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"I/A" ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

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final

Subject: (a) Proposal for a Council Decision on the conclusion, on behalf of the European Union, of the Doha Amendment to the Kyoto Protocol to the United Nations Framework Convention on Climate Change and the joint fulfilment of commitments thereunder

(b) Proposal for a Council Decision on the conclusion, on behalf of the European Union, of the Agreement between the European Union and its Member States, of the one part, and Iceland, of the other part, concerning Iceland's participation in the joint fulfilment of commitments of the European Union, its Member States and Iceland for the second commitment period of the Kyoto Protocol to the United Nations Framework Convention on Climate Change

- Adoption

1. The eighth session of the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol (Doha, 26 November - 8 December 2012) adopted at its final plenary on 8 December 2012 the Doha amendment to the Kyoto Protocol.

2. On 7 November 2013, the Council received the proposal¹ by the Commission for a Council Decision on the conclusion, on behalf of the European Union, of the Doha Amendment to the Kyoto Protocol to the United Nations Framework Convention on Climate Change and the joint fulfilment of commitments thereunder. Its objective is the ratification by the European Union of the Doha amendment to the Kyoto Protocol, which extends its application from 2013 to 2020.
3. In parallel, on 17 December 2013, the Council authorised the Commission to open negotiations with Iceland on an agreement between the European Union and its Member States and Iceland concerning Iceland's participation in the joint fulfilment of the commitments of the European Union, its Member States and Iceland in the second commitment period of the Kyoto Protocol to the United Nations Framework Convention on Climate Change.
4. Following the finalisation of the negotiations, the Commission submitted to the Council on 23 May 2014 a proposal for a Council Decision on the signing, on behalf of the European Union, of that agreement². On the same date, the Commission also submitted to the Council a proposal for a Council Decision on the conclusion of the agreement³.
5. The Working Party on the Environment agreed on the text of the draft Council Decision on the signing and on the draft Council Decision on the conclusion of the said agreement, on the basis of Presidency compromise texts.
6. The Council (Environment) reached a political understanding on the various decisions on 17 December 2014.

¹ Doc. 15878/13 - COM(2013) 768 final + ADD 1, ADD 2 and ADD3

² Doc. 10240/14 - COM(2014) 291 final + ADD 1

³ Doc. 10237/14 - COM(2014) 290 final + ADD 1

7. On 26 January 2015, the Council adopted the Decision on the signing, on behalf of the European Union, of the agreement between the European Union and its Member States of the one part, and Iceland, of the other part, concerning Iceland's participation in the joint fulfilment of commitments of the European Union, its Member States and Iceland for the second commitment period of the Kyoto Protocol to the United Nations Framework Convention on Climate Change⁴.
8. The European Parliament has been informed of the adoption of the above-mentioned decision in accordance with Article 218(10) TFEU.
9. On 26 January 2015, the Council agreed in principle with the text of the amendment to the Kyoto Protocol as set out in document 10400/14 ADD 1 + COR 1, and decided to request the consent of the European Parliament on that text with a view to the later adoption of the Council Decision on the conclusion, on behalf of the European Union, of the Doha Amendment to the Kyoto Protocol to the United Nations Framework Convention on Climate Change and the joint fulfilment of commitments thereunder, as finalised by the legal-linguistic experts⁵.
10. On 10 June 2015, the European Parliament gave its consent⁶ to the conclusion of the Doha Amendment.
11. On 12 June 2015, document 10400/5/14 REV 5 was issued, in order to take into account the date of the EP vote on consent.

⁴ Council Decision (EU) 2015/146

⁵ Doc. 10400/14 REV 1

⁶ T8-0221/2015

12. On 26 January 2015, the Council agreed in principle with the text of the agreement concerning Iceland's participation in the joint fulfilment of commitments of the European Union, its Member States and Iceland for the second commitment period of the Kyoto Protocol, as set out in document 10941/14 + COR1, and decided to request the consent of the European Parliament on that text with a view to the later adoption of the Council Decision on the conclusion, on behalf of the European Union, of the Agreement between the European Union and its Member States, of the one part, and Iceland, of the other part, concerning Iceland's participation in the joint fulfilment of commitments of the European Union, its Member States and Iceland for the second commitment period of the Kyoto Protocol to the United Nations Framework⁷.
13. On 10 June 2015, the European Parliament gave its consent⁸ to the conclusion of the agreement concerning Iceland's participation in the second commitment period of the Kyoto Protocol to the UN Framework Convention on Climate Change.
14. On 12 June 2015, document 10883/5/14 REV 5 was issued, in order to take into account the date of the EP vote on consent.
15. Consequently, The Permanent Representatives Committee is invited to suggest that the Council, as an "A" item at one of its upcoming meetings:
 - adopt the draft Council Decision on the conclusion, on behalf of the European Union, of the Doha Amendment to the Kyoto Protocol to the United Nations Framework Convention on Climate Change and the joint fulfilment of commitments thereunder, as finalised by the legal-linguistic experts⁹;

⁷ Doc. 10883/2/14 REV 2

⁸ T8-0222/2015

⁹ 10400/5/14 REV 5

- adopt the draft Council Decision on the agreement between the European Union and its Member States of the one part, and Iceland, on the other part, concerning Iceland's participation in the joint fulfilment of commitments to the United Nations Framework Convention on Climate Change, as finalised by the legal-linguistic experts¹⁰;
- decide to inform the European Parliament of the adoption of the above-mentioned decisions in accordance with Article 218(10) TFEU;
- decide to publish the two Decisions, as well as the agreement concerning Iceland's participation in the second commitment period of the Kyoto Protocol to the UN Framework Convention on Climate Change, in the Official Journal.

¹⁰ 10883/5/14 REV 5