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**SUBSIDIARY BODY FOR IMPLEMENTATION**

Twenty-ninth session

Poznan, 1–10 December 2008

Agenda item 7

Development and transfer of technologies

## **Development and transfer of technologies**

### **Draft conclusions proposed by the Chair**

1. The Subsidiary Body for Implementation (SBI) welcomed the report of the Expert Group on Technology Transfer (EGTT) for 2008,<sup>1</sup> and the interim reports by the Chair of the EGTT on performance indicators,<sup>2</sup> financing options<sup>3</sup> and a long-term strategy.<sup>4</sup>
2. 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 1 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).
3. 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).
4. 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.

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<sup>1</sup> FCCC/SB/2008/INF.5.

<sup>2</sup> FCCC/SB/2008/INF.6.

<sup>3</sup> FCCC/SB/2008/INF.7.

<sup>4</sup> FCCC/SB/2008/INF.8.

5. The SBI welcomed the 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<sup>5</sup> in response to decision 4/CP.13.

6. 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,<sup>6</sup> prepared by its Chair in response to a request by the SBI at its twenty-eighth session,<sup>7</sup> taking into account the submissions from Parties,<sup>8</sup> the deliberations among Parties at SBI 28, the relevant work of the EGTT and the Chair's consultations with Parties.

7. 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 Ad Hoc Working Group on Long-term Cooperative Action under the Convention (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.

8. 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 the annex.

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

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<sup>5</sup> FCCC/SBI/2008/16.

<sup>6</sup> FCCC/SBI/2008/17.

<sup>7</sup> FCCC/SBI/2008/8, paragraph 62.

<sup>8</sup> FCCC/SBI/2008/MISC.1.

Annex

**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, noted<sup>1</sup> 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,<sup>2</sup> and the synthesis report of those views prepared by the secretariat.<sup>3</sup> 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 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.

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<sup>1</sup> FCCC/SBI/2008/8, paragraph 61.

<sup>2</sup> FCCC/SBI/2008/MISC.1 and Add.1.

<sup>3</sup> 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.

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