



SUBSIDIARY BODY FOR IMPLEMENTATION

**Report of the Subsidiary Body for Implementation
on its twenty-ninth session,
held in Poznan from 1 to 10 December 2008**

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I. Opening of the session

(Agenda item 1)

1. The twenty-ninth session of the Subsidiary Body for Implementation (SBI) was held at the Poznan International Fair, Poznan, Poland, from 1 to 10 December 2008.
2. The Chair of the SBI, Mr. Bagher Asadi (Islamic Republic of Iran), opened the session and welcomed all Parties and observers as well as the members of the SBI Bureau.

II. Organizational matters

(Agenda item 2)

A. Adoption of the agenda

(Agenda item 2 (a))

3. At its 1st meeting, on 1 December, the SBI considered a note by the Executive Secretary containing the provisional agenda and annotations (FCCC/SBI/2008/9). Statements were made by representatives of seven Parties, including one speaking on behalf of the Umbrella Group, one on behalf of the Group of 77 and China, one on behalf of the European Community and its member States,¹ one on behalf of the Alliance of Small Island States (AOSIS), one on behalf of the African Group and one on behalf of the least developed countries (LDCs).
4. At the same meeting, the Chair informed Parties that there was no consensus to include sub-item 4 (b) (“Information contained in national communications from Parties not included in Annex I to the Convention”) of the provisional agenda on the agenda of the meeting. On a proposal by the Chair, the SBI agreed to include this issue on the provisional agenda of its thirtieth session.
5. At the same meeting, following the proposal of the Chair, the SBI adopted the agenda as amended,² with sub-item 4 (b) held in abeyance.
 1. Opening of the session.
 2. Organizational matters:
 - (a) Adoption of the agenda;
 - (b) Organization of the work of the session;
 - (c) Election of officers other than the Chair;
 - (d) Election of replacement officers.
 3. National communications and greenhouse gas inventory data from Parties included in Annex I to the Convention:
 - (a) Report on national greenhouse gas inventory data from Parties included in Annex I to the Convention for the period 1990–2006;

¹ This position was supported by Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Serbia, Montenegro and Turkey.

² The Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol referred item 12 of its agenda on the annual compilation and accounting report for Annex B Parties under the Kyoto Protocol to the SBI for its consideration. In accordance with rule 27.7 of the draft rules of procedure being applied, this item was included in the agenda for the SBI at its twenty-ninth session under item 15, “Other matters”.

- (b) Status report on the review of fourth national communications.
4. National communications from Parties not included in Annex I to the Convention:
 - (a) Work of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention;
 - (b) *Agenda item held in abeyance*;
 - (c) Provision of financial and technical support.
 5. Financial mechanism of the Convention:
 - (a) Fourth review of the financial mechanism;
 - (b) Report of the Global Environment Facility to the Conference of the Parties and guidance to the Global Environment Facility;
 - (c) Least Developed Countries Fund.
 6. Implementation of Article 4, paragraphs 8 and 9, of the Convention:
 - (a) Progress on the implementation of decision 1/CP.10;
 - (b) Matters relating to the least developed countries.
 7. Development and transfer of technologies.
 8. Capacity-building under the Convention.
 9. Capacity-building under the Kyoto Protocol.
 10. Reporting and review of information submitted by Parties included in Annex I to the Convention that are also Parties to the Kyoto Protocol.
 11. Matters relating to Article 3, paragraph 14, of the Kyoto Protocol.
 12. Report of the administrator of the international transaction log under the Kyoto Protocol.
 13. Amendment of the Kyoto Protocol in respect of procedures and mechanisms relating to compliance.
 14. Administrative, financial and institutional matters:
 - (a) Audited financial statements for the biennium 2006–2007;
 - (b) Budget performance for the biennium 2008–2009;
 - (c) Continuing review of the functions and operations of the secretariat;
 - (d) Privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol.
 15. Other matters: annual compilation and accounting report for Annex B Parties under the Kyoto Protocol.
 16. Report on the session.

B. Organization of the work of the session

(Agenda item 2 (b))

6. The SBI considered this sub-item at its 1st meeting, on 1 December, at which the Chair drew attention to the proposed programme of work posted on the UNFCCC website. On a proposal by the Chair, the SBI agreed to proceed on the basis of that programme of work. The Chair invited Parties to take into account information contained in document FCCC/SB/2007/INF.2, on the relationship of various provisions of the Mauritius Strategy to the work of the Convention and its Kyoto Protocol, when considering relevant agenda items.

C. Election of officers other than the Chair

(Agenda item 2 (c))

7. The SBI considered this sub-item at its 1st and 4th meetings, on 1 and 10 December, respectively. At the 1st meeting, the Chair recalled rule 27 of the draft rules of procedure being applied, whereby the SBI is expected to elect its Vice-Chair and Rapporteur. Such an election was last held at the twenty-seventh session for the Vice-Chair and at the twenty-eighth session for the Rapporteur and replacement Rapporteur. The Chair informed the SBI that consultations on nominations were being undertaken and that he would keep delegates informed of progress. In the conduct of these consultations, Parties were invited to recall decision 36/CP.7 and to give active consideration to the nomination of women for elective posts in the SBI.

8. At the 2nd meeting, on 2 December, the SBI was informed that, in accordance with rule 25 of the draft rules of procedure being applied, Ms. Nataliya Kushko (Ukraine) would complete the term of the Vice-Chair.

9. At the 4th meeting, the Chair informed the SBI that agreement had been reached among the regional groups on the posts of Vice-Chair and Rapporteur and proposed the nominees for election. The SBI elected Ms. Kushko as its Vice-Chair and Mr. Kadio Ahossane (Côte d'Ivoire) as its Rapporteur. The Chair informed the meeting that the Vice-Chair will serve for a second term of one year and that the Rapporteur will serve for an initial term of one year, which may be renewed for another year. He noted that the officers will serve for the thirtieth and thirty-first sessions, or until their successors are elected. He thanked the current Bureau for its work.

D. Election of replacement officers

(Agenda item 2 (d))

10. The elected Vice-Chair and Rapporteur represent Parties to both the Convention and its Kyoto Protocol. Consequently, no election of replacement officers was necessary.

III. National communications and greenhouse gas inventory data from Parties included in Annex I to the Convention

(Agenda item 3)

A. Report on national greenhouse gas inventory data from Parties included in Annex I to the Convention for the period 1990–2006

(Agenda item 3 (a))

11. The SBI considered this sub-item at its 1st meeting, on 1 December. It had before it and took note of document FCCC/SBI/2008/12 and Corr.1 (English).

B. Status report on the review of fourth national communications

(Agenda item 3 (b))

12. The SBI considered this sub-item at its 1st meeting, on 1 December. It had before it and took note of document FCCC/SBI/2008/INF.7.

IV. National communications from Parties not included in Annex I to the Convention

(Agenda item 4)

A. Work of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention

(Agenda item 4 (a))

1. Proceedings

13. The SBI considered this sub-item at its 2nd and 4th meetings, on 2 and 10 December, respectively. It had before it documents FCCC/SBI/2007/10/Add.1 and FCCC/SBI/2007/MISC.7 and Add.1 and 2. Statements were made by representatives of four Parties, including one speaking on behalf of the Group of 77 and China, and one on behalf of the African Group.

14. At its 2nd meeting, the SBI agreed to consider this sub-item together with sub-item 4 (c) in a contact group co-chaired by Ms. Emily Ojoo-Massawa (Kenya) and Mr. Ricardo Moita (Portugal).

15. At the 4th meeting, the Chair informed the SBI that Mr. Arthur Rolle (Bahamas) acted as co-chair on behalf of Ms. Ojoo-Massawa, who was unable to assume this function. At the same meeting, Mr. Moita reported on the contact group's consultations.

16. At its 4th meeting, the SBI considered and adopted conclusions³ proposed by the Chair.

2. Conclusions

17. The SBI was unable to reach conclusions on the mandate and revised terms of reference of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention (non-Annex I Parties) in accordance with decision 3/CP.8. It agreed to continue its deliberations on this matter at its thirtieth session and to provide further guidance thereon.

B. Agenda item held in abeyance(Agenda item 4 (b) *held in abeyance*)**C. Provision of financial and technical support**

(Agenda item 4 (c))

1. Proceedings

18. The SBI considered this sub-item at its 2nd and 4th meetings, on 2 and 10 December, respectively (see paras. 14 and 15 above). It had before it documents FCCC/CP/2008/2/Rev.1 and FCCC/SBI/2008/INF.10. Statements were made by representatives of two Parties, one speaking on behalf of the Group of 77 and China, and one on behalf of the African Group.

19. At the 2nd meeting, the Chair invited the representative of the Global Environment Facility (GEF) secretariat to make a statement.

³ Adopted as document FCCC/SBI/2008/L.23.

20. At its 4th meeting, the SBI considered and adopted conclusions⁴ proposed by the Chair.

2. Conclusions

21. The SBI took note of the information on financial support provided by the secretariat of the GEF for the preparation of national communications from non-Annex I Parties.⁵

22. The SBI invited the GEF to continue to provide information, ensuring that it is detailed and complete, on its activities relating to the preparation of national communications by non-Annex I Parties, including information on the dates of approval of funding and disbursement of funds, for consideration by the SBI at its thirtieth session.

23. The SBI encouraged those non-Annex I Parties that have already received funding for their second or, where appropriate, third national communications, to make all efforts to submit their national communications in accordance with decision 8/CP.11, paragraph 3. Parties that are least developed countries (LDCs) may submit their national communications at their discretion.

24. The SBI reiterated the request of the Conference of the Parties (COP) at its thirteenth⁶ session to the GEF to continue to ensure that financial resources are provided to meet the agreed full costs incurred by developing country Parties in complying with their obligations under Article 12, paragraph 1, of the Convention.

25. The SBI recommended that the COP, at its fourteenth session, request the GEF to ensure, as a top priority, that sufficient financial resources are provided to meet the agreed full costs incurred by developing country Parties in complying with their obligations under Article 12, paragraph 1, of the Convention, noting and welcoming that a number of non-Annex I Parties plan to initiate the preparation of their third or fourth national communications by the end of the fourth replenishment of the GEF (GEF 4).

26. The SBI reiterated the request of the COP at its thirteenth⁷ session to the GEF to refine, as appropriate, operational procedures to ensure the timely disbursement of funds to meet the agreed full costs incurred by those non-Annex I Parties that are in the process of preparing their third and, where appropriate, fourth national communications.

27. The SBI also reiterated the request of the COP at its thirteenth⁸ session to the GEF to assist, as appropriate, non-Annex I Parties in formulating and developing project proposals identified in their national communications in accordance with Article 12, paragraph 4, of the Convention and decision 5/CP.11, paragraph 2.

28. The SBI further reiterated the request of the COP, at its thirteenth⁹ session, to invite the GEF to continue to provide information on funding for projects that have been identified in the national communications of non-Annex I Parties in accordance with Article 12, paragraph 4, of the Convention and subsequently submitted and approved.

29. The SBI reiterated the request of the COP, at its thirteenth¹⁰ session, to the GEF to work with its implementing agencies to continue to simplify their procedures and improve the effectiveness and

⁴ Adopted as document FCCC/SBI/2008/L.24.

⁵ FCCC/CP/2008/2/Rev.1 and FCCC/SBI/2008/INF.10.

⁶ FCCC/SBI/2007/34, paragraph 35 (a).

⁷ FCCC/SBI/2007/34, paragraph 35 (d).

⁸ FCCC/SBI/2007/34, paragraph 35 (e).

⁹ FCCC/SBI/2007/34, paragraph 36 (a).

¹⁰ FCCC/SBI/2007/34, paragraph 35 (c).

efficiency of the process through which non-Annex I Parties receive funding to meet their obligations under Article 12, paragraph 1, of the Convention, with the aim of ensuring the timely disbursement of funds to meet the agreed full costs incurred by developing country Parties in complying with these obligations.

30. The SBI recommended that the COP, at its fourteenth session, invite the GEF to inform its implementing agencies of the guidelines for the preparation of national communications from non-Annex I Parties and of relevant provisions of the Convention, in particular its Article 4, paragraph 3, on the provision of new and additional financial resources to meet the agreed full costs incurred by developing country Parties in complying with their obligations under Article 12, paragraph 1, of the Convention.

V. Financial mechanism of the Convention

(Agenda item 5)

A. Fourth review of the financial mechanism

(Agenda item 5 (a))

1. Proceedings

31. The SBI considered this sub-item at its 2nd and 4th meetings, on 2 and 10 December, respectively. Statements were made by representatives of 10 Parties, including one speaking on behalf of the Group of 77 and China, one on behalf of the European Community and its member States,¹¹ and one on behalf of the African Group.

32. At its 2nd meeting, the SBI agreed to consider this sub-item together with sub-item 5 (b) in a contact group co-chaired by Ms. Deborah Fulton (Australia) and Mr. Surya Sethi (India). At the 4th meeting, Mr. Sethi reported on the contact group's consultations.

33. At its 4th meeting, the SBI considered and adopted conclusions¹² proposed by the Chair.

2. Conclusions

34. The SBI decided to recommend a draft decision¹³ on this subject for adoption by the COP at its fourteenth session (for the text of the decision, see FCCC/SBI/2008/L.29).

B. Report of the Global Environment Facility to the Conference of the Parties and guidance to the Global Environment Facility

(Agenda item 5 (b))

35. The SBI considered this sub-item at its 2nd and 4th meetings, on 2 and 10 December, respectively (see para. 32 above). It had before it document FCCC/CP/2008/2/Rev.1. Statements were made by representatives of seven Parties, including one speaking on behalf of the Group of 77 and China, and one on behalf of the European Community and its member States.¹⁴

36. At the 2nd meeting, the Chair invited the representative of the GEF secretariat to make a statement.

¹¹ This position was supported by Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Serbia, Montenegro and Turkey.

¹² Adopted as document FCCC/SBI/2008/L.29.

¹³ For the text as adopted, see document FCCC/CP/2008/7/Add.1, decision 3/CP.14.

¹⁴ This position was supported by Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Serbia, Montenegro and Turkey.

37. At the 4th meeting, the Chair reported that Parties were unable to complete the negotiations on the draft decision owing to lack of time, and noted the interest of Parties to continue the consultations under the good offices of the President of the COP. The SBI agreed to forward the draft decision text to the COP at its fourteenth session for further consideration.¹⁵

C. Least Developed Countries Fund

(Agenda item 5 (c))

1. Proceedings

38. The SBI considered this sub-item at its 2nd and 4th meetings, on 2 and 10 December, respectively. It had before it documents FCCC/SBI/2008/MISC.8, FCCC/SBI/2007/32 and FCCC/CP/2007/3 and Corr.1. Statements were made by representatives of 12 Parties, including one speaking on behalf of the Group of 77 and China, and one on behalf of the LDCs.

39. At its 2nd meeting, the SBI agreed to consider this sub-item in informal consultations convened by Ms. Michelle Campbell (Canada) and Ms. Margaret Sangarwe (Zimbabwe). At the 4th meeting, Ms. Sangarwe reported on these consultations.

40. At its 4th meeting, the SBI considered and adopted conclusions¹⁶ proposed by the Chair.

2. Conclusions

41. The SBI welcomed the report on the fourteenth meeting of the Least Developed Countries Expert Group (LEG),¹⁷ held in Addis Ababa, Ethiopia, from 29 September to 1 October 2008, and information submitted by Parties and intergovernmental organizations on the implementation of national adaptation programmes of action (NAPAs), including on accessing funds from the Least Developed Countries Fund (LDCF).¹⁸

42. The SBI noted with appreciation that donors have provided USD 172 million to the LDCF.¹⁹

43. The SBI agreed to recommend a draft decision²⁰ on this subject for adoption by the COP at its fourteenth session (for the text of the decision see FCCC/SBI/2008/L.21/Add.1).

VI. Implementation of Article 4, paragraphs 8 and 9, of the Convention

(Agenda item 6)

A. Progress on the implementation of decision 1/CP.10

(Agenda item 6 (a))

44. The SBI considered this sub-item at its 2nd and 4th meetings, on 2 and 10 December, respectively. It had before it documents FCCC/SBI/2008/MISC.9 and Add.1, and FCCC/SBI/2008/MISC.10. Statements were made by representatives of 13 Parties, including one speaking on behalf of AOSIS and one on behalf of the European Community and its member States.²¹

¹⁵ Document FCCC/SBI/2008/L.30. The President of the COP undertook consultations which resulted in the adoption of decision 4/CP.14 (see document FCCC/CP/2008/7/Add.1).

¹⁶ Adopted as document FCCC/SBI/2008/L.21.

¹⁷ FCCC/SBI/2008/14.

¹⁸ FCCC/SBI/2008/MISC.8.

¹⁹ FCCC/CP/2008/2/Rev.1.

²⁰ For the text as adopted, see document FCCC/CP/2008/7/Add.1, decision 5/CP.14.

²¹ This position was supported by Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Serbia, Montenegro and Turkey.

45. At its 2nd meeting, the SBI agreed to consider this sub-item in a contact group chaired by Mr. Leon Charles (Grenada). At the 4th meeting, Mr. Charles reported on the contact group's consultations.

46. Also at the 2nd meeting, the Chair informed Parties that a round table on the assessment of the status of implementation of Article 4, paragraph 8, of the Convention and decisions 5/CP.7 and 1/CP.10 would be held on 3 December 2008.

47. At its 4th meeting, as Parties could not reach agreement on how to proceed with the consideration of this issue and in accordance with rule 16 of the draft rules of procedure being applied, the SBI agreed to forward the item to the thirtieth session of the SBI.

B. Matters relating to the least developed countries

(Agenda item 6 (b))

1. Proceedings

48. The SBI considered this sub-item at its 2nd and 4th meetings, on 2 and 10 December, respectively. It had before it document FCCC/SBI/2008/14. Statements were made by representatives of three Parties.

49. At its 2nd meeting, the SBI agreed to consider this sub-item in informal consultations convened by Ms. Sangarwe. At the 4th meeting, Ms. Sangarwe reported on these consultations.

50. At the 2nd meeting, the Chair invited Mr. Fred Machulu Onduri (Uganda), Chair of the LEG, to make a statement.

51. At its 4th meeting, the SBI considered and adopted conclusions²² proposed by the Chair.

2. Conclusions

52. The SBI took note of the oral report by the Chair of the LEG, and welcomed the report on the fourteenth meeting of the LEG,²³ held in Addis Ababa, Ethiopia, from 29 September to 1 October 2008.

53. The SBI expressed its appreciation to the LEG for the activities it has carried out as part of its 2008–2010 work programme in support of the preparation and implementation of NAPAs.

54. The SBI thanked the Government of Ethiopia for hosting the meeting and expressed its gratitude to the Governments of Denmark, Ireland, Norway and Romania for providing financial resources in support of the work of the LEG.

55. The SBI noted that, as at 10 December 2008, 39 NAPAs had been submitted to the secretariat, and nine LDC Parties have yet to submit their NAPAs.²⁴ The SBI further noted that, to date, only one project is under implementation, and that as at 21 October 2008, 18 others had been approved for project development.²⁵

56. The SBI invited the LEG to assess, in collaboration with the GEF and its agencies, the support needed to implement NAPA projects.

57. The SBI noted the ongoing development of the Quick Guide to the LDCF by the GEF and of the step-by-step guide for NAPA implementation by the LEG as part of its work programme for 2008–2010.

²² Adopted as document FCCC/SBI/2008/L.22.

²³ FCCC/SBI/2008/14.

²⁴ <http://unfccc.int/national_reports/napa/items/2719.php>.

²⁵ <http://www.gefweb.org/interior_right.aspx?id=23018>.

It encouraged the LEG to provide, based on these guides, technical support and training in development of NAPA projects for implementation, as mentioned in its work programme, as soon as possible, subject to the availability of resources and in collaboration with the GEF and its agencies.

58. The SBI invited the LEG to provide recommendations on how LDC Parties can update priorities in their NAPAs as part of the step-by-step guide for NAPA implementation, and to include information on this work in its report to the SBI at its thirty-first session.

59. The SBI encouraged the LEG to engage a wide range of organizations to support the implementation of its work programme, NAPAs and other elements of the least developed country work programme.

60. The SBI requested the LEG to report at the thirtieth session of the SBI on progress made in the implementation of its work programme.

61. The SBI invited Parties in a position to do so to continue supporting the work of the LEG and providing resources in support of its work programme.

VII. Development and transfer of technologies

(Agenda item 7)

1. Proceedings

62. The SBI considered this item at its 2nd and 4th meetings, on 2 and 10 December, respectively. It had before it documents FCCC/SBI/2008/16, FCCC/SBI/2008/17, FCCC/SB/2008/INF.5, FCCC/SB/2008/INF.6, FCCC/SB/2008/INF.7 and FCCC/SB/2008/INF.8. Statements were made by representatives of 13 Parties, including one speaking on behalf of the European Community and its member States,²⁶ one on behalf of the Group of 77 and China, and one on behalf of the African Group.

63. At the 2nd meeting, the Chair invited Mr. Jukka Uosukainen (Finland), Chair of the Expert Group on Technology Transfer (EGTT), to report on the group's activities. At the same meeting, the SBI agreed to consider the EGTT interim reports mentioned in paragraph 62 above in a joint contact group with the Subsidiary Body for Scientific and Technological Advice (SBSTA), co-chaired by Mr. Carlos Fuller (Belize) and Mr. Holger Liptow (Germany). At the 4th meeting, Mr. Fuller reported on the joint contact group's consultations.

64. At the 2nd meeting, the Chair invited the representative of the GEF secretariat to introduce the report of the GEF on the elaboration of a strategic programme to scale up the level of investment in the transfer of environmentally sound technologies.²⁷

65. At the same meeting, the SBI agreed to consider other issues under this item in a contact group co-chaired by Mr. Philip Gwage (Uganda) and Mr. Uosukainen. At the 4th meeting, Mr. Uosukainen reported on the contact group's consultations.

²⁶ This position was supported by Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Serbia, Montenegro and Turkey.

²⁷ FCCC/SBI/2008/16.

66. At its 4th meeting, the SBI considered and adopted conclusions²⁸ proposed by the Chair.

2. Conclusions

67. The SBI welcomed the report of the EGTT for 2008,²⁹ and the interim reports by the Chair of the EGTT on performance indicators,³⁰ financing options³¹ and a long-term strategy.³²

68. The SBI requested the EGTT to take into consideration the deliberations among Parties at this session when preparing its final versions of the interim reports referred to in paragraph 67 above. It looks forward to receiving the advanced reports, to be made available by 23 March 2009 as input to the fifth session of the Ad Hoc Working Group on Long-term Cooperative Action under the Convention (AWG-LCA).

69. The SBI recognized the contribution that the work of the EGTT on the development of performance indicators could make to work under the SBI on the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention and to work under the AWG-LCA, in particular to deliberations on the concept of “measurable, reportable and verifiable” related to technology as referred to in paragraph 1 (b) (ii) of the Bali Action Plan (decision 1/CP.13).

70. The SBI further recognized the substantive contribution that the work of the EGTT on performance indicators, financing options and a long-term strategy to facilitate the development, deployment, diffusion and transfer of technologies under the Convention could make to the work under the AWG-LCA.

71. The SBI welcomed the report of the GEF on the elaboration of a strategic programme³³ to scale up the level of investment in the transfer of environmentally sound technologies³⁴ in response to decision 4/CP.13.

72. The SBI noted the draft terms of reference for the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention,³⁵ prepared by its Chair in response to a request by the SBI at its twenty-eighth session,³⁶ taking into account the submissions from Parties,³⁷ the deliberations among Parties at SBI 28, the relevant work of the EGTT and the Chair’s consultations with Parties.

73. At SBI 29, Parties considered the draft terms of reference prepared by the Chair of the SBI. Parties also noted the importance of the work being carried out under the AWG-LCA, and the need to shape the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, in order to make a positive contribution to the ongoing work under the AWG-LCA.

74. The SBI agreed on the terms of reference for the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention, as contained in annex I.

²⁸ Adopted as document FCCC/SBI/2008/L.28.

²⁹ FCCC/SB/2008/INF.5.

³⁰ FCCC/SB/2008/INF.6.

³¹ FCCC/SB/2008/INF.7.

³² FCCC/SB/2008/INF.8.

³³ The COP, while adopting the draft decision recommended by the SBI on this matter as decision 2/CP.14, decided to rename this programme the Poznan strategic programme on technology transfer.

³⁴ FCCC/SBI/2008/16.

³⁵ FCCC/SBI/2008/17.

³⁶ FCCC/SBI/2008/8, paragraph 62.

³⁷ FCCC/SBI/2008/MISC.1 and Add.1.

75. The SBI decided to recommend a draft decision³⁸ on this matter for adoption by the COP at its fourteenth session (for the text of the draft decision, see FCCC/SBI/2008/L.28/Add.1).

VIII. Capacity-building under the Convention

(Agenda item 8)

1. Proceedings

76. The SBI considered this item at its 3rd and 4th meetings, on 2 and 10 December, respectively. It had before it documents FCCC/CP/2008/2/Rev.1, FCCC/SBI/2008/11, FCCC/SBI/2008/15, FCCC/SBI/2008/MISC.5, FCCC/SBI/2008/MISC.6 and FCCC/TP/2008/5. Statements were made by representatives of six Parties, including one speaking on behalf of the Group of 77 and China.

77. At its 3rd meeting, the SBI agreed to consider this item in informal consultations convened by Mr. Crispin D'Auvergne (Saint Lucia) and Mr. Helmut Hojesky (Austria). At the 4th meeting, Mr. D'Auvergne reported on these consultations.

78. At its 4th meeting, the SBI considered and adopted conclusions³⁹ proposed by the Chair.

2. Conclusions

79. The SBI welcomed the information⁴⁰ from Parties, submitted in accordance with conclusions of the COP at its thirteenth session, contained in document FCCC/CP/2007/6, paragraph 87, on their experiences with monitoring and evaluation of capacity-building at the national level.

80. The SBI also welcomed the information⁴¹ from Parties on the implementation of the framework for capacity-building in developing countries (the capacity-building framework), submitted in accordance with decision 4/CP.12, and reiterated its invitation to Parties to make annual submissions to enable more comprehensive monitoring of the implementation of the capacity-building framework and the sharing of experiences with capacity-building activities.

81. The SBI also welcomed the report of the expert meeting on experiences in using performance indicators for the monitoring and evaluation of capacity-building at the national level contained in document FCCC/SBI/2008/15. The SBI thanked the Government of Brazil for hosting the expert meeting and the Governments of Austria, Norway and Romania for providing financial support.

82. The SBI took note of the synthesis report on the implementation of the capacity-building framework,⁴² and noted the concern expressed by some Parties regarding lack of progress in implementation of the framework.

83. The SBI also took note of the technical paper containing approaches to the monitoring and evaluation of capacity-building at different levels.⁴³

84. The SBI further took note of the report⁴⁴ of the GEF and the support that the GEF has provided for capacity-building activities. The SBI recommended that the COP reiterate its request to the GEF to

³⁸ For the text as adopted, see document FCCC/CP/2008/7/Add.1, decision 2/CP.14 titled the Poznan strategic programme on technology transfer.

³⁹ Adopted as document FCCC/SBI/2008/L.25.

⁴⁰ FCCC/SBI/2008/MISC.6.

⁴¹ FCCC/SBI/2008/MISC.5.

⁴² FCCC/SBI/2008/11.

⁴³ FCCC/TP/2008/5.

⁴⁴ FCCC/CP/2008/2/Rev.1.

make continued efforts to provide adequate financial resources to support the implementation of capacity-building activities consistent with decision 2/CP.7.

85. The SBI recalled that the second comprehensive review of the capacity-building framework should take into account, inter alia, recommendations to be made by the SBI at its thirtieth session on further steps to regularly monitor and evaluate capacity-building activities undertaken pursuant to decisions 2/CP.7 and 4/CP.12, with a view to recommending a draft decision for adoption by the COP at its fifteenth session.

86. The SBI reiterated its invitation to Parties to submit to the secretariat, by 13 February 2009, any additional or updated information and views that may be relevant to the completion of the second comprehensive review.⁴⁵

87. The SBI noted that substantial expertise exists globally in monitoring and evaluating capacity-building within, inter alia, governmental organizations, non-governmental organizations (NGOs) and intergovernmental organizations (IGOs), and that Parties can benefit from this expertise. The SBI also noted that information gaps remain in the monitoring and evaluation of capacity-building at the national and global levels.

88. The SBI invited Parties, IGOs and NGOs to submit to the secretariat, by 16 February 2009, information on their experiences and lessons learned on, in particular, the use of performance indicators for monitoring and evaluating capacity-building at the national and global levels.

89. The SBI recalled the draft decision that it recommended at its twenty-eighth session⁴⁶ on capacity-building for developing countries under the Convention for adoption by the COP at its fourteenth session.⁴⁷

90. The SBI, after considering the submissions from Parties, the technical paper, the reports of the expert meetings on experiences in using performance indicators for the monitoring and evaluation of capacity-building at the national level, and the submissions referred to in paragraph 88 above, requested the secretariat to prepare a synthesis report to advance the monitoring and evaluation of capacity-building at various levels, consistent with decision 2/CP.7 and including the possible use of performance indicators, for consideration at its thirtieth session.

IX. Capacity-building under the Kyoto Protocol

(Agenda item 9)

1. Proceedings

91. The SBI considered this item at its 3rd and 4th meetings, on 2 and 10 December, respectively. It had before it documents FCCC/SBI/2008/11, FCCC/SBI/2008/15, FCCC/SBI/2008/MISC.5 and FCCC/SBI/2008/MISC.6. Statements were made by representatives of six Parties, including one speaking on behalf of the Group of 77 and China.

92. At its 3rd meeting, the SBI agreed to consider this item in informal consultations convened by Mr. D'Auvergne and Mr. Hojesky. At the 4th meeting, Mr. Hojesky reported on these consultations.

93. At its 4th meeting, the SBI considered and adopted conclusions⁴⁸ proposed by the Chair.

⁴⁵ FCCC/SBI/2008/8, paragraph 72.

⁴⁶ FCCC/SBI/2008/8, paragraph 75.

⁴⁷ For the text as adopted, see document FCCC/CP/2008/7/Add.1, decision 6/CP.14.

⁴⁸ Adopted as document FCCC/SBI/2008/L.26.

2. Conclusions

94. The SBI welcomed the information⁴⁹ from Parties, submitted in accordance with the conclusions of the Conference of the Parties serving as the meeting to the Parties to the Kyoto Protocol (CMP) at its third session, contained in document FCCC/KP/CMP/2007/9, paragraph 93, on their experiences with the monitoring and evaluation of capacity-building at the national level.

95. The SBI also welcomed the information⁵⁰ from Parties and relevant organizations on the implementation of the capacity-building framework, submitted in accordance with decision 6/CMP.2, and reiterated its invitation to Parties to make annual submissions to enable more comprehensive monitoring of the implementation of the capacity-building framework and the sharing of experiences with capacity-building activities.

96. The SBI also welcomed the report of the expert meeting on experiences in using performance indicators for the monitoring and evaluation of capacity-building at the national level contained in document FCCC/SBI/2008/15. The SBI thanked the Government of Brazil for hosting the expert meeting and the Governments of Austria, Norway and Romania for providing financial support.

97. The SBI took note of the synthesis report on the implementation of the capacity-building framework,⁵¹ and acknowledged the barriers to the equitable regional distribution of clean development mechanism projects.

98. The SBI recalled that the second comprehensive review of the capacity-building framework should take into account, inter alia, recommendations to be made by the SBI at its thirtieth session on further steps to regularly monitor and evaluate capacity-building activities undertaken pursuant to decisions 2/CP.7, 29/CMP.1 and 6/CMP.2, with the view to recommending a draft decision for adoption by the CMP at its fifth session.

99. The SBI reiterated its invitation to Parties to submit to the secretariat, by 13 February 2009, any additional or updated information and views that may be relevant to the completion of the second comprehensive review.⁵²

100. The SBI noted that substantial expertise exists globally in monitoring and evaluating capacity-building within, inter alia, governmental organizations, NGOs and IGOs, and that Parties can benefit from this expertise. The SBI also noted that information gaps remain in the monitoring and evaluation of capacity-building at the national and global levels.

101. The SBI invited Parties, IGOs and NGOs to submit to the secretariat, by 16 February 2009, information on their experience and lessons learned on, in particular, the use of performance indicators for monitoring and evaluating capacity-building at the national and global levels.

102. The SBI recalled the draft decision that it recommended at its twenty-eighth session⁵³ on capacity-building for developing countries under the Kyoto Protocol for adoption by the CMP at its fourth session.⁵⁴

103. The SBI, after considering the submissions from Parties, the reports of the expert meetings on experiences in using performance indicators for the monitoring and evaluation of capacity-building at the

⁴⁹ FCCC/SBI/2008/MISC.6.

⁵⁰ FCCC/SBI/2008/MISC.5.

⁵¹ FCCC/SBI/2008/11.

⁵² FCCC/SBI/2008/8, paragraph 83.

⁵³ FCCC/SBI/2008/8, paragraph 86.

⁵⁴ For the text as adopted, see document FCCC/KP/CMP/2008/11/Add.1, decision 6/CMP.4.

national level, and the submissions referred to in paragraph 101 above, requested the secretariat to prepare a synthesis report to advance the monitoring and evaluation of capacity-building at various levels, consistent with decision 2/CP.7 and including the possible use of performance indicators, for consideration at its thirtieth session.

**X. Reporting and review of information submitted by Parties
included in Annex I to the Convention that are also
Parties to the Kyoto Protocol**
(Agenda item 10)

1. Proceedings

104. The SBI considered this item at its 3rd and 4th meetings, on 2 and 10 December, respectively. It had before it documents FCCC/SBI/2008/INF.8 and Corr.1 and FCCC/SBI/2008/MISC.7. A statement was made by the representative of one Party.

105. At its 3rd meeting, the SBI agreed to consider this item in informal consultations convened by Ms. Dominique Blain (Canada). At the 4th meeting, Ms. Blain reported on these consultations.

106. At its 4th meeting, the SBI considered and adopted conclusions⁵⁵ proposed by the Chair.

2. Conclusions

107. The SBI welcomed the report containing information on the status of submission and review of the initial reports submitted in accordance with decision 13/CMP.1 by Parties included in Annex I to the Convention (Annex I Parties) that are also Parties to the Kyoto Protocol.⁵⁶ The SBI also noted with appreciation the contribution of the expert review teams and the secretariat to the review process.

108. The SBI took note of the views submitted by Parties on their experiences with and lessons learned from the review process, including recommendations for improvements,⁵⁷ in accordance with its conclusions at its twenty-eighth session.⁵⁸

109. The SBI noted the conclusions⁵⁹ on the annual report on the technical review of greenhouse gas inventories from Annex I Parties adopted under agenda item 7 (a) of the SBSTA at its twenty-ninth session. The SBI further noted that the plenary of the Compliance Committee⁶⁰ has expressed concern regarding issues of consistency in the review process, resource limitations and the lack of available experts and that addressing these issues is critical to the implementation of the Kyoto Protocol.

110. The SBI requested the secretariat to organize a meeting of the lead reviewers in the first half of 2009.

111. The SBI noted that issues relating to the review of higher tier methodologies and consistency between reviews under the Convention that have been raised in the conclusions of the SBSTA referred to in paragraph 109 above may also apply to reviews under the Kyoto Protocol. The SBI therefore requested the lead reviewers to include consideration of these issues in the context of the Kyoto Protocol in their discussion at their next meeting, as appropriate.

⁵⁵ Adopted as document FCCC/SBI/2008/L.19.

⁵⁶ FCCC/SBI/2008/INF.8 and Corr.1.

⁵⁷ FCCC/SBI/2008/MISC.7.

⁵⁸ FCCC/SBI/2008/8, paragraphs 89–94.

⁵⁹ FCCC/SBSTA/2008/13, paragraphs 57–65.

⁶⁰ FCCC/KP/CMP/2008/5, paragraph 22.

112. The SBI acknowledged the importance of the training programme for inventory review experts under the Kyoto Protocol, which builds on the training programme for new greenhouse gas inventory reviewers under the Convention. The SBI noted that the secretariat is in the process of updating and completing the training programme under the Kyoto Protocol. Although further funding has been provided by Parties during the second half of this year, the SBI encouraged Annex I Parties in a position to do so to provide the necessary funding for the 2009 training programmes.

113. The SBI acknowledged that managing the review process, including the training of inventory review experts, planning and conducting the reviews and organizing the lead reviewer meetings, is placing considerable demand on the secretariat and requires considerable resources. The SBI also acknowledged the urgent need to prioritize these fundamental activities, notably the completion of training courses on the review of activities under Article 3, paragraphs 3 and 4, of the Kyoto Protocol, and on the modalities for the accounting of assigned amounts under Article 7, paragraph 4, in particular the national registry and the standard electronic format as indicated in the conclusions of the SBI and SBSTA at their twenty-seventh sessions.^{61, 62} The SBI further noted the importance of the timely completion by the secretariat of the new module of the CRF Reporter software for the tables for reporting activities under Article 3, paragraphs 3 and 4, of the Kyoto Protocol, subject to the availability of resources.

114. The SBI requested the secretariat to prepare a note describing how the activities referred to in paragraph 113 above are planned and prioritized for 2010–2011 and identifying commensurate resource requirements, for its consideration at its thirtieth session. The SBI further requested that Parties consider, at the thirtieth session of the SBI, what means should be used to strengthen the secretariat's capacity to further develop and deliver the training programme referred to in paragraph 112 above, taking into account the outcomes of the meeting of the lead reviewers.

XI. Matters relating to Article 3, paragraph 14, of the Kyoto Protocol

(Agenda item 11)

1. Proceedings

115. The SBI considered this item at its 3rd and 4th meetings, on 2 and 10 December, respectively. It had before it document FCCC/SBI/2006/27. Statements were made by representatives of five Parties, including one speaking on behalf of the European Community and its member States.⁶³

116. At the 3rd meeting, the SBI agreed to consider this item along with the SBSTA 29 agenda item 10, "Matters relating to Article 2, paragraph 3, of the Kyoto Protocol", in a joint contact group co-chaired by Ms. Kristin Tilley (Australia) and Mr. Kamel Djemouai (Algeria). At the 4th meeting, Mr. Djemouai reported on the joint contact group's consultations.

117. At its 4th meeting, the SBI considered and adopted conclusions⁶⁴ proposed by the Chair.

2. Conclusions

118. The SBI and the SBSTA acknowledged the importance of addressing matters related to Article 3, paragraph 14, and Article 2, paragraph 3, of the Kyoto Protocol, and established a joint contact group to address these matters.

⁶¹ FCCC/SBI/2007/34, paragraphs 98–105.

⁶² FCCC/SBSTA/2007/16, paragraphs 57–67.

⁶³ This position was supported by Albania, Bosnia and Herzegovina, Croatia and the former Yugoslav Republic of Macedonia.

⁶⁴ Adopted as document FCCC/SBI/2008/L.27.

119. The SBI and the SBSTA welcomed the initial exchange of views during this session on efforts being made under the SBI and the SBSTA on these matters and on opportunities for further action.

120. The SBI and the SBSTA agreed to continue these discussions in a joint contact group to be established by the SBI and the SBSTA at their thirtieth sessions.

XII. Report of the administrator of the international transaction log under the Kyoto Protocol

(Agenda item 12)

1. Proceedings

121. The SBI considered this item at its 3rd and 4th meetings, on 2 and 10 December, respectively. It had before it document FCCC/KP/CMP/2008/7. A statement was made by the representative of one Party.

122. At its 4th meeting, the SBI considered and adopted conclusions⁶⁵ proposed by the Chair.

2. Conclusions

123. The SBI welcomed the fourth annual report of the administrator of the international transaction log and agreed to recommend draft conclusions⁶⁶ on this subject for adoption by the CMP at its fourth session (for the text of the conclusions, see FCCC/SBI/2008/L.18).

XIII. Amendment of the Kyoto Protocol in respect of procedures and mechanisms relating to compliance

(Agenda item 13)

124. The SBI considered this sub-item at its 3rd and 4th meetings, on 2 and 10 December, respectively. It had before it document FCCC/KP/CMP/2005/2.

125. At the 3rd meeting, the Chair announced that he would consult interested Parties and report on the outcome of these consultations to the SBI at its closing plenary. At the 4th meeting, the Chair reported that there was agreement to continue to discuss this issue further at the thirtieth session of the SBI.

⁶⁵ Adopted as document FCCC/SBI/2008/L.18.

⁶⁶ For the text as adopted, see the conclusions under chapter X of document FCCC/KP/CMP/2008/11.

XIV. Administrative, financial and institutional matters

(Agenda item 14)

A. Audited financial statements for the biennium 2006–2007

(Agenda item 14 (a))

Budget performance for the biennium 2008–2009

(Agenda item 14 (b))

Continuing review of the functions and operations of the secretariat

(Agenda item 14 (c))

1. Proceedings

126. The SBI considered these sub-items at its 3rd and 4th meetings, on 2 and 10 December, respectively. Under sub-item 14 (a), it had before it document FCCC/SBI/2008/13 and Add.1 and 2. Under sub-item 14 (b), it had before it documents FCCC/SBI/2008/10, FCCC/SBI/2008/18 and FCCC/SBI/2008/INF.9, and statements were made by representatives of three Parties. Under sub-item 14 (c), statements were made by representatives of three Parties.

127. At its 3rd meeting, the SBI agreed to consider these sub-items together in informal consultations convened by Ms. Talieh Wögerbauer-Mamdouhi (Austria). At the 4th meeting, the Chair reported on these consultations on behalf of Ms. Wögerbauer-Mamdouhi.

128. At its 4th meeting, the SBI considered and adopted conclusions⁶⁷ proposed by the Chair.

2. Conclusions

129. The SBI took note of the reports of the United Nations Board of Auditors⁶⁸ and the United Nations Office of Internal Oversight Services,⁶⁹ the information relating to income and budget performance as at 30 June 2008⁷⁰ and the status of contributions as at 15 November 2008.⁷¹

130. The SBI noted with satisfaction the efforts of the secretariat in relation to equitable geographical distribution among staff at the Professional level and above, and encouraged the Executive Secretary to continue with his efforts to ensure gender balance in the appointment of staff.

131. The SBI decided to recommend draft decisions⁷² on this subject for adoption by the COP at its fourteenth session (for the text of the decision, see FCCC/SBI/2008/L.17/Add.1/Rev.1) and by the CMP at its fourth session (for the text of the decision, see FCCC/SBI/2008/L.17/Add.2/Rev.1).

⁶⁷ Adopted as document FCCC/SBI/2008/L.17.

⁶⁸ FCCC/SBI/2008/13 and Add.1 and 2.

⁶⁹ FCCC/SBI/2008/18.

⁷⁰ FCCC/SBI/2008/10.

⁷¹ FCCC/SBI/2008/INF.9.

⁷² For the texts as adopted, see document FCCC/CP/2008/7/Add.1, decision 8/CP.14, and document FCCC/KP/CMP/2008/11/Add.1, decision 8/CMP.4.

B. Privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol
(Agenda item 14 (d))

1. Proceedings

132. The SBI considered this sub-item at its 3rd and 4th meetings, on 2 and 10 December, respectively. It had before it documents FCCC/KP/CMP/2008/10 and FCCC/SBI/2008/INF.1. Statements were made by representatives of three Parties, including one speaking on behalf of the European Community and its member States.⁷³

133. At the 3rd meeting, the Chair informed the SBI that the President of the CMP intended to recommend to Parties that the issue of privileges and immunities in the context of the second review of the Kyoto Protocol pursuant to its Article 9 be considered in a single forum together with the SBI sub-item.

134. At its 3rd meeting, the SBI agreed to consider this sub-item in informal consultations convened by Mr. Sebastian Oberthür (Germany). At the 4th meeting, Mr. Oberthür reported on these consultations.

135. At its 4th meeting, the SBI considered and adopted conclusions⁷⁴ proposed by the Chair.

2. Conclusions

136. The SBI encouraged the constituted bodies established under the Kyoto Protocol to review their rules of procedure relating to breaches of conditions of service, taking rule 4 of the rules of procedure of the Compliance Committee as their point of reference.

137. The SBI decided to recommend a draft decision⁷⁵ on this subject for adoption by the CMP at its fourth session (for the text of the decision, see FCCC/SBI/2008/L.20/Add.1).

XV. Other matters: annual compilation and accounting report for Annex B Parties under the Kyoto Protocol
(Agenda item 15)

1. Proceedings

138. The SBI considered this item at its 3rd and 4th meetings, on 2 and 10 December, respectively. It had before it documents FCCC/KP/CMP/2008/9/Rev.1 and FCCC/KP/CMP/2008/9/Add.1 and Corr.1. Statements were made by representatives of two Parties, including one speaking on behalf of the European Community and its member States.⁷⁶

139. At its 4th meeting, the SBI considered and adopted conclusions⁷⁷ proposed by the Chair.

⁷³ This position was supported by Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Serbia, Montenegro and Turkey.

⁷⁴ Adopted as document FCCC/SBI/2008/L.20.

⁷⁵ For the text as adopted, see document FCCC/KP/CMP/2008/11/Add.1, decision 7/CMP.4.

⁷⁶ This position was supported by Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Serbia, Montenegro and Turkey.

⁷⁷ Adopted as document FCCC/SBI/2008/L.16.

2. Conclusions

140. The SBI decided to recommend draft conclusions⁷⁸ for adoption by the CMP at its fourth session (for the text of the conclusions, see FCCC/SBI/2008/L.16).

XVI. Report on the session

(Agenda item 16)

141. At its 4th meeting, on 10 December, the SBI considered and adopted the draft report on its twenty-ninth session.⁷⁹ At the same meeting, on a proposal by the Chair, the SBI authorized the Rapporteur and replacement Rapporteur to complete the report on the session, with the assistance of the secretariat and under the guidance of the Chair.

XVII. Closure of the session

142. At the 4th meeting, on 10 December, a representative of the Executive Secretary shared with the SBI a preliminary evaluation of the administrative and budgetary implications of conclusions adopted. This follows decision 16/CP.9, paragraph 20, which requests the Executive Secretary to provide an indication of the administrative and budgetary implications of decisions if these cannot be met from existing resources within the core budget.

143. The SBI, at its twenty-ninth session, requested the secretariat to carry out a number of activities that have administrative and budgetary implications. The majority of this work can be covered by the core budget or by resources that have already been included in the secretariat's initial estimated requirements under the Trust Fund for Supplementary Activities for this biennium. However, under agenda item 7, "Development and transfer of technologies", the secretariat has been asked to support the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention, which presents an unanticipated cost of approximately USD 120,000.

144. At the same meeting, the Chair thanked delegates, the chairs of contact groups and convenors of informal consultations for their contributions. He also thanked the secretariat for its support.

⁷⁸ For the text as adopted, see the conclusions under chapter XII of document FCCC/KP/CMP/2008/11.

⁷⁹ Adopted as document FCCC/SBI/2008/L.15.

Annex I**Terms of reference for the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention****I. Mandate**

1. The Conference of Parties (COP), by its decision 13/CP.1, paragraph 4 (a), decided to review, at its second session, and at each session of the COP thereafter, the implementation of Article 4, paragraphs 1(c) and 5, of the Convention as a separate agenda item under “Matters relating to commitments”.
2. The COP, by its decision 4/CP.13, paragraph 7, requested Parties to submit to the secretariat, by 15 February 2008, their views on elements for the terms of reference for the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, in accordance with decision 13/CP.3.
3. The Subsidiary Body for Implementation (SBI), at its twenty-eighth session, noted¹ the submissions from Parties on their views on elements for the terms of reference for the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, referred to in decision 4/CP.13, paragraph 7,² and the synthesis report of those views prepared by the secretariat.³ The SBI requested its Chair to prepare draft terms of reference for this review for consideration by the SBI at its twenty-ninth session, taking into account the submissions from Parties, the deliberation among Parties at SBI 28 and the relevant work of the Expert Group on Technology Transfer (EGTT).

II. Objectives

4. The objectives are:
 - (a) To review and assess the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention;
 - (b) To provide constructive inputs to the work related to development and transfer of technologies undertaken by the SBI, the Subsidiary Body for Scientific and Technological Advice, the EGTT and the Ad Hoc Working Group on Long-term Cooperative Action under the Convention (AWG-LCA).

III. Scope of the work

5. The review and assessment should address the following topics:
 - (a) Lessons learned from, and good practices in, the implementation of Article 4, paragraphs 1(c) and 5, and of decisions 4/CP.7, 3/CP.13 and 4/CP.13;
 - (b) The challenges faced and the remaining gaps identified in the implementation of Article 4, paragraphs 1(c) and 5, and of decisions 4/CP.7, 3/CP.13 and 4/CP.13.
6. The review and assessment should draw upon related ongoing processes under and outside the Convention and its Kyoto Protocol, as appropriate, and should enrich discussions within the AWG-LCA.

¹ FCCC/SBI/2008/8, paragraph 61.

² FCCC/SBI/2008/MISC.1 and Add.1.

³ FCCC/SBI/2008/7.

IV. Areas of focus

7. The review should cover the practical steps taken by Parties and other relevant participants in the process of development and transfer of technologies, and should comprise the following tasks:
 - (a) Review the extent to which actions have promoted and supported institutional systems and regulatory and legislative frameworks needed to scale up development and transfer of technologies;
 - (b) Review the range of practical actions taken and identify possible actions to promote innovative public and/or private partnerships and cooperation with the private sector, and consider steps that governments, the business sector and academia can take to facilitate effective participation by the private sector;
 - (c) Review the mechanisms and processes developed to enhance cooperation with relevant intergovernmental processes;
 - (d) Review efforts to promote collaborative research and development on and deployment of technologies for mitigation and adaptation;
 - (e) Review the adequacy and timeliness of the financial support provided, within the context of Article 4, paragraphs 1(c) and 5, for the purposes of development and transfer of technologies, the related activities and their results.

V. Approach and timing

8. The COP will conduct the review, with the assistance of the SBI and input from the EGTT, supported by the secretariat drawing on a balanced group of consultants, as necessary.
9. The COP will invite Parties and relevant organizations to make submissions to the secretariat, by 16 February 2009, based on the areas of focus set out in section IV above.
10. The secretariat will prepare a synthesis report based on the submissions referred to in paragraph 9 above for consideration by Parties at SBI 30.
11. The review should take into account relevant information, including: the submissions referred to in paragraph 9 above and the forthcoming reports of the EGTT; the compilation and synthesis reports prepared by the secretariat; reports and submissions by relevant organizations; and other relevant documents prepared by the secretariat.
12. Based on the information above and the work of consultants referred to in paragraph 8 above, the secretariat will prepare a draft interim report covering the progress of the review to date, including initial findings and possible recommendations and comments by the EGTT, prior to SBI 30.
13. Taking into account the information contained in paragraphs 8–12 above the secretariat will make available a revised draft interim report for consideration by Parties at SBI 30.
14. The review and assessment should be completed by the SBI at its thirty-first session with a view to making recommendations that also take into account the views of Parties in the AWG-LCA, for consideration by the COP at its fifteenth session.

Annex II**Documents before the Subsidiary Body for Implementation
at its twenty-ninth session****Documents prepared for the session**

FCCC/SBI/2008/9	Provisional agenda and annotations. Note by the Executive Secretary
FCCC/SBI/2008/10	Budget performance for the biennium 2008–2009 as at 30 June 2008. Note by the secretariat
FCCC/SBI/2008/11	Synthesis report on the implementation of the framework for capacity-building in developing countries. Note by the secretariat
FCCC/SBI/2008/12 and Corr.1	National greenhouse gas inventory data for the period 1990–2006. Note by the secretariat
FCCC/SBI/2008/13	Report of the United Nations Board of Auditors. Note by the Executive Secretary
FCCC/SBI/2008/13/Add.1	Report of the United Nations Board of Auditors. Note by the Executive Secretary. Addendum. Comments by the secretariat
FCCC/SBI/2008/13/Add.2	Report of the United Nations Board of Auditors. Note by the Executive Secretary. Addendum. Audited financial statements for the biennium 2006–2007
FCCC/SBI/2008/14	Report on the fourteenth meeting of the Least Developed Countries Expert Group. Note by the secretariat
FCCC/SBI/2008/15	Report on the expert meeting on experiences in using performance indicators for the monitoring and evaluation of capacity-building at the national level. Note by the secretariat
FCCC/SBI/2008/16	Report of the Global Environment Facility on the elaboration of a strategic programme to scale up the level of investment in the transfer of environmentally sound technologies. Note by the secretariat
FCCC/SBI/2008/17	Draft terms of reference for the review and assessment of the effectiveness of the implementation of Article 4, paragraphs 1(c) and 5, of the Convention. Note by the Chair
FCCC/SBI/2008/18	Budget performance for the biennium 2008–2009. Note by the Executive Secretary. Report by the United Nations Office of Internal Oversight Services on the internal audit programme of work
FCCC/SBI/2008/INF.7	Status of submission and review of fourth national communications and of reports demonstrating progress. Note by the secretariat
FCCC/SBI/2008/INF.8 and Corr.1	Status of submission and review of initial reports submitted in accordance with decision 13/CMP.1. Note by the secretariat
FCCC/SBI/2008/INF.9	Status of contributions as at 15 November 2008. Note by the secretariat

- FCCC/SBI/2008/INF.10 Financial support provided by the Global Environment Facility for the preparation of national communications from Parties not included in Annex I to the Convention. Note by the secretariat
- FCCC/SBI/2008/MISC.5 Activities to implement the framework for capacity-building in developing countries under decision 2/CP.7. Submissions from Parties and relevant organizations
- FCCC/SBI/2008/MISC.6 Experiences with monitoring and evaluation of capacity-building at the national level. Submissions from Parties
- FCCC/SBI/2008/MISC.7 Experiences with and lessons learned from the review of initial reports under the Kyoto Protocol, including recommendations for improvements. Submissions from Parties
- FCCC/SBI/2008/MISC.8 Implementation of national adaptation programmes of action including on accessing funds from the Least Developed Countries Fund. Submissions from Parties and relevant organizations
- FCCC/SBI/2008/MISC.9 and Add.1 Status of implementation of Article 4, paragraph 8, of the Convention, decision 5/CP.7 and decision 1/CP.10. Submissions from Parties and relevant organizations
- FCCC/SBI/2008/MISC.10 Progress on the implementation of decision 1/CP.10. Submission from Antigua and Barbuda on behalf of the Group of 77 and China
- FCCC/SB/2008/INF.5 Report of the Expert Group on Technology Transfer for 2008. Note by the Chair of the Expert Group on Technology Transfer
- FCCC/SB/2008/INF.6 Developing performance indicators to monitor and evaluate the effectiveness of the implementation of the technology transfer framework. Interim report by the Chair of the Expert Group on Technology Transfer
- FCCC/SB/2008/INF.7 Identifying, analysing and assessing existing and potential new financing resources and relevant vehicles to support the development, deployment, diffusion and transfer of environmentally sound technologies. Interim report by the Chair of the Expert Group on Technology Transfer
- FCCC/SB/2008/INF.8 Developing a strategy paper for the long-term perspective beyond 2012, including sectoral approaches, to facilitate the development, deployment, diffusion and transfer of technologies under the Convention. Interim report by the Chair of the Expert Group on Technology Transfer
- FCCC/SBI/2008/L.15 Draft report of the Subsidiary Body for Implementation on its twenty-ninth session
- FCCC/SBI/2008/L.16 Annual compilation and accounting report for Annex B Parties under the Kyoto Protocol. Draft conclusions proposed by the Chair. Recommendation of the Subsidiary Body for Implementation
- FCCC/SBI/2008/L.17 Administrative, financial and institutional matters. Draft conclusions proposed by the Chair

- FCCC/SBI/2008/L.17/Add.1/ Rev.1 Administrative, financial and institutional matters. Draft conclusions proposed by the Chair. Addendum. Recommendation of the Subsidiary Body for Implementation
- FCCC/SBI/2008/L.17/Add.2/ Rev.1 Administrative, financial and institutional matters. Draft conclusions proposed by the Chair. Addendum. Recommendation of the Subsidiary Body for Implementation
- FCCC/SBI/2008/L.18 Report of the administrator of the international transaction log under the Kyoto Protocol. Draft conclusions proposed by the Chair. Recommendation of the Subsidiary Body for Implementation
- FCCC/SBI/2008/L.19 Reporting and review of information submitted by Parties included in Annex I to the Convention that are also Parties to the Kyoto Protocol. Draft conclusions proposed by the Chair
- FCCC/SBI/2008/L.20 Privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol. Draft conclusions proposed by the Chair
- FCCC/SBI/2008/L.20/Add.1 Privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol. Draft conclusions proposed by the Chair. Addendum. Recommendation of the Subsidiary Body for Implementation
- FCCC/SBI/2008/L.21 Least Developed Countries Fund. Draft conclusions proposed by the Chair
- FCCC/SBI/2008/L.21/Add.1 Least Developed Countries Fund. Draft conclusions proposed by the Chair. Addendum. Recommendation of the Subsidiary Body for Implementation
- FCCC/SBI/2008/L.22 Matters relating to the least developed countries. Draft conclusions proposed by the Chair
- FCCC/SBI/2008/L.23 Work of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Draft conclusions proposed by the Chair
- FCCC/SBI/2008/L.24 Provision of financial and technical support. Draft conclusions proposed by the Chair
- FCCC/SBI/2008/L.25 Capacity-building under the Convention. Draft conclusions proposed by the Chair
- FCCC/SBI/2008/L.26 Capacity-building under the Kyoto Protocol. Draft conclusions proposed by the Chair
- FCCC/SBI/2008/L.27 Matters relating to Article 3, paragraph 14, of the Kyoto Protocol. Draft conclusions proposed by the Chair
- FCCC/SBI/2008/L.28 Development and transfer of technologies. Draft conclusions proposed by the Chair

- FCCC/SBI/2008/L.28/Add.1 Development and transfer of technologies. Draft conclusions proposed by the Chair. Addendum. Recommendation of the Subsidiary Body for Implementation
- FCCC/SBI/2008/L.29 Financial mechanism of the Convention. Draft conclusions proposed by the Chair. Recommendation of the Subsidiary Body for Implementation
- FCCC/SBI/2008/L.30 Report of the Global Environment Facility to the Conference of the Parties and guidance to the Global Environment Facility. Draft conclusions proposed by the Chair. Recommendation of the Subsidiary Body for Implementation

Other documents before the session

- FCCC/CP/2008/2/Rev.1 Report of the Global Environment Facility to the Conference of the Parties. Revised note by the secretariat
- FCCC/CP/2007/3 and Corr.1 Report of the Global Environment Facility to the Conference of the Parties. Note by the secretariat
- FCCC/KP/CMP/2008/7 Annual report of the administrator of the international transaction log under the Kyoto Protocol. Note by the secretariat
- FCCC/KP/CMP/2008/9 /Rev.1 Annual compilation and accounting report for Annex B Parties under the Kyoto Protocol. Revised note by the secretariat
- FCCC/KP/CMP/2008/9 /Add.1 and Corr.1 Annual compilation and accounting report for Annex B Parties under the Kyoto Protocol. Note by the secretariat. Addendum. Compilation and accounting information by Party
- FCCC/KP/CMP/2008/10 Privileges and immunities for individuals serving on constituted bodies under the Kyoto Protocol: implementation of decision 9/CMP.2. Note by the secretariat
- FCCC/KP/CMP/2005/2 Proposal from Saudi Arabia to amend the Kyoto Protocol. Note by the secretariat
- FCCC/SBI/2008/8 Report of the Subsidiary Body for Implementation on its twenty-eighth session, held in Bonn from 4 to 13 June 2008
- FCCC/SBI/2008/8/Add.1 Report of the Subsidiary Body for Implementation on its twenty-eighth session, held in Bonn from 4 to 13 June 2008. Addendum. Draft decisions forwarded for adoption by the Conference of the Parties and by the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol
- FCCC/SBI/2008/INF.1 Synthesis of views on how the issues specified in decision 4/CMP.3, paragraph 6, should be addressed in the second review of the Kyoto Protocol pursuant to its Article 9. Note by the secretariat
- FCCC/SBI/2007/10/Add.1 Report on the activities of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Note by the Chair of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention.

Addendum. Outcomes of the stocktaking exercise for the period 2003 to 2007

- FCCC/SBI/2007/32 Report of the Least Developed Countries Expert Group stocktaking meeting on the progress made by Parties in the preparation and implementation of national adaptation programmes of action. Note by the secretariat
- FCCC/SBI/2007/34 Report of the Subsidiary Body for Implementation on its twenty-seventh session, held in Bali from 3 to 11 December 2007
- FCCC/SBI/2007/MISC.7 and Add.1 and 2 Views on the mandate and terms of reference of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Submissions from Parties
- FCCC/SBI/2006/27 Report on the workshop on reporting methodologies in the context of Article 3, paragraph 14, of the Kyoto Protocol. Note by the secretariat
- FCCC/SB/2007/INF.2 Relationship of various provisions of the Mauritius Strategy to the work of the Convention and its Kyoto Protocol. Note by the secretariat
- FCCC/TP/2008/5 Approaches to monitoring and evaluation of capacity-building at different levels. Technical paper
