

CONFERENCE OF THE PARTIES

Sixth session, part two

Bonn, 16-27 July 2001

Agenda items 4 and 7

**REVIEW OF THE IMPLEMENTATION OF COMMITMENTS AND OF OTHER
PROVISIONS OF THE CONVENTION**

**PREPARATIONS FOR THE FIRST SESSION OF THE CONFERENCE OF THE
PARTIES SERVING AS THE MEETING OF THE PARTIES TO THE KYOTO
PROTOCOL (DECISION 8/CP.4)**

Note by the secretariat

1. The attached table lists editorial and technical adjustments made by the secretariat to:
 - (a) The draft decision and annex entitled “Core elements for the implementation of the Buenos Aires Plan of Action”, presented under the authority of the President dated 21 July 2001, 10.47 p.m.; and
 - (b) The text on procedures and mechanisms relating to compliance under the Kyoto Protocol, which replaces the final section of the above-mentioned annex, dated 23 July 2001, 10.27 a.m.
2. The purposes of these adjustments, which are reflected in document FCCC/CP/2001/L.6, are:
 - (a) To reflect United Nations and UNFCCC editorial guidelines;
 - (b) To eliminate unnecessary duplication;
 - (c) To clarify certain terms; and
 - (d) To improve consistency across the sections of the text.
3. For any further information on the editorial and technical adjustments, delegations are invited to contact Mr. Richard Kinley, Secretary of the Conference, in Room 137.

ANNEX

ADJUSTMENTS MADE BY THE SECRETARIAT TO THE CORE ELEMENTS FOR THE IMPLEMENTATION OF THE BUENOS AIRES PLAN OF ACTION

Reference	Adjustment and explanation
Decision (preamble)	The third preambular paragraph was split in two, so that a fourth preambular paragraph now starts: “Noting with satisfaction...”.
Decision	Operative paragraph 2: The word “further” was added after “decides”.
I. Funding under the Convention	As an editorial adjustment, paragraph 1 was split in two, so that a new paragraph 2 now refers to the existing language as follows: “Recalls also its decisions 11/CP.1 and 15/CP.1”. There are consequential changes to the paragraph numbering.
	Old paragraph 3(c) (new 4(c)): The words “to the Convention” after “Parties included in Annex II” were deleted to be consistent with the remainder of the document.
I. Funding under the Convention: Special climate change fund	Paragraph 1, line 2: For editorial reasons, the word “related” was changed to “relating”. Paragraph 1(b): For editorial reasons, the words “Technology transfer” were changed to “Transfer of technologies”.
	Paragraph 2, line 1: For consistency, the word “the” before “Parties” was deleted, so that the phrase reads “That Parties included in Annex II...”.
I. Funding under the Convention: Least developed countries	Paragraph 1, line 2: For editorial reasons, the word “which” was changed to “that”.
II. Funding under the Kyoto Protocol	As an editorial adjustment, paragraph 1 was split in two, so that a new paragraph 2 now refers to the existing language as follows: “Recalls also its decisions 11/CP.1 and 15/CP.1”. There are consequential changes to the paragraph numbering.
II. Funding under the Kyoto Protocol: The Kyoto Protocol adaptation fund	Paragraph 1, line 2: For editorial reasons, the words “have become” were changed to “are”, so that the phrase reads: “...that are Parties to the Protocol;”.
	Paragraph 7, line 1: For editorial reasons, the word “and” was added before “upon entry into force”; Paragraph 7, line 3: For editorial reasons, the word “at” was changed to “as” and the words “to the Kyoto Protocol” were added at the end of the paragraph, so that the second phrase reads: “...and upon entry into force of the Kyoto Protocol to be reviewed by the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol”.
III. Development and transfer of technologies	Paragraph 1: For editorial reasons, the word “the” was deleted, so that the phrase reads: “...to be nominated by Parties”.
	Paragraph 2(a): For editorial reasons, the words “from each of the regions of” were deleted. The word “namely” was replaced by “drawn from”.

	Paragraph 3, line 1: The words “ <i>inter alia</i> ,” were added after “following areas,” to reflect agreement in the consultations and correct an inadvertent omission from the 21 July 2001, 10:47 pm document.
	Paragraph 4: The words “Chairperson” in this paragraph were changed to “Chairman”, to be consistent with United Nations terminology.
V. Matters relating to Article 3.14 of the Kyoto Protocol	Paragraph 1, line 3: To be consistent with the remainder of the document, the words “to the Convention” after “Parties included in Annex I” were deleted. The same change was made to paragraph 1 of the recommendation to Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol.
	Paragraph 1 of the recommendation to Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol, line 7: The word “requests” was changed to “request” .
VI. Mechanisms pursuant to Articles 6, 12 and 17 of the Kyoto Protocol: Principles, nature and scope.	Paragraph 6, line 2: For editorial reasons, the word “operative” before “paragraph 5” was deleted and the word “above” was added after paragraph 5, so that the phrase reads: “...in relation to paragraph 5 above in accordance...”.
	Paragraph 7, footnote 1: For editorial reasons, the documentary reference was elaborated to read: “See FCCC/CP/2001/2/Add.4, section III, draft decision -/CP.6, paragraphs 3 and 4.”
	Paragraph 8, line 2: For editorial reasons, the word “operative” before “paragraphs” was deleted and paragraph 5 was added to the cross reference, so that it reads: “...with respect to paragraphs 5 to 7 above”.
	Paragraph 11: For editorial reasons, the order of words in lines 2 and 3 was changed so that the phrase reads: “...the eligibility of a Party included in Annex I to participate in the mechanisms shall be...”.
	Paragraph 11: In order to take into account the final text on procedures and mechanisms relating to compliance (document dated 23 July 2001, 10:27 am), the final sentence was deleted and the following sentence inserted: “...as well as being subject to the relevant provisions on procedures and mechanisms relating to compliance under the Kyoto Protocol, as referred to in paragraph 8 of section VIII below”. This was done on the responsibility of the secretariat after the conclusion of negotiations on compliance, and an improved text would need to be incorporated in the final decision to be adopted by the Conference of the Parties.
VI. Mechanisms pursuant to Articles 6, 12 and 17 of the Kyoto Protocol: Article 6 project activities	Paragraph 1: For editorial reasons, the order of words in line 1 was changed, so that the phrase reads: “...it is the prerogative of the host Party to confirm...”.
	Paragraph 3, line 2: For editorial reasons, the words “to establish” were changed to “ that it establish”. Paragraph 3, line 3: As a clarification, the words “track two” were added to the end of the sentence. The following footnote was added to accompany those words: “The composition of the supervisory committee needs to be agreed”.

VI. Mechanisms pursuant to Articles 6, 12 and 17 of the Kyoto Protocol: Article 12 (clean development mechanism)	Paragraph 1, line 1: The order of words in line 1 was changed, so that the phrase reads: "...it is the prerogative of the host Party to confirm...".
	Paragraph 3, lines 1 and 2: For editorial reasons, the phrasing was changed to read: "...clean development mechanism project activities is not to result...". Paragraph 3, line 4: The reference to "Parties included in Annex I" was changed to "Parties included in Annex II" to correct a technical error.
	Paragraph 8: In order to remove overlap with the related paragraph 9 in section VII on land-use, land-use change and forestry and to ensure consistency, this paragraph was changed to read as follows: "That the eligibility of land-use, land-use change and forestry project activities under Article 12 is limited to afforestation and reforestation during the first commitment period. Implementation of such project activities shall be in accordance with definitions and modalities to be developed by the Subsidiary Body for Scientific and Technical Advice, as referred to in section VII, paragraph 9 (<i>Land-use, land-use change and forestry</i>)."
VI. Mechanisms pursuant to Articles 6, 12 and 17 of the Kyoto Protocol: Article 17	Paragraph 1, lines 3 and 4: For technical clarity, the following phrase was added after "commitment period reserve" and before "which": "...consisting of holdings of emission reduction units, certified emission reductions and assigned amount units".
VII. Land use, land-use change and forestry	Paragraphs 1(b) and (c): For consistency in the sub-paragraphs, the word "That" was added to the start of the sentences in sub-paragraphs (b) and (c).
	Paragraph 2, line 1: For editorial reasons, the words "To decide..." were added at the start of the sentence.
	Paragraph 5: For consistency, the word "determined" was replaced by the words "accounted for".
	Paragraph 6: For technical clarity, the word "only" was added after "first commitment period" at the end of the first sentence.
	Paragraph 6(a), line 2: To correct a technical error, the words "emissions or" were added after "net" and before "removals".
	Paragraph 6(c), line 1: For technical clarity, the following footnote was added to the word "Party": "As will be elaborated in decision -/CP.6 (<i>modalities for accounting for assigned amounts</i>)". Paragraph 6 (c), last line: As a clarification, the following footnote was added to the end of the last line: "The zero entry for Australia in Appendix Z reflects the fact that Australia is determined to be eligible to access the second sentence of Article 3.7 of the Kyoto Protocol."
	Paragraph 7, line 1: As a clarification, and for consistency with the other paragraphs in this section, the words "for the first commitment period" were added after "That" and before "the eligibility".

	Paragraph 7, line 2: As a clarification, the word “project” was added before “activities” at the start of the sentence.
	Paragraph 8, line 1: As a technical correction, the words “...and subtractions from...” were deleted.
	Paragraph 9, line 3: The words “taking into account” were changed to “to address”, as part of the consolidation of this text with the related text on land use, land-use change and forestry activities under Article 12 in section VI, paragraph 8, that appeared in the 21 July 2001, 10:47 pm document. Paragraph 9, line 6: As a technical correction, the paragraph reference was changed from “2” to “1”.
	Appendix Z: Croatia was added to the list of Parties in the first column, to correct a technical error. A footnote was inserted stating the following: “Croatia was inadvertently omitted from this appendix in the draft decision presented under the authority of the President dated 21 July 10:47 pm. A numerical value will be inserted for Croatia at an appropriate”.
VIII. Procedures and mechanisms relating to compliance under the Kyoto Protocol: This section was replaced with the text approved by the Conference of the Parties, dated 23 July, 10:27 am. In addition, the following adjustment were made to that text.	
VIII. Procedures and mechanisms relating to compliance under the Kyoto Protocol	Paragraph 1(a): To correct a technical error, the word “Quantitative” was changed to “Quantified”. This change was also made to paragraphs 2(c)(ii) and 3(a).
	Paragraph 2, line 1: As a clarification, the words “with Article 3.1” were added after the words “non-compliance”.
	Paragraph 2(c)(iii): The word “and” was added at the end of the sub-paragraph, as a consequential change from having deleted, in the course of negotiations, the previous sub-paragraph 2(e) that appeared in the 21 July 2001, 10:47 pm document.
	Paragraph 4, line 2: To correct a technical error, the words “to the Kyoto Protocol” were added after “meeting of the Parties”.
	Paragraph 4, line 3: As a clarification, the words “if a Party” were changed to “if the Party concerned” after “Article 3.1.”
	Paragraph 4, line 4: As a technical adjustment, the words “Majority of at least three quarters” were changed to “A majority of three quarters”. This change was also made to paragraph 7 (line 2).
	Paragraph 5 (a), line 2: To ensure consistency, the words “compliance system” were changed to “procedures and mechanisms relating to compliance”.

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