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**Framework Convention
on Climate Change**

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Copenhagen, 7–18 December 2009

Item X of the provisional agenda

Proposal from Malta to amend Annex I to the Convention

Note by the secretariat

1. The procedures for amending the Convention and its annexes are contained in its Articles 15 and 16. Article 15, paragraph 1, states that “any Party may propose amendments to the Convention”. Article 15, paragraph 2, states that “amendments to the Convention shall be adopted at an ordinary session of the Conference of the Parties. The text of any proposed amendment to the Convention shall be communicated to the Parties by the secretariat at least six months before the meeting at which it is proposed for adoption. The secretariat shall also communicate proposed amendments to the signatories to the Convention and, for information, to the Depositary.”
2. Article 16, paragraph 2, states that “annexes to the Convention shall be proposed and adopted in accordance with the procedures set forth in Article 15, paragraphs 2, 3 and 4”. Article 16, paragraph 4, of the Convention states that “the proposal, adoption and entry into force of amendments to annexes to the Convention shall be subject to the same procedure as that for the proposal, adoption and entry into force of annexes to the Convention in accordance with paragraphs 2 and 3 above”.
3. In accordance with these provisions, Malta, by a letter dated 16 April 2009, submitted a proposal to amend Annex I to the Convention by adding the name of Malta to the list of countries contained in that annex. Consequently, the secretariat transmitted this proposal to Parties and signatories to the Convention by a note verbale dated 29 April 2009, and to the Depositary by a letter dated 29 April 2009. The note verbale and the letter stated that the proposal will be included in the provisional agenda of the fifteenth session of the Conference of the Parties, and that the full text will be issued as an official document of the Conference of the Parties in all official languages of the United Nations as soon as possible.
4. The Conference of the Parties is invited to consider the proposed amendment at its fifteenth session and take any appropriate action.

**Letter dated 16 April 2009 from Malta
addressed to the Executive Secretary of the secretariat of the
United Nations Framework Convention on Climate Change
proposing an amendment to Annex I to the Convention**

In accordance with Articles 15 and 16 of the United Nations Framework Convention on Climate Change (hereinafter referred to as the Convention), Malta, as a Party to the Convention, proposes an amendment to Annex I to the Convention with a view to adding the name of Malta to that Annex.

The text of the proposed amendment is annexed to this letter.

The rationale for this proposal is *sui generis*. Malta does not intend to differentiate itself from other Parties. Rather, in consequence of its changed political circumstances as a Member State of the European Union, Malta seeks to put itself on the same legal footing as the other Member States of the European Union that are included in Annex I to the Convention and to join them in their commitment to advance a global venture that Malta is proud to have launched in the United Nations General Assembly over twenty years ago.

Malta proposes that this amendment be adopted at the 15th session of the Conference of the Parties to the Convention to be held in Copenhagen, Denmark, from 7 to 18 December 2009. Malta requests the Convention secretariat to circulate the proposed amendment to the Parties to the Convention at least six months before the opening of that session and to communicate it to the Depositary for information.

Malta further requests that an item on the adoption of the proposed amendment to the Convention be included in the provisional agenda to the 15th session of the Conference of the Parties to the Convention.

(Signed): George Pullicino
Minister for Resources and Rural Affairs
Malta

Annex

**Proposed amendment to Annex I to
the United Nations Framework Convention on Climate Change**

The following text shall be inserted between the entries for Luxembourg and Monaco:

Malta
