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Mr. Milan Zvara
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Dear Mr. Agabekov,

I am writing to you in my capacity of the chairperson of the enforcement branch of the Kyoto Protocol Compliance Committee.

Having received from Kazakhstan the revised plan [CC/2019/1/10/Kazakhstan/EB], submitted as per the final decision of the enforcement branch contained in document [CC-2019-16/Kazakhstan/EB](#) and the [letter](#) from the chairperson to Kazakhstan with a preliminary analysis and requesting a revised plan by 1 April 2020, the branch wishes to welcome with appreciation the continued engagement by Kazakhstan on this matter and its efforts to-date to address the issues identified in the final decision of the branch. The branch approved the revised plan submitted by Kazakhstan and provided recommendations to further enhance its efficacy, as contained in decision CC-2019-1-12/Kazakhstan/EB. The branch, within this decision, requested Kazakhstan to submit its first progress report on the implementation of the plan, in accordance with paragraph 3 of section XV, no later than 31 January 2021 and subsequently submit progress reports on a periodic basis at least once every six months.

On 3 September 2020, the branch received questions of implementation indicated in the ERT report of the individual review of the annual submission of Kazakhstan submitted in 2019 contained in document FCCC/ARR/2019/KAZ (hereinafter, 2019 ARR). Subsequently, as per the notification of 2 October 2020, the enforcement branch adopted a preliminary finding as contained in decision CC-2020-1-1/Kazakhstan/EB to proceed with the questions of implementation. The preliminary finding is enclosed.

The 2019 ARR raises a number of questions of implementation relating to the general and inventory planning and preparation functions of the national system, especially those related to inventory uncertainty, recalculation and the management of the national system, the establishment and maintenance of the national registry and, the generating, handling and reporting of data related to LULUCF activities under Article 3, paragraphs 3 and 4, of the Kyoto Protocol.

However, branch notes that the questions of implementation raised in the 2019 ARR, while possibly exacerbated as compared to the questions of implementation raised in the 2017 ARR and IRR are still linked to the same issues of national system, national registry and reporting obligations, including in

relation to LULUCF activities, which to some extent have been addressed in the revised plan submitted by Kazakhstan.

From 9 to 10 November 2020, the enforcement branch held its thirty-fifth meeting in Bonn to consider the questions of implementation with respect to Kazakhstan. The branch appreciates the oral statement made by Kazakhstan at this meeting including the additional information provided by Kazakhstan with respect to the questions of implementation related to the national registry, the national system and the reporting of LULUCF activities, including improvements planned to be made through the further development of national legislation, inter-agency co-operation and the mobilization of technical expertise to enhance capacity in the context of national inventory reporting. At this meeting, the branch adopted the preliminary finding on the question of implementation with respect to Kazakhstan as contained in decision CC-2020-1-2/Kazakhstan/EB.

In light of this decision, the branch wishes to use this opportunity to request Kazakhstan to include in its first progress report to be submitted no later than 31 January 2021, the measures and actions undertaken to address the questions of implementation contained in the 2019 ARR, in addition to the questions of implementation contained in the 2017 ARR and IRR in accordance with the approved plan and the recommendations of the branch contained in decision CC-2019-1-12/Kazakhstan/EB.

The first and subsequent progress reports should therefore take into account the recommendations contained in the Report of the individual review of the annual submission of Kazakhstan submitted in 2019 (ARR) and the recommendations of the branch contained in decision CC-2019-1-12/Kazakhstan/EB.

I would like to emphasize two recommendations contained in the Report of the individual review of the annual submission of Kazakhstan submitted in 2019 (ARR) that the branch considered. These include:

- (a) That Kazakhstan provide the required information on KP-LULUCF activities in accordance with decision 2/CMP.8, annex II, paragraphs 2(a–e) and (g), 3(a–c), 4(a–b) and 5(a–c) and (e) and apply, as appropriate, the methodologies provided in the 2006 IPCC Guidelines (vol. 4) and the Kyoto Protocol Supplement for the development of the requested information. It is also recommended that Kazakhstan put in place and implement actions for providing complete information on recalculations with the aim of improving the related inventory preparation function of its national system, in accordance with decision 19/CMP.1, annex, paragraph 14(e), in conjunction with decisions 3/CMP.11 and 4/CMP.11, and decision 24/CP.19, annex I, paragraphs 43–45 and 50(h) particularly, with a view to provide information demonstrating that the national inventory system of Kazakhstan established under Article 5, paragraph 1, of the Kyoto Protocol ensures that areas of land subject to KP-LULUCF activities are identifiable and provide information on these areas in accordance with the requirements of decision 2/CMP.7, annex, paragraph 25, in the next annual submission.
- (b) That Kazakhstan prioritize the establishment of the national registry as early as possible and provide: (a) Information on progress made to date in the development of the national registry; (b) A detailed plan for the design and implementation of the registry; (c) Information on specific steps and defined timelines for their implementation under the detailed plan, taken to ensure that the registry adheres to the relevant provisions; (d) Information on how Kazakhstan is planning to meet the reporting requirements set out in decision 15/CMP.1, in conjunction with decision 3/CMP.11; (e) A clear statement on how the Party ensures the submission of annual information on Kyoto Protocol units using the SEF tables, in accordance with decision 15/CMP.1, in conjunction with decision 3/CMP.11 and relevant CMP decisions; (f) Clearly

defined deadlines for the fulfilment of the detailed plan for the design and implementation of the registry

The enclosed 2019 ARR includes further details on the issues that would need to be addressed in the first and subsequent progress reports.

The branch would welcome a dialogue with Kazakhstan with a view to ensuring that the compliance plan helps address any challenges Kazakhstan may face in putting in place adequate measures and arrangements to address non-compliance and effectively responds to the national priorities and needs of the Party.

In this regard, we remain at your disposal should you have any questions or require any further information or advice from the branch. Should you consider that a direct dialogue on this matter would be useful, please do not hesitate to contact the branch through the secretariat and we will explore the available options, subject to availability of financial resources.

Yours sincerely,



Milan Zvara

Chairperson, Enforcement Branch

Compliance Committee of the Kyoto Protocol