



PLENARY OF THE COMMITTEE

Seventh meeting

30 June 2010
Bonn, Germany

Report on the meeting

1. Opening of the meeting

1. Mr. Kunihiro Shimada, chairperson of the facilitative branch, opened the meeting. He informed the plenary of the Compliance Committee that in the absence of Ms. Sandea J.G.S. De Wet, chairperson of the enforcement branch, and Mr. Javad Aghazadeh Khoei, vice-chairperson of the facilitative branch, the meeting would be co-chaired by himself and Mr. René Lefebvre, vice-chairperson of the enforcement branch. The co-chairperson also welcomed Ms. Janine Coye-Felson, Mr. Victor Fodeke, Mr. Antonio Gonzalez Norris, Mr. Balisi Justice Gopolang, Mr. Mohamed Nasr, Ms. Iryna Rudzko and Mr. Teddy St. Louis who were attending their first meeting of the plenary.

2. At the request of the co-chairperson, the secretariat provided information on participation and quorum. The secretariat confirmed that there was a quorum for the meeting, that all members and alternate members present had signed the Oath of Service, that the meeting was being webcast live on the Internet and that an audio recording was being made of the entire meeting. The secretariat noted that no observers had registered for this meeting.

3. In addition, the secretariat reported to the plenary the results of the vote by electronic means launched on 8 June 2010 in relation to a draft decision to hold the seventh meeting of the plenary in private. The secretariat reported that as of the deadline specified in the invitation to vote, namely 18:00 hours (Bonn time) on Friday, 11 June 2010, only 14 members and alternate members had cast a vote. Therefore quorum was not achieved with respect to this vote.

2. Adoption of the agenda

4. The plenary reviewed and adopted its agenda.

3. Report on the sixth meeting of the plenary

5. The plenary took note of the report on the sixth meeting prepared by the previous co-chairpersons.



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4. Conflict of interest

6. At the invitation of the co-chairperson, the secretariat summarized the background information relating to the note entitled “Evidence from a Party which may indicate a conflict of interest” dated 26 March 2010 (document CC/7/2010/4). More detailed background information was made available to the plenary in a document entitled “Background information on the evidence from a Party which may indicate a conflict of interest” (document CC/7/2010/3). The secretariat also introduced a paper entitled “Summary of relevant case law on conflict of interest” (document CC/7/2010/2).

7. On the basis of a number of questions prepared by the bureau, the plenary conducted an initial discussion on issues relating to conflict of interest in the context of work of the Compliance Committee.

8. In relation to the matter raised in the note entitled “Evidence from a Party which may indicate a conflict of interest”, an alternate member made an oral presentation. The plenary noted that this matter is a key part of the “Appeal by Croatia against a final decision of the enforcement branch” (document FCCC/KP/CMP/2010/2). The plenary further noted that the sixth session of the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol, due to be held from 29 November to 10 December 2010, will consider this appeal. Therefore, the timing of any decision under rule 4, paragraph 4, of the “Rules of procedure of the Compliance Committee of the Kyoto Protocol”¹ should be given careful consideration. The plenary decided that the note entitled “Evidence from a Party which may indicate a conflict of interest” should be made available to the public immediately after the plenary session.

9. Following the discussion, the plenary agreed that the co-chairpersons would revise the questions referred to in paragraph 7 above and make these questions available for the eighth meeting of the plenary. The plenary also requested the secretariat to prepare a note on the procedures and practices relating to conflict of interest in bodies constituted under other multilateral environmental agreements and other relevant United Nations bodies, including those in the field of human rights.

5. Other matters

10. The co-chairperson noted a suggestion by the plenary that an agenda item concerning the action plan referred to in paragraph 23 (b) of the preliminary finding with respect to Croatia (document CC-2009-1-6/Croatia/EB) be included in the provisional agenda of the eleventh meeting of the enforcement branch.

11. The plenary requested the bureau to decide on the date of the meeting of the plenary in consultation with the secretariat.

¹ This and subsequent references to rules refer to those contained in the annex to decision 4/CMP.2 as amended by decision 4/CMP.4.



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6. Closure of the meeting

12. Mr. René Lefebber, vice-chairperson of the enforcement branch, declared the meeting closed.

7. Attendance

13. The names of members and alternate members present at the meeting are bolded below.

Members (in alphabetical order)	Alternate Members
1) ABULEIF , Khalid Mr.	YOO, Yeon-Chul Mr.
2) AGHAZADEH KHOEI, Javad Mr.	JADRANKA, Ivanova Ms.
3) COYE-FELSON , Janine E. Ms	ST. LOUIS , Teddy Mr.
4) DE WET, Sandea J.G.S. Ms.	AMOUGOU, Joseph Armathé Mr.
5) DIXELIUS, Anna Ms.	NOTARO, Nicola Mr.
6) ESTRADA OYUELA, Raúl Mr.	GONZALEZ NORRIS , Antonio Mr. ⁺
7) FODEKE , Victor A. Mr.	GOPOLANG, Balisi Justice Mr.
8) HADJ-SADOK, Tahar Mr.	NASR , Mohamed I. Mr. ⁺
9) LEFEBBER , René Mr.	LOIBL, Gerhard Mr.
10) MICHEL , Stephan Mr.	JACOBSEN , Kirsten Ms.
11) OBERTHÜR , Sebastian Mr.	KUOKKANEN , Tuomas Mr.
12) PALLEMAERTS , Marc Mr.	ROBERTS, Adrian Paul Mr.
13) PEDROSO CUESTA, Pedro Luis Mr.	LIMA, Antonio Pedro Monteiro Mr. ⁺
14) RAJABOV , Ilhomjon Mr.	NISHAT , Ainun Mr.
15) SEDYAKIN , Valeriy Mr.	SHIRMA, Roman Mr.
16) SHAMANOV , Oleg Mr.	RUDZKO , Iryna Ms.
17) SHAREEF, Mohamed Mr.	MACE , Mary Jane Ms. ⁺
18) SHIMADA , Kunihiro Mr.	BERMAN , Mark Mr.
19) SU, Wei Mr.	ALAM , Mohammad Mr. ⁺
20) <i>Vacant</i> [†]	ICHSANA ISHAK, Inar Ms.

[†] Mr. Isidore Nonga Zongo resigned.

⁺ Served as member.