

Section L, Paragraphs 216.2 and 223¹

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Output of facilitated meeting

Consolidation of paragraph 216.2 Options 1 and 2:

216.2 [**Option 1:** This agreement [shall] [will] [enter into force] [come into effect on and be implemented from 2020] [on the thirtieth / ninetieth day after the date on which not less than 10/50/[X] (a number that is not over- or under-inclusive) Parties to the Convention have deposited their] [subject to the deposit of [X] number of] instruments of ratification, acceptance, approval or accession;]

Observations:

- Some Parties noted that legal clarification was required of the terms “enter into force” and “come into effect”, and whether these two terms were intended to have the same meaning.

Consolidation of paragraph 216.2 Option 3:

- No agreed consolidation.

Observations:

- Parties were of the view that Option 3 contains a specific principle and the merging exercise will dilute it.

Consolidation of paragraph 216.2 Options 4 and 6:

216.2 [**Option 4:** The agreement [shall] [will] enter into force [on [X] date (“from 2020”)] [1 January 2020 at the latest], provided that [X] [number of Parties have deposited their instruments and that the total of emissions of such Parties] [constitutes [X] per cent of the global total of emissions in year [X]] [covers [in total [X] Gt of CO₂ eq]]. [If such thresholds have not been met by [X] date, the agreement will enter into force [X] days after the thresholds have been met];]

Consolidation of paragraph 216.2 Option 5:

- No agreed consolidation.

Observations:

- Parties were of the view that Option 5 contains a specific principle and the merging exercise will dilute it.

Consolidation of paragraph 216.2 Options 7 and 8:

216.2 [**Option 7:** This agreement shall enter into force on the ninetieth day after the date on which not less than [55 Parties to the Convention, incorporating Parties included in Annex I to the Convention that accounted in total for at least 55 per cent of the total carbon dioxide emissions for 1990 of the Parties included in Annex I] [half of the Parties to the Convention, incorporating all Parties included in Annex I], have deposited their instruments of ratification, acceptance, approval or accession.]

Consolidation of paragraph 223 Options 1 and 2:

223. [*Withdrawal (based on Article 25 of the Convention)*]

At any time after [X] years from the date on which this agreement has entered into force for a Party, that Party may withdraw from this agreement by giving written notification to the Depositary. Any such withdrawal shall take effect upon expiry of [one year from the date of receipt by the Depositary of the notification of withdrawal] [the then current mitigation commitment of that Party,

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

the Party having discharged itself from all duties connected to this commitment], or on such later date as may be specified in the notification of withdrawal. Any Party that withdraws from the Convention shall be considered as also having withdrawn from this agreement.]
