitted and made available to the public the SEF tables for 2015 and the total quantity and serial numbers of ERUs, CERs, AAUs and RMUs valid for the first commitment period in its retirement account	Yes	

<i>Mandate^a</i>	<i>Reporting requirements</i>	<i>Fulfilled</i>	<i>Comments</i>
Decision 13/CMP.1, annex, paragraph 49(c)	The Party submitted and made available to the public the SEF tables for 2015 and the total quantity and serial numbers of ERUs, CERs and AAUs valid for the first commitment period which the Party requested to be carried over to the subsequent commitment period	Yes	
Decision 22/CMP.1, annex, paragraph 89(b)	The information submitted by the Party is consistent with the information contained in the compilation and accounting database and with the information contained in the Party's registry	Yes	
Decision 22/CMP.1, annex, paragraph 89(c)	Is the information submitted by the Party in accordance with decision 22/CMP.1, annex, paragraph 88, free of inconsistencies and problems?	Yes	
Decision 22/CMP.1, annex, paragraph 89(d), and decision 5/CMP.1, annex, paragraph 59(a)	The information submitted by the Party shows that the quantity of AAUs, CERs, tCERs, ERUs and RMUs transferred into the tCER replacement account for the commitment period is equal to the quantity of tCERs in the retirement account, and in the tCER replacement account, that expired at the end of the commitment period	NA	There are no tCERs in the retirement account and there are no units in the tCER replacement account in the registry of the European Union according to the SEF tables for the period 1 January to 18 November 2015. The treatment of tCER units in the registries of European Union member States has been reflected in the true-up period reports of the individual member States
Decision 22/CMP.1, annex, paragraph 89(e), and decision 5/CMP.1, annex, paragraph 59(b)	The information submitted by the Party shows that the quantity of AAUs, CERs, ICERs, ERUs and RMUs transferred into the ICER replacement account for the commitment period is equal to the sum of the quantity of ICERs in the retirement account, and the quantity of ICERs in the ICER replacement account, that expired at the end of the commitment period, and the quantity of ICERs identified by the Executive Board of the CDM as requiring replacement within the registry for the commitment period	NA	There are no ICERs in the retirement account and there are no units in the ICER replacement account in the registry of the European Union or in the replacement accounts of the member States of the European Union, according to the SEF tables for the period 1 January to 18 November 2015
Decision 22/CMP.1, annex, paragraph 90	The Party submitted the information requested in accordance with decision 15/CMP.1, annex, paragraph 20, and decision 22/CMP.1, annex, paragraph 88	Yes	
Decision 15/CMP.1, annex, paragraph 20	The Party submitted the R2–R5 reports ^b for 2015 or provided a reference in the true-up period report (section II), and the information is accurate	Yes	
Decision 15/CMP.1, annex, paragraph 11	The Party submitted the SEF tables for 2014 or provided a reference in the true-up period report	Yes	

<i>Mandate^a</i>	<i>Reporting requirements</i>	<i>Fulfilled</i>	<i>Comments</i>
	(section II), and the information is accurate		
Decision 15/CMP.1, annex, paragraphs 12–16	The Party submitted the R2–R5 reports for 2014 or provided a reference in the true-up period report (section II), and the information is accurate	Yes	
Decision 15/CMP.1, annex, paragraph 17	The Party provided information in the true-up period report on actions to correct discrepancies, changes to the national registry to prevent discrepancies from reoccurring and resolution of previous questions of implementation pertaining to transactions (section IV.a), and the information is accurate	NA	The registry of the European Union had no discrepant transactions, so no further actions were required. The treatment of discrepant transactions in the registries of member States of the European Union has been reflected in the true-up period reports of individual member States
Decision 15/CMP.1, annex, paragraph 18, and decision 22/CMP.1, annex, paragraph 88(h)	The Party provided information in the true-up period report on the calculation of the commitment period reserve (section IV.b), and the information is accurate	Yes	
Decision 22/CMP.1, annex, paragraph 91	The aggregate anthropogenic greenhouse gas emissions in the first commitment period are below or equal to the quantities of ERUs, CERs, tCERs, ICERs, AAUs and RMUs in the retirement account of the Party for the first commitment period	Yes	

Abbreviations: AAU = assigned amount unit, CDM = clean development mechanism, CER = certified emission reduction, ERU = emission reduction unit, ICER = long-term CER, NA = not applicable, RMU = removal unit, SEF = standard electronic format, tCER = temporary CER.

^a The requirement in decision 15/CMP.1, annex, paragraph 19, relating to the access of the expert review team to the information held in the national registry is voluntary and will be checked upon request; the requirement in decision 22/CMP.1, annex, paragraph 88(i), relating to the calculation of the assigned amount to avoid double accounting for some activities under Article 3, paragraph 4, of the Kyoto Protocol (cropland management, grazing land management and revegetation) is not part of the true-up period assessment because the requirement is assessed annually as a precondition for issuing RMUs for the selected activities.

^b Report R2 (list of discrepant transactions) provides information on any discrepancies identified by the international transaction log (ITL), and additional information required under decision 15/CMP.1, annex, paragraph 12; report R3 (list of CDM notifications) provides information on any notification received by the Party from the Executive Board of the CDM, directing the Party to replace ICERs, in accordance with decision 15/CMP.1, annex, paragraphs 13 and 14; report R4 (list of non-replacements) provides information on any record of non-replacement identified by the ITL, and the additional information required under decision 15/CMP.1, annex, paragraph 15; and report R5 (list of invalid units) provides information on the quantities of Kyoto Protocol units held in the national registry that are not valid for use towards compliance with commitments under Article 3, paragraph 1, of the Kyoto Protocol, in accordance with decision 15/CMP.1, annex, paragraph 16.

IV. Conclusions

6. The ERT concluded that the information provided by the European Union in its true-up period report submission covers all elements as required by decisions 13/CMP.1, 15/CMP.1, 3/CMP.10 and other relevant decisions of the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol.

7. On the basis of the assessment of the information submitted and decision 22/CMP.1, annex, paragraph 91, the ERT concluded that the aggregate anthropogenic greenhouse gas (GHG) emissions of the European Union for the first commitment period do not exceed the quantities of ERUs, CERs, temporary CERs, long-term CERs, AAUs and removal units (RMUs) in the retirement account of the European Union for the first commitment period.

8. Furthermore, the European Union comprises 15 member States (Austria, Belgium, Denmark, Finland, France, Germany, Greece, Ireland, Italy, Luxembourg, the Netherlands, Portugal, Spain, Sweden and the United Kingdom of Great Britain and Northern Ireland) which, in accordance with Article 4, paragraph 1, of the Kyoto Protocol, at the time of the deposit by the European Union of its instrument of approval of the Kyoto Protocol agreed to meet their commitments under Article 3, paragraph 1, of the Kyoto Protocol for the first commitment period jointly. The ERT notes that the anthropogenic GHG emissions of the European Union for the first commitment period do not exceed the quantities of Kyoto Protocol units valid for the first commitment period in the retirement account of the European Union, and, therefore, all the 15 member States of the European Union shall be deemed to have met the commitments under Article 3, paragraph 1, of the Kyoto Protocol.

9. In its true-up period report submission, the European Union requests to carry over 2,124,109,368 AAUs to the second commitment period of the Kyoto Protocol in the European Union community registry. The ERT concluded that the quantity of AAUs requested to be carried over by the European Union to the second commitment period is consistent with the requirements set out in decision 13/CMP.1, annex, paragraph 15. The European Union, together with the individual member States, requests to carry over 2,431,148,943 AAUs, 100,173,802 ERUs and 88,674,876 CERs to the second commitment period of the Kyoto Protocol, as recorded in the reports of both the European Union and of the individual member States.

V. Questions of implementation

10. No questions of implementation were identified by the ERT during the review.

Annex I

Key relevant data for the Party in the first commitment period

Table 3

Summary of key information for the European Union in the first commitment period

<i>Key parameters</i>	<i>Values^a</i>
Base year defined under the Kyoto Protocol ^b – CO ₂ , CH ₄ and N ₂ O/F-gases	1990/1995
Base year GHG emissions ^c (t CO ₂ eq)	4 265 517 719
Quantified emission limitation or reduction commitment in the first commitment period – Annex B (% of base year level)	92
Assigned amount established in accordance with Article 3, paragraph 7, of the Kyoto Protocol (t CO ₂ eq)	19 621 381 509
Total GHG emissions in the first commitment period (t CO ₂ eq)	18 822 263 095
Total amount of Kyoto Protocol units retired in the first commitment period (units)	18 843 518 768
Quantities of AAUs, CERs, and ERUs that were available to be carried over to the second commitment period (units) on 19 November 2015 comprising:	2 901 746 702 AAUs; 123 944 162 CERs; 103 955 742 ERUs
<ul style="list-style-type: none"> • European Union registry 	2 124 109 368 AAUs; 5 476 982 CERs; 2 304 267 ERUs
<ul style="list-style-type: none"> • Austria 	4 945 AAUs; 2 322 185 CERs; 360 ERUs
<ul style="list-style-type: none"> • Belgium 	1 757 548 AAUs; 16 842 165 CERs; 3 290 032 ERUs
<ul style="list-style-type: none"> • Denmark 	45 099 AAUs; 96 234 CERs; 16 993 ERUs
<ul style="list-style-type: none"> • Finland 	14 018 572 AAUs; 6 798 242 CERs; 2 942 008 ERUs ^d
<ul style="list-style-type: none"> • France 	187 377 092 AAUs; 464 166 CERs; 135 453 ERUs
<ul style="list-style-type: none"> • Germany 	227 926 270 AAUs; 1 531 395 CERs; 264 548 ERUs ^d
<ul style="list-style-type: none"> • Greece 	37 224 272 AAUs; 4 392 299 CERs; 3 493 262 ERUs
<ul style="list-style-type: none"> • Ireland 	7 816 073 AAUs; 5 289 561 CERs; 74 964 ERUs

- Italy 795 601 AAUs; 2 138 152 CERs;
1 108 946 ERUs
- Luxembourg 59 AAUs; 665 985 CERs
- Netherlands 19 821 AAUs; 4 503 457 CERs;
992 783 ERUs
- Portugal 40 608 686 AAUs; 4 151 047 CERs;
595 005 ERUs
- Spain 16 062 657 AAUs; 14 782 521
CERUs; 2 171 080 ERUs
- Sweden 291 074 AAUs; 8 439 770 CERs;
1 225 069 ERUs^d
- United Kingdom 243 689 565 AAUs; 46 050 001 CERs;
100 727 391 ERUs^d

Quantities of AAUs, CERs and ERUs that are requested to be carried over to the second commitment period (units) by the European Union and its member States (EU-15) comprising:

- European Union registry 2 431 148 943 AAUs; 88 674 876
CERs; 100 173 802 ERUs
- Austria 2 124 109 368 AAUs
- Belgium 4 945 AAUs; 2 322 185 CERs;
360 ERUs
- Denmark 1 706 252 AAUs; 16 822 907 CERs;
3 267 881 ERUs
- Finland 0
- France 14 018 572 AAUs; 6 798 242 CERs;
2 917 220 ERUs
- Germany 187 377 092 AAUs
- Greece 0
- Ireland 37 224 272 AAUs; 4 392 299 CERs;
3 493 262 ERUs
- Italy 7 816 073 AAUs; 5 255 000 CERs;
74 964 ERUs
- Luxembourg 795 601 AAUs; 2 138 152 CERs;
1 108 946 ERUs
- Netherlands 59 AAUs; 527 006 CERs
- Portugal 3 684 180 CERs
- Spain 40 608 686 AAUs; 4 149 718 CERs;
595 005 ERUs
- Sweden 16 062 657 AAUs; 14 742 035 CERs;
2 171 080 ERUs
- Sweden 262 565 AAUs; 7 845 487 CERs;

1 225 069 ERUs

- United Kingdom

1 162 710 AAUs; 27 524 671 CERs;
85 302 015 ERUs

Abbreviations: AAU = assigned amount unit, CER = certified emission reduction, ERU = emission reduction unit, GHG = greenhouse gas, F-gases = fluorinated gases, t CO₂ eq = tonnes of carbon dioxide equivalent.

^a Source: compilation and accounting database, international transaction log or true-up period report submitted by the Party.

^b Parties included in Annex I may choose to use 1995 as the base year for total emissions of F-gases (hydrofluorocarbons, perfluorocarbons and sulphur hexafluoride), in accordance with Article 3, paragraph 8, of the Kyoto Protocol. For the European Union, individual member States have elected either 1990 or 1995 as their base year.

^c Refers to the total base year GHG emissions used for the calculation of the assigned amount pursuant to Article 3, paragraphs 7 and 8, of the Kyoto Protocol.

^d The values do not include 24,788 ERUs for Finland, 6,380 ERUs for Germany, 29,930 ERUs for Sweden and 504,615 ERUs for the United Kingdom converted from removal units that exist in the national registry but are not allowed to be carried over in accordance with decision 13/CMP.1, annex, paragraph 15(a).

Annex II

Documents and information used during the review

A. Reference documents

“Modalities for the accounting of assigned amounts under Article 7, paragraph 4, of the Kyoto Protocol”. Annex to decision 13/CMP.1. Available at <http://unfccc.int/resource/docs/2005/cmp1/eng/08a02.pdf#page=23>.

“Guidelines for the preparation of the information required under Article 7 of the Kyoto Protocol”. Annex to decision 15/CMP.1. Available at <http://unfccc.int/resource/docs/2005/cmp1/eng/08a02.pdf#page=56>.

“Guidelines for review under Article 8 of the Kyoto Protocol”. Annex to decision 22/CMP.1. Available at <http://unfccc.int/resource/docs/2005/cmp1/eng/08a03.pdf#page=51>.

“Modalities and procedures for afforestation and reforestation project activities under the clean development mechanism in the first commitment period of the Kyoto Protocol”. Annex to decision 5/CMP.1. Available at <http://unfccc.int/resource/docs/2005/cmp1/eng/08a01.pdf#page=61>.

“Issues relating to registry systems under Article 7, paragraph 4, of the Kyoto Protocol”. Decision 16/CP.10. Available at <http://unfccc.int/resource/docs/cop10/10a02.pdf#page=64>.

“Date of the completion of the expert review process under Article 8 of the Kyoto Protocol for the first commitment period”. Decision 3/CMP.10. Available at <http://unfccc.int/resource/docs/2014/cmp10/eng/09a01.pdf#page=13>.

FCCC/ARR/2014/EU. Report on the individual review of the annual submission of the European Union submitted in 2014. Available at <http://unfccc.int/resource/docs/2015/arr/eu.pdf>.

B. Additional information provided by the Party

Responses to questions during the review were received from Ms. Ana Maria Danila (European Commission).

Annex III

Acronyms and abbreviations

AAU	assigned amount unit
CDM	clean development mechanism
CER	certified emission reduction
ERT	expert review team
ERU	emission reduction unit
GHG	greenhouse gas
ITL	international transaction log
ICER	long-term certified emission reduction
Report R2	list of discrepant transactions identified by the international transaction log
Report R3	list of notifications received from the Executive Board of the CDM directing the Party to replace long-term certified emission reductions
Report R4	list of non-replacements identified by the international transaction log
Report R5	list of units held in the national registry that are not valid for use towards compliance
RMU	removal unit
SEF	standard electronic format
tCER	temporary certified emission reduction
TUPAR	true-up period independent assessment report
UNFCCC	United Nations Framework Convention on Climate Change
