

Text submission on Article 9 and associated draft decision text by New Zealand on behalf of a group of Umbrella Group countries

19 October 2015

Note to the secretariat: The insertions are all in red font, presented in relation to the existing paragraphs of the Co-Chairs' paper.

Article 9 *(TRANSPARENCY)*

1. Building on the Convention arrangements and with a view to promoting confidence and effective implementation, a [unified][robust] transparency system covering both action and support, applicable to all Parties in a flexible manner and taking into account their differing capacities, is hereby established.

1alt. With a view to promoting confidence and effective implementation, a unified and robust transparency system covering both action and support, and applicable to all Parties is hereby established.

2. The purpose of the system for transparency of action is to:

- (a) Provide the clearest possible understanding of the emissions of individual Parties and of global aggregate emissions in the light of the global temperature goal;
- (b) Ensure clarity and tracking of progress made in implementing and achieving individual Parties' respective nationally determined mitigation [contributions][commitments][other] under Article 3, as well as tracking progress in implementing adaptation actions under Article 4.

2 (b) alt.

Ensure clarity and tracking of progress made in implementing and achieving individual Parties' nationally determined mitigation [contributions][commitments][other] under Article 3, as well as sharing information, lessons learned and good practice on adaptation, including on progress in implementing adaptation actions under Article 4

3. The purpose of the system for transparency of support is to:

- (a) Enhance the tracking of support provided and received;
- (b) Provide, to the extent possible, a full overview of support provided and received.

4. Each Party [shall][should][other] regularly provide complete and accurate information in relation to:

4 alt. Each Party [shall][should][other] regularly submit a biennial communication, in accordance with any guidance developed by the CMA, containing transparent, complete, consistent, comparable, and accurate information in relation to:

- (a) Its national inventory of anthropogenic emissions by sources and removals by sinks of greenhouse gases, using comparable methodologies to be agreed on by the CMA;

(a)bis Projected estimated emissions and removals;

- (b) Progress made in implementing and achieving its nationally determined mitigation [contribution][commitment][other];
 - (c) Information on vulnerability to climate change impacts and actions taken to build resilience and reduce;
 - (c)alt. Information on vulnerability to climate change impacts and actions taken to build resilience and reduce vulnerability and progress on implementing any adaptation action under Article 4.7;
 - (d) Support provided, efforts to improve domestic enabling environments, and support received, including the use, impact and estimated results thereof.
5. *[Further discussion is needed on: the relationship between the system and existing arrangements; the nature of flexibility, including whether there should be a “transition” period; the potential role of ‘nationally determined’; and the potential role of technical expert review/facilitative examination.]*
- 5 The reports provided by each Party under Article 9, paragraph 4 above, shall undergo technical expert review to consider the consistency with guidelines agreed by the CMA, the Party’s implementation and achievement of its nationally determined mitigation contribution, and to identify any areas for improvement in reporting. For Parties with least capacity, the expert review may also identify capacity building needs.
- 5bis Each Party shall undergo a facilitative examination of the implementation of its nationally determined mitigation contribution in a multilateral forum.
6. The CMA shall at its first session, building on lessons learned and elaborating on the provisions above, adopt modalities, procedures and guidelines, as appropriate, for promoting environmental integrity. It shall take into account, inter alia:
- (a) The need for flexibility in the light of capability;
 - (b) The importance of facilitating improved reporting and transparency over time;
 - (c) The need to avoid undue burden and duplication;
 - (d) The facilitative, non-intrusive nature of review.
- 6 alt. The CMA shall at its first session, building on lessons learned from reporting under the Convention and elaborating on the provisions above, adopt common modalities, procedures and guidelines, as appropriate, for transparency of action and support.
7. The CMA shall cooperate with the Conference of the Parties to avoid overlap and duplication.
8. Developing country Parties shall be eligible for support to assist in the implementation of this Article.
9. The CMA shall periodically review its decisions and update them, as appropriate.

Decision text

TRANSPARENCY OF ACTION AND SUPPORT

- 58 *Requests* the operating entities of the Financial Mechanism of the Convention to allocate financial resources for the building of transparency-related capacity of developing country Parties in need, on a continuous basis;

59 *Also requests* the IPC to develop recommendations for modalities, procedures and guidelines in accordance with Article 9, paragraph 6, of the Agreement for adoption at the first session of the CMA;

59 alt. *Also requests* the SBSTA to develop recommendations for modalities, procedures and guidelines in accordance with Article 9, paragraph 6, of the Agreement for adoption at the first session of the CMA. It shall take into account, inter alia:

- (a) The ability for each Party to elect one or more aspects of the flexibility to be specified in the guidance to be adopted by the CMA on the basis of the Party's capacity, such as level of detail of reporting, frequency, and scope, provided that the Party revisits the flexibility regularly.
- (b) The importance of facilitating improved reporting and transparency over time;
- (c) The need to avoid undue burden and duplication;
- (d) The facilitative, non-intrusive nature of review.

60 *Further requests* that the work programme in paragraph 59 will report to future sessions of the Conference of the Parties on the progress of its work, and will conclude its work no later than 2018

61 *Decides* that Parties' first biennial communications shall be submitted in 2022.

62 *Decides* that the review of reporting shall commence three months following the submission of biennial communications.

63 *Decides* that the measurement, reporting and verification system established in 1/CP.16, and 2/CP.17 shall be superseded by the common system of transparency of action and support, immediately following submission of the final biennial reports and biennial update reports.