



Subsidiary Body for Implementation

Thirty-ninth session

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Agenda item 5(a)

Nationally appropriate mitigation actions by developing country Parties

Composition, modalities and procedures of the team of technical experts

under international consultations and analysis

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

Draft conclusions proposed by the Chair

Recommendation of the Subsidiary Body for Implementation

The Subsidiary Body for Implementation, at its thirty-ninth session, recommended the following draft decision for consideration and adoption by the Conference of the Parties at its nineteenth session:

Draft decision -/CP.19

Composition, modalities and procedures of the team of technical experts under international consultation and analysis

The Conference of the Parties,

Recalling decisions 1/CP.16 and 2/CP.17, which established a process for international consultation and analysis of biennial update reports under the Subsidiary Body for Implementation that aims to increase the transparency of mitigation actions and their effects, and adopted the modalities and guidelines for international consultation and analysis,

Noting that international consultation and analysis is non-intrusive, non-punitive and respectful of national sovereignty,

Recognizing the need to have an efficient, cost-effective and practical international consultation and analysis process, which does not impose an excessive burden on Parties, or the secretariat,

Also recognizing the difficulties faced by Parties not included in Annex I to the Convention (non-Annex I Parties) in reporting under the Convention, as well as the need to take into account national capabilities and circumstances, the need to build capacity and the need for the provision of financial support in a timely manner to non-Annex I Parties to facilitate the timely preparation of their biennial update reports,

Further recognizing that the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention will play an important role in facilitating technical advice and support for the preparation and submission of Parties' biennial update reports,

1. *Adopts* the composition, modalities and procedures of the team of technical experts referred to in decision 2/CP.17, annex IV, paragraph 1, as contained in the annex;
2. *Invites* Parties to nominate technical experts with the relevant qualifications to the UNFCCC roster of experts;
3. *Requests* the secretariat to maintain and update the UNFCCC roster of experts;
4. *Requests* the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention to develop and organize appropriate training programmes for nominated technical experts taking in account annexes III and IV to decision 2/CP.17, based on the most up-to-date training materials of the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention, with a view to improving the technical analysis, taking into account the difficulties encountered by Parties not included in Annex I to the Convention in the preparation of their biennial update reports;
5. *Encourages* developed country Parties included in Annex II to the Convention and other developed country Parties in the position to do so to provide the financial resources necessary for the action of the secretariat called for in paragraph 3 above and the actions required by the provisions contained in the annex;
6. *Also encourages* developed country Parties and other developed Parties included in Annex II to the Convention to provide new and additional financial resources at the agreed full cost in accordance with Article 4, paragraph 3, of the Convention and relevant decisions of the Conference of the Parties, with a view to supporting any reporting needed for international consultation and analysis;
7. *Requests* that the actions of the secretariat called for in this decision and the actions by the provisions contained in the annex be undertaken subject to the availability of financial resources.

Annex

Composition, modalities and procedures of the team of technical experts for undertaking the technical analysis of biennial update reports from Parties not included in Annex I to the Convention

1. The objective of this document is to provide details of the composition, modalities and procedures of the team of technical experts (TTE) referred to in decision 2/CP.17, annex IV, paragraph 3, for undertaking technical analysis of biennial update reports (BURs) from Parties not included in Annex I to the Convention (non-Annex I Parties), in a manner that is non-intrusive, non-punitive and respectful of national sovereignty, and that does not include, in accordance with decision 1/CP.16, paragraph 64, discussion about the appropriateness of such domestic policies and measures.
2. The secretariat will provide administrative support to the TTE. In the selection of the members of the TTE, the secretariat will be guided by the Consultative Group of Experts on National Communications from Parties not included in Annex I to the Convention (CGE), which shall provide periodic advice to the secretariat to assist it in fulfilling the criteria in accordance with paragraphs 3 to 5 of this annex. The secretariat shall report to the CGE on the composition of the TTEs on a semi-annual basis.
3. A team of technical experts shall be composed of experts nominated to the UNFCCC roster of experts, taking into consideration the expertise needed to cover the areas of information contained in the BUR, and as outlined in paragraph 3(a) of annex IV to decision 2/CP.17, taking into account the national circumstances of the Party concerned.
4. Once the CGE training programme is established, only those nominated experts who have successfully completed the CGE training programme referred to in paragraph 4 of this decision shall be eligible to serve in the TTE. A TTE shall include, as a high priority and to the extent available, at least one CGE member and up to one third of the TTE. For other experts on the TTE, priority will be given to experts who served as the members of the CGE.
5. The TTE shall be composed with a view to ensure in the overall composition of the TTEs that the majority of experts come from non-Annex I Parties. All effort should be made to ensure geographical balance among the experts selected from non-Annex I Parties and Annex I Parties. Each TTE shall be co-led by two experts: one from an Annex I Party and another from a non-Annex I Party. The co-lead experts should ensure that the technical analyses in which they participate are performed in accordance with this annex, and annex IV to decision 2/CP.17.
6. The participating experts shall serve in their personal capacity. They shall neither be a national of the Party whose BUR is under analysis nor be nominated by that Party, nor have been involved in the preparation of the BUR under analysis. The technical analysis of successive BURs from the same Party shall not be undertaken by the same TTE.
7. Technical analysis of BURs shall be conducted by a TTE in a single location. A TTE may analyse several BURs in a series of separate technical analyses. In accordance with decision 2/CP.17, paragraph 58(d), small island developing States and the least developed country Parties may undergo international consultation and analysis as a group of Parties at their discretion.
8. The technical analysis of BURs shall result in an individual summary report for each BUR submitted and analysed.

9. The TTE shall complete a draft summary report, referred to in paragraph 8 above, no later than three months after the start of the technical analysis. The draft summary report should be shared with the respective non-Annex I Party for review and comment, to be provided within three months of its receipt.
10. The TTE shall respond to and incorporate the comments referred to in paragraph 9 above from the Party concerned and finalize, in consultation with the Party concerned, the summary report within three months of the receipt of the comments.
11. The summary report referred to in paragraph 10 above will be noted by the Subsidiary Body for Implementation in its conclusions and shall be made publicly available on the UNFCCC website.
12. In the course of a technical analysis, additional technical information may be provided by the Party concerned to the TTE, as set out in decision 2/CP.17, annex IV, paragraph 4.
13. Where some of the additional technical information provided by the Party falls under confidentiality protection in accordance with the national legislation of the Party concerned, the confidentiality of this information shall be protected by the TTE.
14. The obligation of a member of a TTE not to disclose confidential information referred to paragraph 13 above shall continue after termination of his or her service on the TTE.
15. The technical analysis under ICA will aim to increase transparency of mitigation actions and their effects; discussion on appropriateness of such domestic policies and measures is not part of the process. The TTE shall:
- (a) Identify the extent to which the elements of information listed in paragraph 3(a) of the guidelines contained in decision 2/CP.17, annex IV, are included in the BUR of the Party concerned;
 - (b) Undertake a technical analysis of information contained in the BUR as outlined in the “UNFCCC biennial update reporting guidelines for Parties not included in Annex I of the Convention” contained in annex III to decision 2/CP.17, and any additional technical information that may be provided by the Party concerned;
 - (c) In consultation with the Party concerned, identify capacity-building needs in order to facilitate reporting in accordance with annex III to decision 2/CP.17, and participating in international consultation and analysis in accordance with annex IV to decision 2/CP.17, taking into account Article 4, paragraph 3 of the Convention.
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