



***ENFORCEMENT BRANCH***

**Thirty-fifth meeting**

9 and 10 November 2020  
Virtual, deemed held in Bonn, Germany

**Report on the meeting**

**1. Opening of the meeting**

1. Ms. Amy Merrill Steen, Secretary to the Committee, declared the meeting open at 13:10 CET and introduced Mr. Milan Zvara, chairperson and Mr. Yaw Osafo, vice-chairperson, who were elected by consensus decision of the branch decision of 1 April 2020 (CC/EB/2020/1), using electronic means.
2. Mr. Milan Zvara, chairperson of the enforcement branch, welcomed the members and alternate members of the branch who were present at the meeting.
3. At the request of the chairperson, the secretariat provided information on participation and quorum, as well as key administrative, logistical and housekeeping arrangements. The secretariat also confirmed that the meeting was being webcast and was available on the UNFCCC website.
4. The chairperson confirmed that there was quorum for the meeting.

**2. Adoption of the agenda**

5. The branch adopted the provisional agenda without changes (CC/EB/35/2020/1).

**3. Organization of work**

6. The branch decided to organize its consideration of the items following the order of the agenda, but taking the closed deliberation of agenda items 4, 5 and 6 together, in light of the technical requirements for moving between open and closed sessions at a virtual meeting.

**4. Consideration of the question of implementation  
with respect to Monaco**

7. The chairperson provided a summary of the proceedings since the expert review team (ERT) report of the individual review of the annual submission of Monaco submitted in 2017<sup>1</sup>, focusing in particular on the proceedings since thirty-fourth meeting of the branch.

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<sup>1</sup> Compliance Committee document CC/ERT/ARR/2018/8.



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8. As part of the consideration by the branch of the question of implementation with respect to Monaco, the delegation of Monaco, represented by Mr. Jérémie Carles, Head of Division, Department of Environment, participated in the meeting in accordance with section VIII, paragraph 2, and rule 25, paragraph 3, of the “Rules of procedure of the Compliance Committee of the Kyoto Protocol”.
9. The enforcement branch considered the third,<sup>2</sup> fourth,<sup>3</sup> fifth<sup>4</sup> and sixth<sup>5</sup> progress reports on its compliance plan<sup>6</sup> submitted by Monaco, and the report of the individual review of the annual submission of Monaco submitted in 2019<sup>7</sup>.
10. The enforcement branch noted with appreciation the progress made by Monaco in the implementation of its compliance plan, including the measures carried out to address non-compliance and welcomed the timely submission of Monaco’s progress reports.
11. The branch noted that while Monaco’s compliance plan appears from the interaction held with Monaco at this meeting to have been largely implemented, further progress, in particular regarding the entry into force of the legal provisions for data collection, is required for the branch to be able to determine whether the question of implementation has been resolved.
12. The branch encouraged Monaco to provide updated information on the implementation of its compliance plan, in particular on the legal provisions for data collection, in its next progress report to be submitted in accordance with section XV, paragraph 3, of the procedures and mechanisms, and paragraph 8 of the branch’s decision on the review and assessment of the plan submitted under paragraph 2 of section XV<sup>8</sup>, and to be submitted not later than four months from the submission of its sixth progress report.
13. The branch agreed to review the progress by Monaco in remedying non-compliance on the basis of its further progress reports, which are to be submitted at least once every four months, and to adopt a decision on the resolution of the question of implementation by electronic means after the consideration of the progress report(s), as appropriate.

### **5. Consideration of the questions of implementation with respect to Kazakhstan**

14. At the request of the chairperson, the secretariat provided a summary of the proceedings since the publication of the ERT report on the individual review of the annual submission of Kazakhstan submitted in 2019<sup>9</sup>, and a summary of the branch’s consideration of the questions of implementation raised in the reports of the ERT on the review of the report to facilitate the calculation of the assigned

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<sup>2</sup> Compliance Committee document CC-2018-1-9/Monaco/EB

<sup>3</sup> Compliance Committee document CC-2018-1-10/Monaco/EB

<sup>4</sup> Compliance Committee document CC-2018-1-11/Monaco/EB

<sup>5</sup> Compliance Committee document CC-2018-1-12/Monaco/EB

<sup>6</sup> Compliance Committee document CC-2018-1-5/Monaco/EB

<sup>7</sup> Compliance Committee document CC/ERT/ARR/2020/10

<sup>8</sup> Compliance Committee document CC-2018-1-6/Monaco/EB

<sup>9</sup> FCCC/ARR/2019/KAZ



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amount for the second commitment period of the Kyoto Protocol of Kazakhstan<sup>10</sup> and the individual review of the annual submission of Kazakhstan submitted in 2017.<sup>11</sup>

15. As part of the consideration by the branch of the question of implementation with respect to Kazakhstan, the delegation of Kazakhstan, represented by Ms. Zulfiya Suleimenova, Deputy Director, Climate Policy and Green Technologies Department, participated in the meeting and provided an oral statement in accordance with section VIII, paragraph 2, and rule 25, paragraph 3, of the “Rules of procedure of the Compliance Committee of the Kyoto Protocol”.

16. No request for a hearing from Kazakhstan under paragraph 1(c) of section X was received by the branch. Kazakhstan did not make a written submission per paragraph 1 of section IX, paragraph 1(b) of section X, and rule 17 of the rules of procedure.

17. After the elaboration of a decision during a meeting held in private in accordance with rule 9, paragraph 2, the branch adopted a preliminary finding<sup>12</sup> that Kazakhstan is not in compliance with the “Guidelines for the preparation of the information required under Article 7 of the Kyoto Protocol” (annex to decision 15/CMP.1 in conjunction with decision 3/CMP.11 and decision 2/CMP.8), the “Guidelines for national systems for the estimation of anthropogenic greenhouse gas emissions by sources and removals by sinks under Article 5, paragraph 1, of the Kyoto Protocol” (annex to decision 19/CMP.1 in conjunction with decision 3/CMP.11), the methodological and reporting requirements contained in the decision 2/CMP.8, decision 3/CMP.11 and decision 15/CMP.1, and the national registry requirements contained in Section II of decision 13/CMP.1 in conjunction with decision 3/CMP.11.

18. It noted that the finding and consequences take effect upon confirmation by a final decision of the enforcement branch.

### 6. Doha Amendment

19. The branch considered the entry into force of the Doha Amendment, which was adopted by CMP 8, held in Doha, Qatar, in December 2012.<sup>13</sup>

### 7. Other matters

20. The branch agreed to meet in conjunction with the meeting of the plenary in the second half of 2021, unless the branch receives any information the consideration of which would require a meeting earlier in the year. It requested the chairperson and vice-chairperson to finalize the meeting schedule in consultation with the members and alternate members, and the secretariat.

21. No other matters were raised.

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<sup>10</sup> FCCC/IRR/2017/KAZ

<sup>11</sup> FCCC/ARR/2017/KAZ

<sup>12</sup> CC/2020/1/2/Kazakhstan/EB

<sup>13</sup> Decision 1/CMP.8.



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### 8. Closure of the meeting

22. The chairperson declared the meeting was closed at 14:55 CET on 10 November 2020.

### 9. Attendance

23. The names of members and alternate members present at the meeting or participating by electronic means are bolded below.

<b>Members (in alphabetical order)</b>	<b>Alternate Members</b>
1. ALAM, Mohammad Sa'dat Mr.	<b>MASSAI, Leonardo Mr.</b>
2. <b>ANTTONEN, Karoliina Ms.</b>	<b>NGUYEN-BLOCH, Sébastien Mr.</b>
3. ODERSON, Derrick Mr.	<b>WAPOT, Stanley Mr.</b>
4. <b>OSAFU, Yaw Bediako Mr.</b>	MANJATE, Marília António Ms.
5. <b>RAJABI, Ahmad Mr.</b>	MOUSSA, Ba Mr.
6. <b>REY SANTOS, Orlando Mr.</b>	<i>vacant</i>
7. <b>RIEDEL, Arne Mr.</b>	ZAHARIA, Felix Mr.
8. <b>RUDZKO, Iryna Ms.</b>	<i>vacant</i>
9. <i>Vacant</i>	<b>WARGAHADIBRATA, Ratnasari Ms.</b>
10. <b>ZVARA, Milan Mr.</b>	<b>DALLORA, Loredana Ms.</b>

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