

**DRAFT TEXT**

**on**

**SBI 59 agenda item 10**

**SBSTA 59 agenda item 9**

**Matters relating to the forum on the impact of the implementation of response measures serving the Convention, the Kyoto Protocol and the Paris Agreement**

**Version 2/12/2023 13:27**

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1. The SBSTA and the SBI convened at these sessions a meeting of the forum on the impact of the implementation of response measures.
2. The SBSTA and the SBI recommended a draft decision on this matter for consideration and adoption by the Conference of the Parties at its twenty-eighth session, the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol at its eighteenth session and the Conference of the Parties serving as the meeting of the Parties to the Paris Agreement at its fifth session (for the text of the draft decision, see document [FCCC/SB/2023/L.X/Add.X](#)).

**Draft decision -/CP.28 -/CMP.18 -/CMA.5**

**Review of the functions, work programme and modalities of forum on the impact of the implementation of response measures**

*The Conference of the Parties, the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol and the Conference of the Parties serving as the meeting of the Parties to the Paris Agreement,*

*Recalling* decisions 1/CP.21, 7/CP.24, 4/CP.25, 19/CP.26, 20/CP.27, 3/CMP.14, 4/CMP.15, 7/CMP.16, 7/CMP.17, 7/CMA.1, 4/CMA.2, 23/CMA.3 and 23/CMA.4,

*Having considered* the review of the functions, work programme and modalities of the forum on the impact of the implementation of response measures,

1. *Take note* of the views expressed by Parties during the review of the functions, work programme and modalities of the forum;

{Functions}

2. *Recall* the modalities, work programme and functions of the forum on the impact of the implementation of response measures were adopted<sup>1</sup> to address the effects of the implementation of response measures by enhancing cooperation amongst Parties on understanding the impacts of mitigation actions and the exchange of information, experiences, and best practices amongst Parties to raise their resilience to these impacts;<sup>2</sup>
3. *Recall* the function the Katowice Committee on Impacts is to support the forum on the impact of the implementation of response measures to implement the work programme;<sup>3</sup>
- 4.

Option 1: *Agree* that the functions of the forum<sup>4</sup> remain relevant and therefore the forum shall have the following functions:

- (a) *Place holder for existing functions from 7/CMA.1*

Option 2: *Decide* that the forum shall have the following functions:

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<sup>1</sup> See decision 7/CMA.1.

<sup>2</sup> See decision 1/CP.21, para. 34.

<sup>3</sup> See decision 7/CMA.1, annex, para 4.

<sup>4</sup> See decision 7/CMA.1, annex, para. 1.

- (a) Provide a platform allowing Parties and non-Party stakeholders (Colombia) 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, including the use and development of modelling tools and methodologies, with a view to recommending specific actions;
- (b) Provide recommendations to the subsidiary bodies on the actions referred to in paragraph (a) above for their consideration, with a view to recommending those actions, as appropriate, to the Conference of the Parties, the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol and the Conference of the Parties serving as the meeting of the Parties to the Paris Agreement;
- (c) Provide concrete examples, case studies and practices in order to enhance the capacity of Parties, in particular developing country Parties, to maximize the positive and minimize the negative impact of the implementation of response measures;
- (d) Address the effects of the implementation of response measures under the Convention, the Kyoto Protocol and the Paris Agreement, including by, inter alia:
  - (i) enhancing cooperation among Parties, stakeholders, external organizations, experts and institutions;
  - (ii) enhancing the capacity and the understanding of Parties of the impacts of mitigation actions and
  - (iii) enabling the exchange of information, experience and best practices among Parties to raise their resilience to these impacts and to maximize the positive impacts;
- (e) Respond and take into consideration the relevant outcomes of different processes under the COP, the CMP and the CMA;
- (f) Promote action to minimize the adverse impacts and maximize the positive impacts of the implementation of response measures.
- (g) Facilitate analysis, including the identification and quantification, of sectoral, national, subnational impacts, and cross-border impacts of the implementation of response measures;
- (h) Consider the annual report of the KCI;
- (i) Address the impacts of the outcomes and results of implementation of each Global Stock take cycle, with a view to minimizing negative impacts and maximizing positive impacts, especially on developing country Parties
- (j) Prepare information annually for the technical assessment component of the global stocktake related to the impacts of the implementation of response measures (decision 19/CMA.1, paras. 8 and 24)
- (k) Address and assess the impacts of international climate-related policies on developing countries, explore ways to reduce the negative impacts on parties especially developing countries;

{Work programme}

5.

Option 1:

*Agree* that the four areas the work programme<sup>5</sup> of the forum remain relevant and therefore the work programme comprises the following areas of work in order to address the concerns of all Parties, particularly developing country Parties:

- (a) *Place holder for existing areas of work programme*

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<sup>5</sup> See decision 7/CMA.1, annex, para. 2.

Option 2:

*Decide* the following areas of work programme of the forum in order to address the concerns of all Parties, particularly developing country Parties:

- (b) *Place holder for existing and new areas of work programme*
- (c) Co-benefits of climate actions;
- (d) Lack of implementation of response measures;
- (e) Institute a process for reporting of assessment and analysis of measures taken to minimize the negative impact of the implementation response measures;
- (f) Enhance capacity and understanding of Parties, on the assessment and analysis of the impacts of implementation of climate change related unilateral cross-border measures, and to explore ways to minimize the negative impacts to parties, especially developing countries;
- (g) Building capacity for development and deployment of methodologies and tools, in particular of developing country Parties, to inform and support national climate change mitigation and sustainable development priorities and policies;
- (h) [Place holder for COP decisions]

6. *Take note* of the need to consider policy issues of concern of Parties in implementing the work programme;

{Modalities}

7.

Option 1:

*Agree* to replace the forum with a contact group and that the contact group will consider the annual report of the KCI

Option 2:

*Decide* that the forum shall meet twice a year in conjunction with the sessions of the subsidiary bodies and will be convened under a joint agenda item of the subsidiary bodies and operate in accordance with the procedures applicable to contact groups;

7bis. *Decide* that the forum shall be equipped with the required structural framework to respond to the rapidly changing circumstances in the climate change landscape, supported by the needs of developing countries, best available science and advancements in technology with a view of enabling developing countries to address specific measures relevant to their nationally driven context;

8. *Decide* that the Katowice Committee on Impacts shall make decisions regarding its meetings, including their timing, duration and frequency, and develop and implement its workplan using appropriate modalities that enable it to perform its function effectively;

9. *Also decide* that the Katowice Committee on Impacts shall report to the COP, the CMP and the CMA;

10.

Option 1:

*Further decide* that the membership of the Katowice Committee on Impacts shall be extended to nine constituencies under the UNFCCC, therefore the Katowice Committee on Impacts shall be composed of 23 members, with two members from each of the five United Nations regional groups, one member from the least developed countries, one member from the small

island developing States, two members from relevant intergovernmental organizations, and one member from each constituency;

Option 2:

*Reaffirm* that the Katowice Committee on Impacts shall be composed of 14 members, with two members from each of the five United Nations regional groups, one member from the least developed countries, one member from the small island developing States, and two members from relevant intergovernmental organizations;

10bis. *Request* the KCI to enhance its efforts in engaging non-Party stakeholders in the implementation of its workplan;

Option 3:

*Further decide* that the Katowice Committee on Impacts shall be composed of 20 members, with three members from each of the five United Nations regional groups, one member from the least developed countries, one member from the small island developing States, and three members from relevant intergovernmental organizations;

11. *Agree* that the modalities<sup>6</sup> to carry out the work programme of the forum remain relevant, therefore the following modalities, among others, may be used:

- (a) Building awareness and enhancing information-sharing through the exchange and sharing of experience and best practices;
- (b) Preparing technical papers, case studies, concrete examples and guidelines;
- (c) Receiving input from experts, practitioners and relevant organizations;
- (d) Organizing workshops.
- (e) Development of monitoring mechanisms for policies and measures to assess, address (avoid, remedy, mitigate) negative consequences for developing countries;
- (f) Development of national, regional, and sector specific case studies;
- (g) Development of tools and methodologies;
- (h) Expert Teams to provide support for Parties in developing their response measures reports;
- (i) Expert Teams to undertake reviews to identify and quantify the negative impact of CMA and COP decisions on developing countries and identify gaps in the tools available to mitigate the negative impacts of the impact of these decisions on developing country Parties;

12. *Place holder to elaborate a mandate to revise rules of procedures of the KCI*

13. *Request* the subsidiary bodies, with the support of the Katowice Committee on Impacts, to develop a plan for implementing the recommendations adopted in decisions 20/CP.27, 7/CMP.17 and 23/CMA.4 for consideration and adoption at COP 29, CMP 19 and CMA 6 (November 2024);

{Annual report 2023}

14. *Welcome* the annual report of the Katowice Committee of Experts on the Impacts of the Implementation of Response Measures for 2023;<sup>7</sup>

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<sup>6</sup> See decision 7/CMA.1, annex, para. 5.

<sup>7</sup> FCCC/SB/2023/6.

15. *Adopt* the recommendations forwarded by the forum contained in sections ## below, which pertain to activities 2, 8 and 9 of the workplan of the forum and its Katowice Committee on Impacts;<sup>8</sup>

16. *Invite* Parties, observer organizations and stakeholders to implement the recommendations contained in sections ## below, as applicable;

17. *Request* the forum and its Katowice Committee on Impacts and the secretariat to implement the recommendations contained in sections ## below, as applicable;

*Section ## Place holder for recommendations from KCI annual report 2023 for activities 2, 8 and 9*

{Midterm review of the workplan of the forum and its Katowice Committee on Impacts}

18. *Place holder for midterm review*

{Forum's workplan}

19. *Note with appreciation* the technical sessions on implementing activities 7–8 of the workplan and *express gratitude* to the experts who contributed to the work of the forum and its Katowice Committee on Impacts in 2023;

20. *Also express gratitude* to the Economic and Social Commission for Asia and the Pacific, the International Labour Organization and the United Nations Development Programme and the United Nations Economic and Social Commission for Asia and the Pacific for providing in-kind, financial, administrative and substantive support that contributed to the success of the regional workshop on activity 3 of the workplan held from 12 to 14 September 2023 in Bangkok;

21. *Take note* of the estimated budgetary implications of the activities to be undertaken by the secretariat referred to in paragraphs xx above;

22. *Request* that the actions of the secretariat called for in this decision be undertaken subject to the availability of financial resources.

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<sup>8</sup> Contained in annex II to decisions 4/CP.25, 4/CMP.15 and 4/CMA.2.