

## Section K, Paragraph 194<sup>1</sup>

Version of 3 June 2015 at 21:20

### Output of facilitated meeting

*Consolidation of paragraph 194 Option I Options 1 (chapeau) and 2 (chapeau):*

194. [**Option 1 (chapeau)**]: In order to [assist Parties in implementing their commitments/contributions] [and/or to address] [facilitate, promote and enforce] compliance [issues] [with commitments under this agreement] [in a manner that is expert-based, non-confrontational and non-judicial];]

*Consolidation of paragraph 194 Option I Options 1 to 4:*

*Observations:*

- No agreed consolidation
- A step-by-step approach to considering the proposed consolidation by a group of Parties could have enhanced understanding of the proposal, especially when attempting to streamline a number of options at the same time.

*Consolidation of paragraph 194 Option I Options 5 and 6:*

194. [**Option 5**]: [A] [The] compliance [mechanism or] committee/[implementation committee]/[a standing body] [responsible for promoting implementation and compliance and assessing Parties performance] is established. [The composition of the compliance committee shall be based on equitable geographical representation, ensuring representation of small island developing States. The body shall comprise [X] members. Decisions of the compliance committee shall be made by consensus where possible and, as a last resort, by a [two-thirds/three-fourths] majority;]]

*Consolidation of paragraph 194 Option I c. Options (a) and (b):*

*Observations:*

- No agreed consolidation
- Some Parties preferred to keep the options separate because one option reflected differentiation among Parties while the other did not.

*Consolidation of paragraph 194 Option I d.v. Options (a), (b), (c) and (f):*

194.d.v. Measures and/or consequences:

[**Option (a)**]: Facilitative [measures] [only] [and [sanctions [for recurring non-compliance]]] [and other adequate measures];]

*Paragraphs not considered due to time constraints:*

- Paragraph 194 Option I a. Options (a) to (d)

*Observations:*

- Consolidation across the same section, e.g. between elements of Options I and III may be possible as a next step. Clarification on the placement of the agreed consolidation would, however, be necessary. Parties might wish to identify how to treat such consolidations.
- A clarification on the significance of the use square brackets would be useful.
- The question of how the footnote to this section (“Some Parties consider that it is premature to discuss this section.”) will be considered was raised.
- A clarification of the relationship between Geneva Negotiating text (document FCCC/ADP/2015/1) and the working document would also be useful.

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<sup>1</sup> Sections and paragraphs refer to those in document FCCC/ADP/2015/1.