

DRAFT TEXTUAL PROPOSAL

on

SBI/SBSTA 49 agenda item 17 (b)/9(b)

Modalities, work programme and functions under the Paris Agreement of the forum on the impact of the implementation of response measures;

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Draft CMA adopting decision containing draft elements of the modalities, work programme and functions of the forum on the impact of the implementation of response measures under the Paris Agreement

The Conference of the Parties serving as the meeting of the Parties to the Paris Agreement,

I. Preamble

Option 1

Recalling the objective of the Convention as set out in its Articles 2, 3, paragraph 5, 4, paragraph 8, and 12, paragraph 7, and the aim of the Paris Agreement as set out in its Article 2,

Also recalling decisions 5/CP.7, 1/CP.10, 1/CP.13, 1/CP.16, 2/CP.17, 8/CP.17, 1/CP.18 and 31/CMP.1; relevant principles and provisions set out in Article 3, paragraphs 1, 4 and 5, and Article 4, paragraphs 1(g) and (h), 3, 5, 7, 8, 9 and 10, of the Convention; and Article 2, paragraph 3, and Article 3, paragraph 14, of the Kyoto Protocol,

Further recalling the purpose of the forum on the impact of the implementation of response measures, set out in decision 1/CP.21, paragraphs 33 and 34, and decision 11/CP.21,

Reaffirming Article 4, paragraph 15, of the Paris Agreement, which states that Parties shall take into consideration in the implementation of the Agreement the concerns of Parties with economies most affected by the impacts of response measures, particularly developing country Parties;

Reaffirming Article 2, paragraph 2, and in pursuit of the objectives of the Paris Agreement, guided by the principles of common but differentiated responsibilities and respective national capabilities in the light of different national circumstances, in addressing the specific needs and concerns of developing country Parties arising from the impact of the implementation of response measures,

Emphasizing that the Paris Agreement recognizes the specific needs and special circumstances of developing country Parties and their right to development,

Stressing that the impact of the implementation of response measures is an issue of mitigation and not of adaptation,

Recognizing that Parties, particularly developing country Parties, are affected not only by climate change but also by the socioeconomic impacts of measures taken in response to it, which have implications for trade-related development and economic transformation,

Emphasizing that developed country Parties, in taking the lead, play an important role in addressing climate change and the impacts of measures taken in response to it,

Reaffirming that Parties should cooperate to promote a supportive and inclusive international economic system that will lead to sustainable economic growth and

development in all Parties, particularly developing country Parties, by ensuring that measures taken to combat climate change, including unilateral measures, should not constitute a means of arbitrary or unjustifiable discrimination or disguised restriction on international trade that affects the right to development, particularly of developing country Parties,

Also reaffirming and enhancing arrangements for the provision to developing country Parties of technical, financial and capacity-building support, upon request, for compiling information on the implementation of response measures in accordance with Article 4 of the Paris Agreement,

{end of option 1}

Option 2

Recalling Article 4, paragraph 15, of the Paris Agreement, which states that Parties shall take into consideration in the implementation of the Agreement the concerns of Parties with economies most affected by the impacts of response measures, particularly developing country Parties,

Noting that the forum on the impact of the implementation of response measures should facilitate undertaking mitigation measures and increasing mitigation ambition towards achieving the aim under Article 4, paragraph 1, of the Paris Agreement, and, in this regard, *stressing* that the forum should serve as an enabler of action in the context of implementing domestic mitigation actions,

Recalling decision 8/CP.17, which established a forum on the impact of the implementation of response measures, and decision 11/CP.21, in which it was decided to continue and improve the forum,

Also recalling paragraphs 33 and 34 of decision 1/CP.21,

Recognizing that the forum should be facilitative and cooperative and avoid overlap with existing work of relevant intergovernmental and international organizations, including institutional arrangements under the Convention and the Paris Agreement,

Stressing that the forum should build on lessons learned and previous work under the improved forum on the impact of the implementation of response measures,

Recognizing that Parties may be affected not only by climate change but also by the impact of measures taken in response to it,

Acknowledging that there are both positive and negative impacts associated with measures taken to respond to climate change, and that the forum should facilitate discussion on ways to maximize the positive and minimize the negative impact of response measures,

Urging Parties, in implementing their policies and measures, to promote a just transition of the workforce and the creation of decent work and quality jobs in accordance with nationally defined development priorities and strategies,

Acknowledging that response measures should be understood in the broader context of the transition towards low greenhouse gas emission and climate-resilient development,

Emphasizing that response measures should be understood in the broader context of promoting cooperation by all countries with a view to accelerating the reduction of global greenhouse gas emissions,

Taking into account the rights of indigenous peoples, local communities, migrants, persons with disabilities and youth, as well as health, gender equality, empowerment of women and intergenerational equity,

{end of option 2}

Option 3

Recalling decision 8/CP.17, which established a forum on the impact of the implementation of response measures, and decision 11/CP.21, in which it was decided to continue and improve the forum,

Further recalling the purpose of the forum on the impact of the implementation of response measures, set out in decision 1/CP.21, paragraphs 33 and 34, and decision 11/CP.21,

Reaffirming Article 4, paragraph 15, of the Paris Agreement, which states that Parties shall take into consideration in the implementation of the Agreement the concerns of Parties with economies most affected by the impacts of response measures, particularly developing country Parties;

Recognizing that Parties may be affected not only by climate change, but also by the impacts of the measures taken in response to it,

Acknowledging that there are both positive and negative impacts associated with measures taken to respond to climate change, and that the forum should facilitate discussion on ways to maximize the positive and minimize the negative impact of response measures,

Stressing that the impact of the implementation of response measures is an issue of mitigation and not of adaptation,

Acknowledging that response measures should be understood in the broader context of the transition towards low greenhouse gas emission and climate-resilient development,

{end of option 3}

II. Operational paragraphs

1. *Decides* that the forum on the impact of the implementation of response measures, under the subsidiary bodies, shall continue in accordance with decision 11/CP.21 and shall serve the Paris Agreement in accordance with decision 1/CP.21, paragraph 33;

2. *Adopts* the modalities, work programme and functions under the Paris Agreement of the forum on the impact of the implementation of response measures contained in the annex;

3. *Requests* the subsidiary bodies, in order to advance the technical work under the forum on the impact of the implementation of response measures, to elaborate on forms of support arrangements for addressing the impact of the implementation of response measures;

4. *Decides* that the improved forum on the impact of the implementation of response measures serving the Paris Agreement shall provide recommendations for consideration by the subsidiary bodies with a view to recommending those actions to the Conference of Parties (COP), the Conference of Parties serving as meeting of Parties to the Kyoto Protocol (CMP), and/or Conference of Parties serving as meeting of Parties to the Paris Agreement (CMA) for adoption;

5. *Requests* the secretariat to support the implementation of the work programme of the forum on the impact of the implementation of response measures, taking note of the estimated budgetary implications of the activities to be undertaken by the secretariat, and requests that the actions of the secretariat called for in this decision be undertaken subject to the availability of financial resources.

{end of operational paragraphs}

Annex

Draft elements of the modalities, work programme and functions of the forum on the impact of the implementation of response measures under the Paris Agreement

I. Functions

1. **Option 1:** In addition to the function in decision 1/CP.21 the forum shall have the following functions:

- (a) Providing a platform for Parties to share, in an interactive manner, lessons learned, information, experience, case studies, best practices and views;
- (b) Providing a platform for Parties to cooperate concerning the obstacles and problems arising from the impact of the implementation of response measures, to address the needs of all Parties, in particular developing country Parties, by facilitating the assessment and analysis of impacts, taking into consideration all relevant policy issues of concern by providing support for identifying and understanding the impact of the implementation of response measures, with a view to recommending specific actions to the COP, the CMA and/or the CMP;
- (c) Enhancing the capacity of Parties to assess, address, manage, monitor and report on the impact of the implementation of response measures by facilitating linkages with financial, technological and capacity-building mechanisms under the Paris Agreement;
- (d) Building cooperation and collaboration at various levels, both under and outside the UNFCCC, with international organizations, regional organizations, experts and institutions on addressing the adverse economic and social consequences of response measures on developing country Parties;
- (e) Promoting action by developed country Parties to minimize adverse impacts of the implementation of response measures.
- (f) Collaborating and supporting arrangements under the Paris Agreement in relation to, inter alia, the global stocktake, transparency, compliance, Article 6 and nationally determined contribution;

{end of option 1}

Option 2

The functions of the forum are to address the effects of the implementation of response measures under the Paris Agreement by enhancing cooperation among Parties on understanding the impacts of mitigation actions under the Paris Agreement and the exchange of information, experience and best practices among Parties to raise their resilience to such impacts, in accordance with decision 1/CP.21, paragraph 34.

{end of option 2}

Option 3

Provide a platform allowing Parties to share, in an interactive manner, information, experiences, case studies, best practices and views, and to facilitate assessment and analysis of the impact of the implementation of response measures, with a view to recommending specific actions;

Provide recommendations to the subsidiary bodies on the actions referred to in paragraph above for their consideration, with a view to recommending those actions, as appropriate, to the Conference of the Parties;

Provide concrete examples, case studies and practices in order to enhance the capacity of Parties, in particular developing country Parties, to deal with the impact of the implementation of response measures;

Address the effects of the implementation of response measures under the Agreement by enhancing cooperation amongst Parties, and with stakeholders and external organizations, on understanding the impacts of mitigation actions under the Agreement and the exchange of information, experiences, and best practices amongst Parties to raise their resilience to these impacts.

{end of option 3}

II. Work programme

2. **Option 1:** The work programme comprises the following areas of work in order to address the concerns of Parties with economies most affected by the impacts of response measures, particularly developing country Parties:

- (a) Economic diversification and transformation;
- (b) Just transition of the workforce and the creation of decent work and quality jobs;

Option 2

The work programme comprises the following areas of work in order to address the concerns of Parties with economies most affected by the impacts of response measures, particularly developing country Parties:

- (a) Economic diversification and transformation;
- (b) Just transition of the workforce and the creation of decent work and quality jobs;
- (c) The impacts of the implementation of response measures on economic development in relation to international trade and investment, value chain integration, inclusive growth, job creation and poverty reduction;
- (d) Study or assessment of the impacts of implementation of response measures, taking into consideration all relevant policy issues of concern;
- (e) Measures taken to minimize the impacts of implementation of response measures;
- (f) Developing tools and methodologies to assess impacts, and promoting understanding of cross-border impacts of the implementation of response measures on developing country Parties;

3. **Option 1:** Following the finalization of the functions, work programme, and modalities of the response measures forum serving the Paris Agreement, the subsidiary bodies shall develop a six-year forum detailed work programme in line with the forum's work programme and modalities.

Option 2

Following the finalization of the functions, work programme, and modalities of the response measures forum serving the Paris Agreement, the subsidiary bodies shall develop a six-year forum detailed work programme in line with the forum's work programme and modalities.

At SB 50 the issue shall be discussed

{end of options for para 4}

III. Modalities

A. Governance

4. **Option 1:** The forum will be convened under a joint agenda item of the SBI and the SBSTA and will operate in accordance with the procedures applicable to a contact group.

The forum shall meet in conjunction with the sessions of the SBI and the SBSTA.

The forum will determine six-year workplans with a review every six years, in line with its work programme and functions.

{end of option 1}

Option 2

The forum on the impact of the implementation of response measures, under the subsidiary bodies, shall serve the Paris Agreement in accordance with decision 1/CP.21, paragraph 33;

The forum shall meet twice a year in conjunction with the subsidiary bodies which will be convened under a joint agenda item of the subsidiary bodies and operate in accordance with the procedures applicable to contact groups.

The work of the forum shall be supported by a Katowice Committee on the Impacts of Implementation of Response Measures (KCI). The KCI shall operate under the guidance of and accountable to the COP, CMP and CMA.

The KCI shall constitute expert panels to assist it in the performance of its functions.

The KCI shall meet at least 3 times a year (inter-sessionally). It shall report to COP, CMP and CMA on an annual basis.

The KCI shall assist the COP, CMP and CMA in addressing concerns of Parties with economies most affected by the impacts of response measures, particularly developing country Parties.

The KCI shall be composed of (Y) members to be elected by COP, CMP and CMA. It shall develop its rules of procedures and operational modalities for approval by the COP, CMP and CMA at its second session in December 2019.

The KCI shall develop the mandates and guidance on the composition of the panels. In constituting the panels, the KCI shall draw on the expertise necessary to perform its functions taking into account regional and geographical balance.

The KCI will prepare its 5-year work plans in line with its work programme and functions, with a review of work programme and its modalities on the fourth year, with a view to recommend its subsequent work plan to COP, CMP and CMA for their approval no later than the end of the ongoing work plan

{End of option 2}

B. Operational

5. **Option 1:** The forum will use the following modalities to implement its work programme:

- (a) Technical studies and reports;
- (b) Sharing of experience, best practices and views;
- (c) Technical expert groups;

- (d) Guidelines;
- (e) Case studies, concrete examples and best practices;
- (f) workshops;
- (g) Working with external stakeholders and organizations;

Option 2

The modalities of the improved forum on the impact of the implementation of response measures will be the same as per decision 11/CP.21.

Option 3

The subsidiary bodies may utilize the following modalities, as appropriate and as decided on a case-by-case basis, in order to carry out the work programme of the forum:

- (a) Building awareness and enhancing information-sharing through the exchange and sharing of experiences and best practices;
- (b) Preparing technical papers, case studies, and concrete examples;
- (c) Receiving input from experts, practitioners, and relevant organizations;
- (d) In-session workshops.

{End of options for para 5}
