



Subsidiary Body for Implementation

Thirty-ninth session

Warsaw, 11–16 November 2013

Item 2(a) of the provisional agenda

Organizational matters

Adoption of the agenda

Provisional agenda and annotations

Note by the Executive Secretary

I. Provisional agenda

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 - (b) Report on national greenhouse gas inventory data from Parties included in Annex I to the Convention for the period 1990–2011;
 - (c) Annual compilation and accounting report for Annex B Parties under the Kyoto Protocol for 2013.
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- 8. Report of the Adaptation Committee.
- 9. Matters relating to the least developed countries.
- 10. National adaptation plans.²
- 11. Approaches to address loss and damage associated with climate change impacts in developing countries that are particularly vulnerable to the adverse effects of climate change to enhance adaptive capacity.³
- 12. Matters relating to finance:
 - (a) Adaptation Fund under the Kyoto Protocol;
 - (b) Other matters.
- 13. Development and transfer of technologies and implementation of the Technology Mechanism:

¹ At the thirty-seventh session of the Subsidiary Body for Implementation (SBI), there was no consensus to include this item on the agenda. It was therefore held in abeyance. On a proposal by the Chair, the SBI decided to include the item on the provisional agenda for SBI 38. As Parties were unable to consider how to address the item at SBI 38, it has been included on the provisional agenda for SBI 39.

² Decision 1/CP.16, paragraphs 15–18.

³ Decision 1/CP.16, paragraphs 26–29.

- (a) Joint annual report of the Technology Executive Committee and the Climate Technology Centre and Network;
 - (b) Report on modalities and procedures of the Climate Technology Centre and Network and its Advisory Board;
 - (c) Poznan strategic programme on technology transfer.
- 14. Capacity-building:
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- 15. Impact of the implementation of response measures:
 - (a) Forum and work programme;
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 - (c) Progress on the implementation of decision 1/CP.10.
- 16. The 2013–2015 review.
- 17. Parties included in Annex I to the Convention whose special circumstances are recognized by the Conference of the Parties.
- 18. Administrative, financial and institutional matters:
 - (a) Budget performance for the biennium 2012–2013;
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- 19. Other matters.
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II. Annotations to the provisional agenda

1. Opening of the session

1. The thirty-ninth session of the Subsidiary Body for Implementation (SBI) will be opened by the Chair on Monday, 11 November 2013, at 3 p.m.

2. Organizational matters

(a) Adoption of the agenda

2. The provisional agenda, prepared by the Executive Secretary in agreement with the Chair, will be presented for adoption. As SBI 38 was unable to adopt its agenda, items mandated to be considered at SBI 38 and that need to be considered prior to the nineteenth session of the Conference of the Parties (COP) and the ninth session of the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol (CMP) have been placed on the provisional agenda for SBI 39, alongside items that, in accordance with established practice, are considered during the second sessional period of the year.

(b) Organization of the work of the session

3. *Background:* SBI 39 will be held from 11 to 16 November 2013. Delegates are invited to refer to the overview schedule⁴ and the in-session Daily Programme and to regularly consult the closed-circuit television screens for an up-to-date schedule of the work of the SBI.

4. The session will be organized taking into account the recommendations of the SBI at its previous sessions.⁵ To enable delegations to participate fully in other meetings, the SBI will be invited to conduct its deliberations as efficiently as possible, including optimizing the time used for plenary and for informal negotiations. The SBI will also be invited to start and finish its work within the time scheduled. Items not concluded at this session will be forwarded for consideration at SBI 40 or SBI 41.

5. In keeping with decision 23/CP.18, the Chair will be guided by the goal of gender balance when nominating facilitators and chairs.

6. Delegations are invited to provide a copy of their official plenary statements to the conference officer and are reminded that interventions should be limited to three minutes. A timing system will be available to assist delegations in this regard.

7. All documents prepared prior to and during the session will be made accessible on the UNFCCC website as soon as they are available. Delegates are urged to avoid the unnecessary printing of documents.

8. When considering relevant agenda items, Parties are invited to take into account information contained in document FCCC/SB/2007/INF.2.⁶

9. The following workshops and events are mandated to take place in conjunction with the session:⁷

(a) A workshop on the nationally appropriate mitigation action (NAMA) work programme;⁸

(b) A meeting of the structured expert dialogue on the 2013–2015 review;⁹

(c) A meeting of the forum on the impact of the implementation of response measures, including an in-forum workshop on area (b)¹⁰ of the related work programme.¹¹

10. *Action:* The SBI will be invited to agree on the organization of the work of the session.

FCCC/SBI/2013/11	<i>Provisional agenda and annotations. Note by the Executive Secretary</i>
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⁴ <www.unfccc.int>.

⁵ FCCC/SBI/2010/10, paragraphs 164 and 165, and FCCC/SBI/2011/7, paragraph 167.

⁶ The document provides summarized information on the work of the Convention and its Kyoto Protocol and on provisions of the Mauritius Strategy for the Further Implementation of the Programme of Action for the Sustainable Development of Small Island Developing States, as requested by SBI 25. Such information may be useful to Parties for their consideration of agenda items concerned with the provisions of the Convention and its Kyoto Protocol deemed relevant to the Mauritius Strategy.

⁷ Given the large number of in-session events under both subsidiary bodies, and the limited time available for negotiations, the Chairs may make proposals with regard to the scheduling of the events.

⁸ See paragraph 33 below.

⁹ See paragraph 107 below.

¹⁰ Cooperation on response strategies.

¹¹ See paragraph 99 below.

(c) Election of officers other than the Chair

11. *Background:* The SBI shall elect its Vice-Chair and Rapporteur. The current officers will remain in office until their successors are elected. Parties are invited to give active consideration to the nomination of women for elective posts.¹²

12. *Action:* The SBI will be invited to elect its officers at the earliest opportunity following the completion of consultations.

(d) Election of replacement officers

13. *Background:* When the SBI exercises its functions with regard to matters concerning the Kyoto Protocol, any member of its Bureau representing a State that is a Party to the Convention but, at that time, not a Party to the Kyoto Protocol shall be replaced by an additional member to be elected by and from among the Parties to the Kyoto Protocol.

14. *Action:* If necessary, the SBI will be invited to elect additional officers to replace the Vice-Chair and/or Rapporteur representing a State that is a Party to the Convention but not to the Kyoto Protocol.

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

(a) Sixth national communications from Parties included in Annex I to the Convention

15. *Background:* COP 16 requested¹³ Parties included in Annex I to the Convention (Annex I Parties) to submit to the secretariat, by 1 January 2014, a sixth national communication (NC6). CMP 6 requested¹⁴ Annex I Parties that are also Parties to the Kyoto Protocol to include in their NC6s the necessary supplementary information required by the guidelines for the reporting of supplementary information under Article 7, paragraph 2, of the Kyoto Protocol.¹⁵ COP 17 requested¹⁶ developed country Parties to submit their first biennial reports to the secretariat by 1 January 2014, and requested the secretariat to prepare a compilation and synthesis report on the information contained therein for consideration at COP 20 and subsequent sessions.

16. *Action:* The SBI will be invited to prepare a draft decision on the compilation and synthesis of NC6s, for consideration and adoption at COP 19, and a draft decision on the compilation and synthesis of the supplementary information reported under Article 7, paragraph 2, of the Kyoto Protocol contained in the NC6s, for consideration and adoption at CMP 9. The SBI may wish to provide further guidance on the in-depth review of NC6s.

(b) Report on national greenhouse gas inventory data from Parties included in Annex I to the Convention for the period 1990–2011

17. *Background:* The secretariat prepares an annual report containing the latest information on greenhouse gas inventory data submitted by Annex I Parties for consideration by the COP and the subsidiary bodies.¹⁷ This year's report covers the period 1990–2011.

¹² Decisions 36/CP.7 and 23/CP.18.

¹³ Decision 9/CP.16.

¹⁴ Decision 10/CMP.6.

¹⁵ Decision 15/CMP.1, annex.

¹⁶ Decision 2/CP.17.

¹⁷ In accordance with decision 19/CP.8.

18. *Action:* The SBI will be invited to take note of the information contained in the report.

FCCC/SBI/2013/19	<i>National greenhouse gas inventory data for the period 1990–2011. Note by the secretariat</i>
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(c) Annual compilation and accounting report for Annex B Parties under the Kyoto Protocol for 2013

19. *Background:* The secretariat publishes annual compilation and accounting reports¹⁸ to be forwarded to the CMP, the Compliance Committee and each Party concerned.

20. *Action:* The SBI will be invited to consider the information contained in the 2013 report and to recommend conclusions for consideration and adoption at CMP 9.

FCCC/KP/CMP/2013/6 and Add.1	<i>Annual compilation and accounting report for Annex B Parties under the Kyoto Protocol for 2013. Note by the secretariat</i>
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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

21. *Background:* COP 18 extended for a one-year term the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention (CGE), including its current membership.¹⁹ The CGE developed a work programme for 2013.²⁰ COP 18 forwarded to SBI 38 the text of a draft decision on the work of the CGE for its consideration.²¹

22. *Action:* The SBI will be invited to complete its consideration of this matter on the basis of the draft decision text and the documents prepared for the session and to recommend a draft decision for consideration and adoption at COP 19.

FCCC/SBI/2013/7	<i>Progress report on the work of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Note by the secretariat</i>
FCCC/SBI/2013/17	<i>Progress report on the work of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention. Part II. Note by the secretariat</i>
FCCC/SBI/2013/18	<i>Progress report on the work of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention: report on the global training workshop on the preparation of biennial update reports. Note by the secretariat</i>

¹⁸ In accordance with decision 13/CMP.1.

¹⁹ Decision 18/CP.18.

²⁰ Contained in document FCCC/SBI/2013/7.

²¹ Decision 18/CP.18, annex.

(b) Information contained in national communications from Parties not included in Annex I to the Convention

23. *Background:* At SBI 24, some Parties proposed that, in accordance with Article 10, paragraph 2, of the Convention, the SBI consider the information communicated by Parties not included in Annex I to the Convention (non-Annex I Parties) in all of their national communications.

24. *Action:* The SBI will be invited to provide guidance on how to further develop the process for considering the information contained in non-Annex I Parties' national communications, taking into consideration the part of decision 2/CP.17 related to biennial update reports and international consultation and analysis.

(c) Provision of financial and technical support

25. *Background:* COP 2 requested the secretariat to make available, at each SBI session, details of the financial support made available to non-Annex I Parties by the Global Environment Facility (GEF) for the preparation of their national communications.²²

26. At SBI 37, the GEF was invited to continue to provide the following:²³

(a) Information on its activities relating to the preparation of national communications;

(b) Information on the approximate date of completion of the draft national communications and an approximate date of submission to the secretariat of the national communications;

(c) Detailed, accurate, timely and complete information on its activities relating to the preparation of biennial update reports.

27. *Action:* The SBI will be invited to consider the documents prepared for the session and to make recommendations to the GEF.

<i>FCCC/SBI/2013/INF.7</i>	<i>Information provided by the Global Environment Facility on its activities relating to the preparation of national communications. Note by the secretariat</i>
<i>FCCC/SBI/2013/INF.8</i>	<i>Information provided by the Global Environment Facility on its activities relating to the preparation of biennial update reports. Note by the secretariat</i>
<i>FCCC/SBI/2013/MISC.6</i>	<i>Information provided by Parties not included in Annex I to the Convention on the detailed costs incurred for the preparation of their most recent national communications and on the financial resources received through the Global Environment Facility. Submissions from Parties</i>

²² Decision 10/CP.2.

²³ FCCC/SBI/2012/33, paragraphs 34 and 35.

5. Nationally appropriate mitigation actions by developing country Parties

(a) Composition, modalities and procedures of the team of technical experts under international consultations and analysis

28. *Background:* COP 18 forwarded to SBI 38, for its consideration, the text of a draft decision on composition, modalities and procedures of the team of technical experts under international consultation and analysis.²⁴

29. *Action:* The SBI will be invited to complete its consideration of this matter on the basis of that text and to recommend a draft decision for consideration and adoption at COP 19.

(b) Work programme to further the understanding of the diversity of nationally appropriate mitigation actions

30. *Background:* COP 18 established a work programme under the SBI, for 2013–2014, to further the understanding of the diversity of NAMAs.²⁵ It requested the SBI to report on progress at COP 19.²⁶

31. COP 18 took note of the information on NAMAs contained in documents FCCC/AWGLCA/2011/INF.1 and FCCC/AWGLCA/2012/MISC.2 and Add.1. It reiterated its invitation to developing country Parties that wish to voluntarily inform the COP of their intention to implement NAMAs to submit relevant information to the secretariat.²⁷

32. COP 18 requested the secretariat to prepare an information note for the subsidiary bodies compiling the information contained in the documents referred to in paragraph 31 above and to update it with new information as communicated by Parties.²⁸

33. *Action:* The work programme will be implemented through a workshop held in conjunction with the session, two in-session technical briefings and Parties' deliberations under this agenda sub-item. The SBI will be invited to take note of the information note and to consider progress in the implementation of the work programme, as well as related activities for 2014.

FCCC/SBI/2013/INF.12/Rev.2	<i>Compilation of information on nationally appropriate mitigation actions to be implemented by developing country Parties. Note by the secretariat</i>
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6. Coordination of support for the implementation of activities in relation to mitigation actions in the forest sector by developing countries, including institutional arrangements

34. *Background:* COP 18 recognized the need to improve the coordination of support for the implementation of the activities referred to in decision 1/CP.16, paragraph 70,²⁹ and to provide adequate and predictable support, including financial resources and technical and

²⁴ Decision 17/CP.18, annex.

²⁵ Decision 1/CP.18, paragraph 19.

²⁶ Decision 1/CP.18, paragraph 21.

²⁷ Decision 1/CP.18, paragraph 16.

²⁸ Decision 1/CP.18, paragraph 17.

²⁹ Reducing emissions from deforestation; reducing emissions from forest degradation; conservation of forest carbon stocks; sustainable management of forests; and enhancement of forest carbon stocks.

technological support, to developing country Parties for the implementation of those activities.³⁰

35. COP 18 requested the Subsidiary Body for Scientific and Technological Advice (SBSTA) and the SBI to jointly initiate a process to address these matters and to consider existing institutional arrangements or potential governance alternatives, including a body, a board or a committee, and to make recommendations on these matters at COP 19.³¹

36. COP 18 invited Parties and admitted observer organizations to submit their views on these matters, including potential functions and modalities and procedures.³² It also requested the secretariat to organize an in-session workshop during SBSTA 38 and SBI 38, taking into account these submissions, and to prepare a workshop report for consideration at SBSTA 39 and SBI 39.³³ The workshop was held on 7 June 2013.³⁴

37. *Action:* The SBI and the SBSTA will be invited to initiate consideration of this agenda item and to make recommendations on the matters outlined in paragraph 34 above at COP 19.

<i>FCCC/SB/2013/INF.6</i>	<i>Report on the workshop on coordination of support for the implementation of activities in relation to mitigation actions in the forest sector by developing countries, including institutional arrangements. Note by the secretariat</i>
<i>FCCC/SB/2013/MISC.3 and Add.1</i>	<i>Views on the matters referred to in decision 1/CP.18, paragraphs 34 and 35. Submissions from Parties</i>

7. Matters relating to the mechanisms under the Kyoto Protocol

(a) Review of the modalities and procedures of the clean development mechanism

38. *Background:* CMP 1 adopted the modalities and procedures for a clean development mechanism (CDM).³⁵ CMP 8 invited³⁶ Parties and admitted observer organizations to submit their views on possible changes to those modalities and procedures and requested the Executive Board of the CDM to submit recommendations thereon, drawing upon experience gained by the Executive Board, the secretariat and stakeholders in the implementation of the CDM. It requested the secretariat to organize a workshop to facilitate the progress of the review of the modalities and procedures. The workshop was held on 8 and 9 June 2013.

39. The CMP also requested the SBI, taking into account the above-mentioned work, to prepare recommendations and a draft decision on possible changes to the CDM modalities and procedures, for consideration and adoption at CMP 9.³⁷

40. *Action:* The SBI will be invited to prepare a draft decision for consideration and adoption at CMP 9.

³⁰ Decision 1/CP.18, paragraph 34.

³¹ Decision 1/CP.18, paragraph 35.

³² Decision 1/CP.18, paragraph 36.

³³ Decision 1/CP.18, paragraph 38.

³⁴ See <<http://unfccc.int/7672.php>>.

³⁵ Decision 3/CMP.1.

³⁶ Decision 5/CMP.8.

³⁷ Decision 5/CMP.8.

<i>FCCC/SBI/2013/MISC.1 and Add.1</i>	<i>Views on possible changes to the modalities and procedures of the clean development mechanism. Submissions from Parties and admitted observer organizations</i>
<i>FCCC/SBI/2013/INF.1</i>	<i>Recommendations of the Executive Board of the clean development mechanism on possible changes to the modalities and procedures of the clean development mechanism</i>
<i>FCCC/SBI/2013/INF.6</i>	<i>Report on the workshop on the review of the modalities and procedures of the clean development mechanism. Note by the secretariat</i>

(b) Review of the joint implementation guidelines

41. *Background:* CMP 1 adopted the guidelines for the implementation of Article 6 of the Kyoto Protocol (joint implementation (JI)).³⁸ It decided that any future revision of the guidelines for the implementation of Article 6 shall be decided in accordance with the rules of procedure of the CMP. It also decided that the first review of the JI guidelines shall be carried out no later than one year after the end of the first commitment period of the Kyoto Protocol, based on recommendations by the Joint Implementation Supervisory Committee (JISC) and the SBI, drawing on technical advice from the SBSTA, as needed.

42. CMP 7³⁹ recalled its decision to initiate the first review of the JI guidelines⁴⁰ and invited all Parties, intergovernmental organizations and admitted observer organizations to submit their views on the revision of the guidelines.⁴¹

43. It requested the JISC to draft a revised set of key attributes and transitional measures dealing with the possible changes to the JI guidelines, with a view to developing revised JI guidelines for consideration and adoption at CMP 9.

44. CMP 8⁴² acknowledged the recommendations of the JISC⁴³ and invited Parties and admitted observer organizations to submit further views on how the JI guidelines and other decisions of the CMP pertaining to JI should be revised.

45. It requested the secretariat to compile a report on possible changes to the JI guidelines, drawing on the recommendations of the JISC referred to in paragraph 44 above and those contained in its annual report to CMP 8, the submissions referred to in paragraph 44 above and the experience gained by the JISC and stakeholders in the implementation of JI.

46. *Action:* The SBI will be invited to prepare a draft decision for consideration and adoption at CMP 9.

<i>FCCC/SBI/2013/MISC.3 and Add.1</i>	<i>Views on the revision of the joint implementation guidelines. Submissions from Parties</i>
<i>FCCC/SBI/2013/INF.3</i>	<i>Recommendation on the revision of the joint implementation guidelines. Note by the secretariat</i>

³⁸ Decision 9/CMP.1.

³⁹ Decision 11/CMP.7.

⁴⁰ Decision 4/CMP.6, paragraph 15.

⁴¹ Contained in documents FCCC/KP/CMP/2012/MISC.1 and FCCC/KP/CMP/2012/INF.1.

⁴² Decision 6/CMP.8.

⁴³ Contained in documents FCCC/KP/CMP/2012/4, paragraph 25(c), and FCCC/KP/CMP/2012/5.

(c) Modalities for expediting the continued issuance, transfer and acquisition of joint implementation emission reduction units

47. *Background:* Under the current guidance,⁴⁴ an Annex I Party with commitments inscribed in Annex B to the Kyoto Protocol may issue, transfer and acquire emission reduction units (ERUs) only after its assigned amount has been calculated and recorded, and its assigned amount units and removal units have been issued.

48. CMP 8 clarified that Annex I Parties with commitments for the second commitment period of the Kyoto Protocol whose eligibility has been established in the first commitment period are eligible to transfer and acquire ERUs valid for the second commitment period as of 1 January 2013.⁴⁵ It decided that each Annex I Party with commitments for the second commitment period shall submit its initial report for the second commitment period to facilitate the calculation of its assigned amount by 15 April 2015.⁴⁶

49. CMP 8 requested the SBI to consider modalities for expediting the continued issuance, transfer and acquisition of ERUs under Article 6 of the Kyoto Protocol for the second commitment period.⁴⁷

50. *Action:* The SBI will be invited to consider such modalities, including how ERUs for the second commitment period can be issued in the absence of an established assigned amount for the second commitment period, with a view to presenting any outcomes of such consideration to the CMP.

(d) Modalities for expediting the establishment of eligibility for Parties included in Annex I to the Convention with commitments for the second commitment period whose eligibility has not yet been established

51. *Background:* CMP 8 requested the SBI to consider modalities for expediting the establishment of eligibility of Parties for participation in the Kyoto Protocol flexible mechanisms whose eligibility has not been established in the first commitment period.^{48,49} Such modalities are needed to allow those Parties to transfer and acquire certified emission reductions, assigned amount units, ERUs and removal units valid for the second commitment period under Article 17 of the Kyoto Protocol.

52. *Action:* The SBI will be invited to consider and agree on such modalities, with a view to presenting any outcomes of such consideration to the CMP.

(e) Procedures, mechanisms and institutional arrangements for appeals against decisions of the Executive Board of the clean development mechanism

53. *Background:* CMP 6 requested the SBI to make recommendations for consideration and adoption at CMP 7 on procedures, mechanisms and institutional arrangements under the CMP to allow for appeals against decisions of the CDM Executive Board, taking into account the recommendations of the Executive Board contained in annex II to its annual report.⁵⁰

54. The SBI agreed to continue its consideration of this matter on the basis of the draft text contained in document FCCC/SBI/2012/33/Add.1.

⁴⁴ Decision 9/CMP.1, annex.

⁴⁵ Decision 1/CMP.8, paragraph 15(a).

⁴⁶ Decision 2/CMP.8, paragraph 2.

⁴⁷ Decision 1/CMP.8, paragraph 16.

⁴⁸ As footnote 43 above.

⁴⁹ Belarus, Cyprus, Kazakhstan and Malta.

⁵⁰ Decision 3/CMP.6.

55. *Action:* The SBI will be invited to conclude its consideration and prepare a draft decision for consideration and adoption at CMP 9.

(f) Report of the administrator of the international transaction log under the Kyoto Protocol

56. *Background:* SBI 37 took note of the annual report of the administrator of the international transaction log (ITL) under the Kyoto Protocol⁵¹ and agreed to continue its consideration of the recommendations contained in paragraph 58(b) and (c) of that report.⁵²

57. To facilitate such consideration, the ITL administrator established the Security Working Group to address the need for improved information security and to ensure a comprehensive approach to information security management.

58. CMP 1 requested the SBI to consider the annual reports of the ITL administrator, with a view to requesting the CMP to provide guidance in relation to the operation of registry systems.⁵³

59. *Action:* The SBI will be invited to continue its consideration of the matters referred to in paragraph 56 above, to consider the 2013 report of the ITL administrator and to take any further action.

FCCC/SBI/2013/INF.16	<i>Annual report of the administrator of the international log under the Kyoto Protocol. Note by the secretariat</i>
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8. Report of the Adaptation Committee

60. *Background:* COP 17 requested the Adaptation Committee to report annually to the COP, through the subsidiary bodies.⁵⁴ COP 18 approved the draft three-year workplan⁵⁵ of the Adaptation Committee and the COP expects to receive information, at COP 19, on progress made in the implementation of the workplan.⁵⁶

61. COP 18 requested the Adaptation Committee to further elaborate the work referred to in activities 7, 8, 11, 17 and 19 of the above-mentioned workplan.

62. *Action:* The SBI and the SBSTA will be invited to consider the report of the Adaptation Committee and to recommend draft conclusions or a decision for consideration and adoption at COP 19.

FCCC/SB/2013/2	<i>Report of the Adaptation Committee</i>
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9. Matters relating to the least developed countries

63. *Background:* COP 16 requested the Least Developed Countries Expert Group (LEG) to report on its work at each SBI session.⁵⁷ SBI 37 requested⁵⁸ the LEG to submit its views on the ways it could further support the least developed countries (LDCs) in preparing their

⁵¹ Contained in document FCCC/KP/CMP/2012/8.

⁵² FCCC/SBI/2012/33, paragraph 154.

⁵³ Decision 12/CMP.1.

⁵⁴ Decision 2/CP.17, paragraph 96.

⁵⁵ Contained in annex II to document FCCC/SB/2012/3.

⁵⁶ Decision 11/CP.18, paragraph 1.

⁵⁷ Decision 6/CP.16.

⁵⁸ FCCC/SBI/2012/33, paragraph 68.

national adaptation plans (NAPs), as listed in the report on the 22nd meeting of the LEG.⁵⁹ It also requested the LEG to organize an LDC NAP event, which took place on 9 June 2013.⁶⁰

64. *Action:* The SBI will be invited to consider the reports prepared for the session and to take any further action.

<i>FCCC/SBI/2013/8</i>	<i>Report on the 23rd meeting of the Least Developed Countries Expert Group. Note by the secretariat</i>
<i>FCCC/SBI/2013/15</i>	<i>Report on the 24th meeting of the Least Developed Countries Expert Group. Note by the secretariat</i>
<i>FCCC/SBI/2013/16</i>	<i>Synthesis report on the regional training workshops on adaptation for the least developed countries for 2012–2013. Note by the secretariat</i>

10. National adaptation plans⁶¹

65. *Background:* COP 16 established a process to enable LDCs to formulate and implement NAPs. It invited other developing country Parties to employ the modalities formulated to support the NAPs in the elaboration of their planning effort.⁶²

66. COP 17 adopted initial guidelines for the formulation of NAPs and elaborated on the modalities and guidelines to support and enable LDCs to formulate and implement NAPs. It requested the LEG to prepare technical guidelines for the NAP process and invited Parties and relevant organizations to submit information on their experiences with the application of the guidelines for the NAP process for the LDCs, and decided to take stock of the guidelines at COP 19.⁶³

67. COP 18 invited United Nations organizations, specialized agencies and other relevant organizations, as well as bilateral and multilateral agencies, to support the NAP process in the LDCs, to consider establishing or enhancing support programmes for the process, and to keep the SBI informed on how they have responded to the invitation. It reiterated its request to the LEG, the Adaptation Committee and other relevant bodies under the Convention to include information in their reports on how they have responded to decision 12/CP.18 and on their activities relevant to the NAP process, and to make recommendations accordingly.⁶⁴

68. *Action:* The SBI will be invited to consider the guidelines for the formulation of NAPs and the documents prepared for the session in preparing recommendations for consideration and adoption at COP 19.

<i>FCCC/SBI/2013/8</i>	<i>Report on the 23rd meeting of the Least Developed Countries Expert Group. Note by the secretariat</i>
<i>FCCC/SBI/2013/9</i>	<i>Synthesis report on experiences with the application of the guidelines for the national adaptation plan process in the least developed country Parties. Note by the secretariat</i>

⁵⁹ Contained in FCCC/SBI/2012/27.

⁶⁰ See <<http://unfccc.int/7453.php>>.

⁶¹ Decision 1/CP.16, paragraphs 15–18.

⁶² Decision 1/CP.16, paragraphs 15 and 16.

⁶³ Decision 5/CP.17.

⁶⁴ Decision 12/CP.18.

<i>FCCC/SBI/2013/15</i>	<i>Report on the 24th meeting of the Least Developed Countries Expert Group. Note by the secretariat</i>
<i>FCCC/SBI/2013/MISC.2 and Add.1</i>	<i>Experience with the application of the guidelines for the national adaptation plan process for the least developed country Parties. Submissions from Parties and relevant organizations</i>
<i>FCCC/CP/2013/3</i>	<i>Report of the Global Environment Facility to the Conference of the Parties. Note by the secretariat</i>

11. Approaches to address loss and damage associated with climate change impacts in developing countries that are particularly vulnerable to the adverse effects of climate change to enhance adaptive capacity⁶⁵

69. *Background:* COP 16 established a work programme to consider approaches to address loss and damage associated with climate change impacts in developing countries that are particularly vulnerable to the adverse effects of climate change.⁶⁶

70. COP 18 acknowledged the further work to advance the understanding of and expertise on loss and damage and decided to establish, at COP 19, institutional arrangements, such as an international mechanism, including functions and modalities, to address loss and damage associated with the impacts of climate change in developing countries that are particularly vulnerable to the adverse effects of climate change.⁶⁷

71. The following activities were carried out by the secretariat prior to SBI 39:

- (a) Organization of an expert meeting to consider future needs, including capacity needs associated with possible approaches to address slow onset events;⁶⁸
- (b) Preparation of a technical paper on non-economic losses;
- (c) Preparation of a technical paper on gaps in existing institutional arrangements within and outside of the Convention to address loss and damage, including those related to slow onset events.

72. COP 18 requested the SBI:

- (a) To elaborate activities under the work programme to further the understanding of and expertise on loss and damage associated with the adverse effects of climate change;
- (b) To consider the technical paper referred to in paragraph 71(c) above in developing the institutional arrangements referred to in paragraph 70 above.

73. *Action:* The SBI will be invited to work towards the establishment of institutional arrangements, with a view to preparing a draft decision for consideration and adoption at COP 19.

<i>FCCC/SBI/2013/INF.14</i>	<i>Report on the expert meeting to consider future needs, including capacity needs associated with possible approaches to address slow onset events. Note by the secretariat</i>
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⁶⁵ Decision 1/CP.16, paragraphs 26–29.

⁶⁶ Decision 1/CP.16, paragraph 26.

⁶⁷ Decision 3/CP.18.

⁶⁸ To be held from 12 to 14 September 2013 in Fiji.

<i>FCCC/TP/2013/2</i>	<i>Non-economic losses in the context of the work programme on loss and damage. Technical paper</i>
<i>FCCC/TP/2013/12</i>	<i>Gaps in existing institutional arrangements within and outside of the Convention to address loss and damage, including those related to slow onset events. Technical paper</i>

12. Matters relating to finance

(a) Adaptation Fund under the Kyoto Protocol

74. *Background:* CMP 8 completed the initial review of the Adaptation Fund and requested the SBI to initiate the second review of the Fund.⁶⁹ It also requested the secretariat to prepare a technical paper on the process of selecting host institutions for entities under the Convention and the wider United Nations system.⁷⁰

75. *Action:* The SBI will be invited to initiate the second review of the Adaptation Fund and to consider any additional guidance for the conduct of the review for consideration at CMP 9.

<i>FCCC/TP/2013/1</i>	<i>Steps and time frames to conduct an open and competitive bidding process for selecting host institutions for entities under the Convention. Technical paper</i>
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(b) Other matters

76. *Background:* COP 18 requested the Standing Committee on Finance to provide to the SBI periodic updates on the status of its work relating to the fifth review of the financial mechanism.⁷¹

77. *Action:* The SBI will be invited to take note of the update provided.

13. Development and transfer of technologies and implementation of the Technology Mechanism

(a) Joint annual report of the Technology Executive Committee and the Climate Technology Centre and Network

78. *Background:* COP 16 decided that the Technology Executive Committee (TEC) and the Climate Technology Centre and Network (CTCN) shall report to the COP, through the subsidiary bodies, on their respective activities and the performance of their respective functions.⁷²

79. COP 18 requested the Climate Technology Centre to consult with the TEC on establishing procedures for preparing a joint annual report to be made available to the COP through the subsidiary bodies at their thirty-ninth sessions.⁷³

⁶⁹ Decision 4/CMP.8.

⁷⁰ Decision 3/CMP.8.

⁷¹ Decision 8/CP.18.

⁷² Decision 1/CP.16, paragraph 126.

⁷³ Decision 14/CP.18, paragraph 11.

80. COP 18 encouraged the TEC to continue its consultations with relevant stakeholders on its proposed modalities on linkages with other relevant institutional arrangements under and outside of the Convention and to report on the outcomes of these consultations in its report on activities and performance for 2013.⁷⁴

81. The COP agreed to initiate, at COP 19, the elaboration and consideration of the relationship between the TEC and the CTCN, in order to ensure coherence and synergy within the Technology Mechanism, taking into account the recommendations of the TEC on its linkage modalities, and the modalities and procedures of the CTCN.⁷⁵

82. *Action:* The SBI and the SBSTA will be invited to consider the document prepared for the session and to recommend a draft decision for consideration and adoption at COP 19.

FCCC/SB/2013/1

Joint annual report of the Technology Executive Committee and the Climate Technology Centre and Network for 2013

(b) Report on modalities and procedures of the Climate Technology Centre and Network and its Advisory Board

83. *Background:* COP 17 requested the CTCN to elaborate its modalities and procedures based on its terms of reference⁷⁶ and to report to the COP, through the subsidiary bodies, with a view to making a decision at COP 19.⁷⁷

84. SBSTA 38 requested the Advisory Board of the CTCN, in elaborating these modalities and procedures, to take into account decisions 1/CP.16, paragraphs 120 and 123, 2/CP.17, paragraph 135, and 2/CP.17, annex VII, and the coherence and synergy within the Technology Mechanism.⁷⁸

85. *Action:* The SBI and the SBSTA will be invited to consider the document prepared for the session and to recommend a draft decision for consideration and adoption at COP 19.

FCCC/SB/2013/INF.7

Report on modalities and procedures of the Climate Technology Centre and Network and its Advisory Board

(c) Poznan strategic programme on technology transfer

86. *Background:* SBI 34 invited the GEF to provide reports on the progress made in carrying out its activities under the Poznan strategic programme on technology transfer, for consideration at subsequent SBI sessions, for the duration of the programme.⁷⁹

87. SBI 37 invited the GEF to consult with the Advisory Board of the CTCN on the support the GEF will provide for the work of the CTCN and to report on those consultations at COP 19.⁸⁰

88. *Action:* The SBI will be invited to consider the information in the report of the GEF on the progress of the Poznan strategic programme and the consultations with the CTCN

⁷⁴ Decision 13/CP.18, paragraphs 6 and 7.

⁷⁵ Decision 1/CP.18, paragraph 59.

⁷⁶ Contained in document FCCC/CP/2011/9/Add.1, annex VII, and decision 1/CP.16, paragraph 123.

⁷⁷ Decision 2/CP.17, paragraph 135.

⁷⁸ FCCC/SBSTA/2013/3, paragraph 59.

⁷⁹ FCCC/SBI/2011/7, paragraph 137.

⁸⁰ FCCC/SBI/2012/33, paragraph 124.

and any other matters relating to development and transfer of technologies, with a view to determining further action.

<i>FCCC/CP/2013/3 and Add.1</i>	<i>Report of the Global Environment Facility to the Conference of the Parties. Note by the secretariat</i>
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14. Capacity-building

(a) Capacity-building under the Convention

89. *Background:* The 1st meeting of the Durban Forum for in-depth discussion on capacity-building took place in May 2012.⁸¹ SBI 37 initiated its consideration of the summary report on that meeting and agreed to continue its consideration at SBI 38, on the basis of the draft text contained in document FCCC/SBI/2012/33/Add.1.⁸²

90. COP 18 requested the secretariat to continue to provide annual reports on activities to implement the framework for capacity-building in developing countries,⁸³ and to make them available to the SBI at its sessions coinciding with the meetings of the Durban Forum.⁸⁴ The 2nd meeting of the Durban Forum was held in June 2013.⁸⁵

91. COP 18 invited Parties, intergovernmental and non-governmental organizations and the private sector to submit information on activities undertaken in support of the implementation of the framework for capacity-building in developing countries.⁸⁶

92. *Action:* The SBI will be invited to continue consideration of this matter and to recommend a draft decision, including potential ways to further enhance the implementation of capacity-building at the national level, for consideration and adoption at COP 19.

<i>FCCC/SBI/2013/12</i>	<i>Summary report on the 2nd meeting of the Durban Forum. Note by the secretariat</i>
<i>FCCC/SBI/2013/2 and Add.1</i>	<i>Synthesis report on the implementation of the framework for capacity-building in developing countries. Note by the secretariat</i>
<i>FCCC/SBI/2013/3</i>	<i>Synthesis report on capacity-building work undertaken by bodies established under the Convention and its Kyoto Protocol. Note by the secretariat</i>
<i>FCCC/SBI/2013/MISC.4</i>	<i>Views on specific issues to be considered at the 2nd meeting of the Durban Forum and on the potential enhancement of its organization and information on activities undertaken to implement the framework for capacity-building in developing countries. Submissions from Parties</i>
<i>FCCC/SBI/2012/20</i>	<i>Summary report on the first meeting of the Durban Forum on Capacity-building. Note by the secretariat</i>

⁸¹ Decision 2/CP.17, paragraph 144.

⁸² FCCC/SBI/2012/33, paragraph 130.

⁸³ Decisions 2/CP.7, paragraph 9(c), and 4/CP.12, paragraph 1(c).

⁸⁴ Decision 1/CP.18, paragraph 78.

⁸⁵ See <<http://unfccc.int/7503.php>>.

⁸⁶ Decision 1/CP.18, paragraphs 75(a) and 76.

(b) Capacity-building under the Kyoto Protocol

93. *Background:* CMP 2⁸⁷ invited Parties, relevant multilateral and bilateral agencies and the private sector to submit annually information on activities undertaken to implement decision 29/CMP.1. It requested the secretariat to produce a synthesis report based on the information referred to in paragraph 90 above and information on activities of the CDM Executive Board⁸⁸ relating to the regional distribution of CDM project activities and related capacity-building.

94. The 2nd meeting of the Durban Forum also considered issues relating to capacity-building for the implementation of the Kyoto Protocol.^{89,90}

95. *Action:* The SBI will be invited to consider the documents listed above under agenda sub-item 14(a) and to agree on any further action.

15. Impact of the implementation of response measures

(a) Forum and work programme

96. *Background:* COP 17 adopted a work programme⁹¹ on the impact of the implementation of response measures under the subsidiary bodies. It established a forum to implement the work programme and to provide a platform allowing Parties to share information, experiences, case studies, best practices and views.⁹²

97. SBI 37 and SBSTA 37 agreed to consider all presentations, statements made by Parties, organizations and experts, and reports on meetings of the forum at SBI 39 and SBSTA 39 during the review of the work of the forum, with a view to providing recommendations to COP 19.⁹³

98. At SBI 38 and SBSTA 38 workshops on areas (c),⁹⁴ (d)⁹⁵ and (g)⁹⁶ and an expert meeting on area (e)⁹⁷ of the work programme took place. Further information on the forum is available on the UNFCCC website.⁹⁸

99. At SBI 39 and SBSTA 39 a workshop will be held on area (b)⁹⁹ of the work programme, based on views from Parties and relevant organizations.

100. *Action:* The SBI and the SBSTA will be invited to consider all presentations, statements, reports on the workshops and the expert meetings, and the summary of discussions that took place during 2012 and 2013, with a view to providing recommendations to COP 19 on the review of the work of the forum, including the need for its continuation.

⁸⁷ Decision 6/CMP.2.

⁸⁸ See document FCCC/KP/CMP/2013/5.

⁸⁹ Decision 10/CMP.8.

⁹⁰ See <<http://unfccc.int/7503.php>>.

⁹¹ As contained in document FCCC/SBI/2012/15, annex I.

⁹² Decision 8/CP.17, paragraph 3.

⁹³ FCCC/SBI/2012/33, paragraph 106.

⁹⁴ Assessment and analysis of impacts.

⁹⁵ Exchanging experience and discussion of opportunities for economic diversification and transformation.

⁹⁶ Just transition of the workforce and the creation of decent work and quality jobs.

⁹⁷ Economic modelling and socioeconomic trends.

⁹⁸ See <<http://unfccc.int/7418.php>>.

⁹⁹ Cooperation on response strategies.

<i>FCCC/SB/2013/INF.8</i>	<i>Report on the in-forum workshop on area (c). Note by the Chairs of the subsidiary bodies</i>
<i>FCCC/SB/2013/INF.9</i>	<i>Report on the in-forum workshop on area (d). Note by the Chairs of the subsidiary bodies</i>
<i>FCCC/SB/2013/INF.10</i>	<i>Report on the in-forum workshop on area (g). Note by the Chairs of the subsidiary bodies</i>
<i>FCCC/SB/2013/INF.11</i>	<i>Report on the in-forum expert meeting on area (e). Note by the Chairs of the subsidiary bodies</i>
<i>FCCC/SB/2013/INF.2</i>	<i>Report on the in-forum workshop on area (a). Note by the Chairs of the subsidiary bodies</i>
<i>FCCC/SB/2013/INF.3</i>	<i>Report on the in-forum workshop on area (h). Note by the Chairs of the subsidiary bodies</i>
<i>FCCC/SB/2013/INF.4</i>	<i>Summary of the discussion by Parties on area (f). Note by the Chairs of the subsidiary bodies</i>
<i>FCCC/SB/2013/MISC.2</i>	<i>Views on the work programme on the impact of the implementation of response measures. Submissions from Parties and relevant organizations</i>
<i>FCCC/SB/2013/MISC.4</i>	<i>Views on the work programme on the impact of the implementation of response measures. Submissions from Parties and relevant organizations</i>

(b) Matters relating to Article 3, paragraph 14, of the Kyoto Protocol

101. *Background:* SBI 36 and SBI 37 agreed to consider this matter with the SBI and SBSTA agenda items “Forum and work programme on the impact of the implementation of response measures” in a joint SBI/SBSTA forum.¹⁰⁰ The SBI agreed to continue consultations on how to take up this matter.

102. *Action:* The SBI will be invited to agree on how to take up this matter.

(c) Progress on the implementation of decision 1/CP.10

103. *Background:* SBI 36 and SBI 37 agreed to consider this matter jointly with the SBI and SBSTA agenda items “Forum and work programme on the impact of the implementation of response measures” in a joint SBI/SBSTA forum.¹⁰¹ The SBI agreed to continue consultations on how to take up this matter.

104. *Action:* The SBI will be invited to agree on how to take up this matter.

16. The 2013–2015 review

105. *Background:* COP 17 decided to conduct the review with the assistance of the SBI and the SBSTA and requested them to report on their considerations and findings to the COP, which should address those considerations and provide any further guidance.¹⁰²

¹⁰⁰ FCCC/SBI/2012/33, paragraph 99.

¹⁰¹ FCCC/SBI/2012/33, paragraph 54.

¹⁰² Decision 2/CP.17, paragraph 166.

106. COP 18 invited the SBI and the SBSTA to establish a joint contact group to assist the COP in conducting the review. It established a structured expert dialogue to support the work of the joint contact group, to ensure the scientific integrity of the review and to consider the relevant inputs through scientific workshops and expert meetings.¹⁰³ It decided that the co-facilitators of the structured expert dialogue will report on work done under the dialogue to COP 19 and COP 20, through the subsidiary bodies.

107. During the thirty-eighth sessions of the subsidiary bodies, an in-session workshop under the structured expert dialogue took place on 5 June.¹⁰⁴ The 2nd meeting of the structured expert dialogue will take place in conjunction with SBI 39 and SBSTA 39, taking into account the views expressed by Parties at the June workshop. The co-facilitators of the structured expert dialogue will report on work done in 2013 to COP 19 through SBI 39 and SBSTA 39.

108. *Action:* The SBI and the SBSTA will be invited to consider this matter, take any further steps and report on their considerations and findings to the COP.

FCCC/SB/2013/INF.12	<i>Report of the structured expert dialogue of the 2013–2015 review for 2013. Note by the co-facilitators of the structured expert dialogue</i>
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17. Parties included in Annex I to the Convention whose special circumstances are recognized by the Conference of the Parties

109. *Background:* COP 18 requested the secretariat to prepare a technical paper identifying opportunities for Annex I Parties whose special circumstances are recognized by the COP to benefit, at least until 2020, from support from relevant bodies and institutions to enhance mitigation, adaptation, technology, capacity-building and access to finance.¹⁰⁵

110. *Action:* The SBI will be invited to develop recommendations on the basis of the technical paper and to prepare a draft decision for consideration and adoption at COP 19.

FCCC/TP/2013/3	<i>Opportunities for Parties included in Annex I to the Convention whose special circumstances are recognized by the Conference of the Parties to benefit from support from relevant bodies and institutions to enhance mitigation, adaptation, technology, capacity-building and access to finance. Technical paper</i>
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18. Administrative, financial and institutional matters

(a) Budget performance for the biennium 2012–2013

111. *Background:* The interim financial statements as at 31 December 2012, a performance report on income and expenditure for the first 18 months of the biennium and a report on the status of indicative contributions by Parties as at 30 October 2013 to the Trust Fund for the Core Budget of the UNFCCC and the Trust Fund for the International Transaction Log, and of voluntary contributions made to all of the trust funds of the UNFCCC, have been prepared for the session.

¹⁰³ Decision 1/CP.18, paragraphs 80, 85 and 86(a).

¹⁰⁴ See <<http://unfccc.int/7521.php>>.

¹⁰⁵ Decision 1/CP.18, paragraph 95.

112. *Action:* The SBI will be invited to take note of the information presented in the documents and any additional relevant oral information provided by the Executive Secretary, with a view to preparing a draft decision on administrative and financial matters for consideration and adoption at COP 19 and CMP 9.

<i>FCCC/SBI/2013/14</i>	<i>Budget performance for the biennium 2012–2013 as at 30 June 2013. Note by the Executive Secretary</i>
<i>FCCC/SBI/2013/INF.4</i>	<i>Interim financial statements for the biennium 2012–2013 as at 31 December 2012. Note by the Executive Secretary</i>
<i>FCCC/SBI/2013/INF.15</i>	<i>Status of contributions as at 31 October 2013. Note by the secretariat</i>

(b) Programme budget for the biennium 2014–2015

113. *Background:* COP 18 and CMP 8 requested the Executive Secretary to propose a programme budget for the biennium 2014–2015.¹⁰⁶

114. *Action:* The SBI will be invited to consider the programme budget proposed by the Executive Secretary for the biennium 2014–2015 and to recommend a draft decision for consideration and adoption at COP 19 and endorsement at CMP 9. In discussing this matter, Parties may wish to consider the priorities for the budget, as well as related issues, including the organization of the UNFCCC process in the future. The SBI is also expected to authorize the Executive Secretary to inform Parties of their indicative contributions for 2014 on the basis of the recommended budget.

<i>FCCC/SBI/2013/6 and Corr.1</i>	<i>Proposed programme budget for the biennium 2014–2015. Note by the Executive Secretary</i>
<i>FCCC/SBI/2013/6/Add.1</i>	<i>Proposed programme budget for the biennium 2014–2015. Note by the Executive Secretary. Addendum. Work programme for the secretariat for the biennium 2014–2015</i>
<i>FCCC/SBI/2013/6/Add.2</i>	<i>Proposed programme budget for the biennium 2014–2015. Note by the Executive Secretary. Addendum. Activities to be funded from supplementary sources</i>
<i>FCCC/SBI/2013/6/Add.3</i>	<i>Proposed programme budget for the biennium 2014–2015. Note by the Executive Secretary. Addendum. Trust Fund for the International Transaction Log</i>

(c) Privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol

115. *Background:* CMP 8 took note of the draft treaty arrangements on privileges and immunities for individuals serving on constituted bodies established under the Kyoto Protocol that were forwarded by the SBI. It requested the SBI to continue its consideration of this matter and to report at CMP 9 on the outcome of its work.¹⁰⁷

116. *Action:* The SBI will be invited to conclude its consideration and recommend a draft decision for consideration and adoption at CMP 9.

¹⁰⁶ Decisions 25/CP.18 and 13/CMP.8.

¹⁰⁷ FCCC/KP/CMP/2012/13, paragraphs 106 and 107.

19. Other matters

117. *Background:* COP 18 adopted the Doha work programme on Article 6 of the Convention and established an annual dialogue to enhance work in this area.¹⁰⁸ The 1st Dialogue on Article 6 of the Convention took place in June 2013.¹⁰⁹

118. *Action:* The SBI will be invited to take note of the summary report on the 1st Dialogue on Article 6 of the Convention and provide further guidance on the organization of the dialogue.

119. Any other matters referred to the SBI by COP 19 or CMP 9, as well as matters arising during the session, will be taken up under this agenda item.

FCCC/SBI/2013/13	<i>Summary report on the 1st Dialogue on Article 6 of the Convention. Note by the secretariat</i>
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20. Report on the session

120. *Background:* A draft report on the work of the session will be prepared for consideration and adoption by the SBI at the end of the session.

121. *Action:* The SBI will be invited to adopt the draft report and authorize the Rapporteur to complete the report after the session, under the guidance of the Chair and with the assistance of the secretariat.

¹⁰⁸ Decision 15/CP.18.

¹⁰⁹ See <<http://unfccc.int/7670.php>>.