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INTERGOVERNMENTAL NEGOTIATING COMMITTEE
FOR A FRAMEWORK CONVENTION ON CLIMATE CHANGE
Tenth session
Geneva, 22 August - 2 September 1994
Agenda item 9

ADOPTION OF THE REPORT OF THE COMMITTEE
ON ITS TENTH SESSION

Draft Report

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I. OPENING OF THE SESSION

1. The tenth session of the Intergovernmental Committee for a Framework Convention on Climate Change was held at Geneva from 22 August to 2 September 1994. The session was convened in accordance with the decisions in paragraphs 6 and 7 of General Assembly resolution 47/195 and the schedule recommended by the Committee at its eighth session (see A/AC.237/41, para. 119) and confirmed by the ninth session (A/AC.237/55, para. 130).

2. The Chairman of the Committee, Ambassador Raúl Estrada-Oyuela, opened the session at the 1st plenary meeting, on 22 August 1994. In welcoming participants he noted that the session was the first since the coming into force of the Convention on 21 March 1994. Much, therefore, had to be completed before the first Conference of the Parties in March 1995. This included discussions related to the first review of information communicated by Annex I Parties, consideration of the adequacy of Articles 4, para.2 (a) and 2 (b) of the Convention, as well as consideration of the maintenance of the interim arrangements referred to in Article 21, para. 3. He appealed to all to cooperate in completing the work of the Committee in an effective and timely manner.

3. The Executive Secretary welcomed all participants to the session. He introduced the documents prepared by the interim secretariat for the session and reviewed the main policy issues to be considered.

4. The Executive Director of the United Nations Environment Programme (UNEP), Ms. Elizabeth Dowdeswell drew attention to a number of extreme weather events over the past year which, although not necessarily indicative of climate change, were an example of the risks to be faced if the headlong accumulation of greenhouse gases in the atmosphere were not contained. She urged the Committee to make more rapid progress. She noted the contributions of UNEP to the work of the Intergovernmental Panel on Climate Change (IPCC) and to the development with the interim secretariat of the joint undertaking CC:INFO. She also described changes within UNEP in response to the outcomes of the United Nations Conference on Environment and Development (UNCED), stating that the richness and expertise within the programme was being harnessed and energised. She advanced the proposal that UNEP could host the permanent secretariat of the Convention, stressing the complementarity between the programme and activities of UNEP and the objectives of the Convention.

5. The Chairman of the Intergovernmental Panel on Climate Change (IPCC), Professor Bert Bolin, reported on the work of the Panel in preparing its second Assessment Report and the Special Report being prepared for the first session of the Conference of the Parties to the Convention. Referring to the issue of adequacy of commitments to meet the objective of the Convention, he stressed that the slow response of the climate system to interventions argued for action to be considered carefully now, despite scientific uncertainties. The role of subsidiary bodies of the Convention was related to the future role and status of the IPCC. He looked

forward to close collaboration between the IPCC and the Conference of the Parties, noting that this matter would also be discussed at the plenary session of the IPCC in November.

6. Mr. Mohamed T. El-Ashry, Chief Executive Officer and Chairman of the Global Environment Facility (GEF) outlined the steps taken by participants in the GEF and by the governing bodies of the three Implementing Agencies (World Bank, UNEP and the United Nations Development Programme (UNDP)) to establish the new GEF as provided in the "Instrument" and to replenish its funds. The GEF Council had met for the first time in July and made a good start towards preparing an operational strategy that will guide activities and resource over the next three years. He was confident that the close and professional relations developed during the pilot phase between the GEF and the Committee and its secretariat would grow and mature.

II. ORGANIZATIONAL MATTERS

A. Adoption of the agenda

7. At its 1st plenary meeting, on 22 August, the Committee adopted the following agenda for the tenth session:

1. Organizational matters:
 - (a) Adoption of the agenda;
 - (b) Organization of work;
 - (c) Election of officers;
 - (d) Arrangements for the eleventh session of the Committee.
2. Status of ratification of the Convention:
3. Matters relating to commitments:
 - (a) First review of information communicated by each Party included in Annex I to the Convention;
 - (b) Review of the adequacy of commitments in Article 4, para. 2 (a) and (b);
 - (c) Criteria for joint implementation;
 - (d) Report on implementation;
 - (e) The roles of the subsidiary bodies established by the Convention.
4. Matters relating to arrangements for the financial mechanism and for technical and financial support to developing country Parties:
 - (a) Implementation of Article 11 (Financial mechanism), paras. 1-4;

- (b) Consideration of the maintenance of the interim arrangements referred to in Article 21, para. 3;
 - (c) Provision to developing country Parties of technical and financial support.
5. Procedural and legal matters:
- (a) Rules of procedure of the Conference of the Parties and of the subsidiary bodies established by the Convention;
 - (b) Consideration of the establishment of a multilateral consultative process for the resolution of questions regarding implementation (Article 13).
6. Institutional matters:
- (a) Designation of a permanent secretariat and arrangements for its functioning; Financial rules of the Conference of the Parties and of the subsidiary bodies established by the Convention.
7. Review of the activities of the interim secretariat, including review of extrabudgetary funds.
8. Arrangements for the first session of the Conference of the Parties, including agenda and organization of work .
9. Adoption of the report of the Committee.

8. At the same meeting, the Committee allocated agenda item 3 to Working Group I, agenda item 4 to Working Group II and decided that all other items would be considered in plenary meetings.

B. Organization of work

9. At its 1st plenary meeting, the Committee approved the organization of work as proposed in document A/AC.237/56. It was agreed that the two Working Groups would further refine their respective work programmes, as needed, to ensure the timely preparation of the conclusions of the Committee (see A/AC.237/56, annex II).

10. At the 5th plenary meeting, on 29 August, Co-chairmen of Working Groups I and II reported on the progress of consideration of agenda items under their respective responsibilities.

C. Election of Officers

11. At the 2nd plenary meeting, on 24 August, the Committee elected Ms. Rungano P. Karimanzira (Zimbabwe) as Vice-Chairman of the Committee, in replacement of Mr. Ahmed Djoghlaif (Algeria).

12. The Officers of the Committee and of its two Working Groups are consequently as follows:

Chairman: Mr. Raúl Estrada-Oyuela (Argentina)

Vice-Chairmen: Ms. Rungano P. Karimanzira (Zimbabwe)
Mr. Maciej Sadowski (Poland)
Mr. T.P. Sreenivasan (India)
Ms. Penelope Wensley (Australia)

Rapporteur: Mr. Maciej Sadowski (Poland)

Working Group I

Co-Chairmen: Mr. Mohamed M. Ould El Ghaouth (Mauritania)
Ms. Cornelia Quennet (Germany)

Vice-Chairman: Mr. Tibor Faragó (Hungary)

Working Group II

Co-Chairmen: Mr. Nobutoshi Akao (Japan)
Mr. James T. Stovall III (Federated States of Micronesia)

Vice-Chairman: Mr. John W. Ashe (Antigua and Barbuda)

D. Attendance

13. The tenth session was attended by representatives of the following--- States:

(to be completed)

14. The following United Nations offices and programmes were represented:

(to be completed)

15. The following specialized agencies and other organizations of the United Nations system were represented:

(to be completed)

16. The following intergovernmental organizations were represented:

(to be completed)

17. The following non-governmental organizations in consultative status with the Economic and Social Council were represented:

(to be completed)

18. The following other non-governmental organizations were also represented:

(to be completed)

E. Documentation

19. The documents before the Committee at its tenth session are listed in Annex II to the present report.

F. Arrangements for the eleventh session of the Committee

1. Proceedings

20. At the 5th plenary meeting, on 29 August, the Executive Secretary presented document A/AC.237/57 on this subject. Statements were made by the representatives of 16 states, including one on behalf of the European Community and its member States. The Executive Secretary responded to a number of questions and requests for clarification.

[21. At the -- plenary meeting on -- September the Chairman reported on the results of informal consultations which he had undertaken.]

2. Conclusions

22. The Committee agreed on the following conclusions:

(a) To request the Executive Secretary, in consultation with the Chairman and the Bureau, to draft the provisional agenda and propose the organization of work for the eleventh session, taking account of the outcome of the tenth session of the Committee and the proposed schedule of work contained in document A/AC.237/57, paras. 18-20;

(b) To allocate to Working Group I at its eleventh session, in pursuit of paragraphs 3 and 4 of its decision 9/3, the tasks listed in Article 4.2(b), (c) and (d);

(c) To request the interim secretariat to prepare, as needed, draft recommendations to COP 1 for consideration by the Committee at its eleventh session, on the basis of the format contained in annex I to document A/AC.237/57;

(d) (To be completed)

III. GENERAL STATEMENTS

23. At the first plenary meeting, on 22 August, a general statement was made by the representative of Algeria, on behalf of the Group of 77 and China.

24. At the 4th plenary meeting, on 25 August, a statement was made on behalf of non-governmental organizations representing the business community. At the same meeting, two statements were made on behalf of environmental non-governmental organizations.

IV. STATUS OF RATIFICATION OF THE CONVENTION

25. At its 1st plenary meeting, on 22 August, the Committee noted that the Convention had entered into force on 21 March 1994.
26. The representatives of Indonesia, Kenya, Lesotho, Nigeria, Papua New Guinea, the Russian Federation, Saudi Arabia, South Africa and Uruguay made statements on the status of ratification of the Convention in their countries.
27. In order to economise on the time of the Committee and at the request of the Chairman, the representatives of Bolivia, Comoros, Costa Rica, Guinea-Bissau, Lebanon, Mali and Slovakia delivered written information to the interim secretariat on the status of ratification in their countries.
28. At the 5th plenary meeting, on 29 August, the representatives of the Czech Republic and Slovakia informed the Committee that their Governments considered that their countries should be included in the list of Annex I countries and would be taking legal steps, under Article 4.2(g).
29. At its ... (closing) plenary meeting, on 2 September, the Committee noted with satisfaction that (91) instruments of ratifications had been deposited.

V. MATTERS RELATING TO COMMITMENTS

30. At its 1st meeting, on 22 August, Working Group I, bearing in mind rule 46 of the rules of procedure of the Committee, maintained the decision taken at the second session (A/AC.237/9, para 25) that its meetings would be open unless it decided otherwise. Working Group I held -- open meetings from 22 August to -- September, as well as a number of informal meetings and consultations.
31. Also at the 1st meeting of the Working Group, the Chairman of the IPCC responded to questions raised by representatives in the Working Group, in the light of his earlier presentation to the Committee.

A. First review of information communicated by each Party included in Annex I to the Convention

1. Proceedings

32. Working Group I discussed sub-item 3 (a) at its 1st, and 2nd meetings on 22 and 23 August. It had before it the following documents:

(a) Note by the interim secretariat on the process for the first review of communications from Annex I Parties (A/AC.237/63);

(b) Note by the interim secretariat on the initiative by the countries and an organization included in Annex I to the Convention on the process for the first review of communications from Annex I Parties (A/AC.237/63/Add.1);

(c) Comments from Parties or other member States on the first review of information communicated by each Party included in Annex I to the Convention (A/AC.237/Misc.36 and Add.1); and

(d) Note by the interim secretariat on the status of first communications from Annex I Parties (A/AC.237/INF.16).

33. Statements under this sub-item were made by the representatives of ___ States, including one speaking on behalf of the European Community and its member States and another on behalf of the Alliance of Small Island States.

34. Having discussed texts presented by the Co-Chairmen (A/AC.237/WG.I/L.___), Working Group I, at its ___ meeting on ___ August, recommended a draft decision on the sub-item for adoption by the Committee.

2. Conclusions

35. On the recommendation of Working Group I, the Committee, at its __ plenary meeting on __ September, adopted decision 10/-- on the first review of information communicated by each Party included in Annex I to the Convention, which is contained in annex I to this report.

B. Review of the adequacy of Commitments in Article 4, para. 2 (a) and (b)

1. Proceedings

36. Working Group I discussed sub-item 3(b) at its 2nd and 3rd meetings on 23 August. It had before it the following documents:

(a) Comments from Parties or other member States, (A/AC.237/ Misc.36 and Add.1.)

(b) Note prepared by the interim secretariat on the review of the adequacy of commitments in Article 4, para 2 (a) and (b) (A/AC.237/65).

37. Statements under this sub-item were made by representatives of 34 States, including one speaking on behalf of the European Community and its member States.

38. Having discussed texts presented by the Co-Chairmen (A/AC.237/WG.I/L...), Working Group I, at its ... meeting on .. August, recommended draft conclusions on the sub-item for adoption by the Committee.

2. Conclusions

(to be completed)

C. Criteria for joint implementation

1. Proceedings

39. Working Group I discussed sub-item 3 (c) at its 6th meeting, on 26 August. It had before it the following documents:

(a) Note by the interim secretariat on criteria for joint implementation (A/AC.237/66);

(b) Comments from Parties or other member States on criteria for joint implementation (A/AC.237/Misc.37 and Add.1).

40. Statements under this sub-item were made by representatives of ____ States, including

41. Having discussed texts prepared by the Co-Chairmen (A/AC.237/WG.I/L.), Working Group I, at its meeting, on August, recommended draft conclusions on the sub-item for adoption by the Committee.

2. Conclusions

(to be completed)

D. Report on implementation

1. Proceedings

42. Working Group I discussed sub-item 3 (d) at its 7th meeting, on 29 August 1994. Document A/AC.237/48 and Add.1, prepared by the interim secretariat, was taken as a basis for consideration of the subject.

43. Statements under this sub-item were made by the representatives of 5 States, including one speaking on behalf of the European Community and its member States.

44. Having discussed texts presented by the Co-Chairmen (A/AC.237/WG.I/L.), Working Group I, at its meeting, on August, recommended draft conclusions on the sub-item for adoption by the Committee.

2. Conclusions

(to be completed)

E. The roles of the subsidiary bodies of the Convention

1. Proceedings

45. Working Group I discussed sub-item 3 (e) at its 4th and 5th meetings, on 24 August 1994. Document A/AC.237/64, prepared by the interim secretariat, was taken as a basis for consideration of the subject.

46. Statements under this sub-item were made by representatives of 15 States, including one speaking on behalf of the European Community and its member States and another speaking on behalf of the Group of 77 and China.

47. Having discussed texts presented by the Co-Chairmen (A/AC.237/WG.I/L._), Working Group I, at its ___ meeting on __ August, recommended a draft decision on the sub-item for adoption by the Committee.

2. Conclusions

48. On the recommendation of Working Group I, the Committee, at its __ plenary meeting on ___ September, adopted decision 10/___ on the roles of the subsidiary bodies established by the Convention, which is contained in annex I to this report.

VI. MATTERS RELATING TO ARRANGEMENTS FOR THE FINANCIAL MECHANISM AND FOR TECHNICAL AND FINANCIAL SUPPORT TO DEVELOPING COUNTRY PARTIES

49. At its 1st meeting, on 22 August, Working Group II, bearing in mind rule 46 of the rules of procedure of the Committee, maintained the decision taken at its second session (A/AC.237/9, para. 36) that its meetings would be open unless it decided otherwise. Working Group II held -- open meetings from 22 August to -- September [as well as a number of informal meetings and consultations].

50. Also, at the 1st meeting of the Working Group, the Chief Executive Officer and Chairman of the GEF responded to questions raised by representatives in the Working Group, in the light of his earlier presentation to the Committee.

A. Implementation of Article 11 (Financial Mechanism), paras 1-4

1. Proceedings

(to be completed)

2. Conclusions

(to be completed)

B. Consideration of the maintenance of the interim arrangements referred to in Article 21, para.3

1. Proceedings

(to be completed)

2. Conclusions

(to be completed)

C. Provision to developing country Parties of technical and financial support

1. Proceedings

(to be completed)

2. Conclusions

(to be completed)

VII. PROCEDURAL AND LEGAL MATTERS

A. Rules of procedure of the Conference of the Parties and of the subsidiary bodies established by the Convention

1. Proceedings

51. The Committee considered sub-item 5 (a) at its 2nd and --th plenary meetings on 24 August and -- September respectively. The Committee had before it documents A/AC.237/58 and A/AC.237/WG II/L.8, that were introduced at the 2nd plenary meeting by the representative of the interim secretariat. The latter brought to the attention of the Committee a suggestion by the interim secretariat to improve the wording of Rule 28 of the draft rules of procedure.

52. At the same meeting, the Chairman expressed the view that, although it was unlikely that a perfect set of rules of procedure could be drafted, the rules contained in document

A/AC.237/WG II/L.8 reflected the overall needs of the Conference of the Parties and its subsidiary bodies. He also said that he found acceptable the changes to draft rule 28, suggested by the interim secretariat.

53. At the same meeting statements were made by the representatives of 13 States, including one on behalf of the Group of 77 and China and another on behalf of the European Community and its member States.

54. Informal consultations on the draft rules of procedure were conducted by the Vice-Chairman of the Committee, Mr. T.P. Sreenivasan.

(to be completed)

2. Conclusions

(to be completed)

B. Consideration of the establishment of a multilateral consultative process for the resolution of question regarding implementation

1. Proceedings

55. The Committee considered sub-item 5 (b) at its 2nd plenary meeting on 24 August. It had before it document A/AC.237/59, that was introduced by the representative of the interim secretariat. The latter indicated that the interim secretariat was preparing an addendum to the document, that would review several non-compliance and dispute procedures. The addendum would be circulated to delegations before the first session of the Conference of the Parties.

56. Statements were made by the representatives of 6 States, including one on behalf of the European Community and its member States. Several made comments on the secretariat document and its scope. One representative informed the Committee that his Government was preparing a paper on the topic that would be circulated to delegations before COP 1. A number of representatives requested that background papers on the topic that had been prepared by delegations prior to the adoption of the Convention, be circulated to all delegations prior to COP 1.

2. Conclusions

57. The Committee decided to conclude its consideration of this topic and to recommend to the Conference of the Parties at its first session that it establish an ad hoc and open-ended working group of technical and legal experts to study all issues relating to the establishment of a multilateral consultative process and its design and to report its findings to the Conference of the Parties at its second session.

VIII. INSTITUTIONAL MATTERS

A. Designation of a permanent secretariat and arrangements for its functioning; and financial rules of the Conference of the Parties and of the subsidiary bodies established by the Convention

1. Proceedings

58. The Committee considered these sub-items together at its 3rd and 4th plenary meetings, on 26 August 1994, on the basis of a note by the interim secretariat (A/AC.237/60), which was introduced by the Executive Secretary at the 3rd plenary meeting. At that meeting, the Chairman recalled the statement by the Executive Director of UNEP at the 1st plenary meeting offering UNEP's services in support of the permanent secretariat. Statements were also made on behalf of the Administrator of UNDP and the Under-Secretary-General for Policy Coordination and Sustainable Development, outlining the contributions that their respective institutions could make in hosting or providing other support for the permanent secretariat. In their statements, UNEP and UNDP both referred to the possibility of hosting the permanent secretariat in collaboration with each other. In addition, the representative of WMO provided further details of the offer by that organization to provide accommodation to the permanent secretariat.

59. The representative of Germany conveyed the offer of his Government to host the permanent secretariat, and said that it would provide further details regarding its offer prior to the next session of the Committee. The representative of Switzerland also conveyed his Government's offer to host the permanent secretariat free of charge, at least through 1997; to make office space available to least developed countries not represented in Geneva; and to commit resources to the Convention secretariats additional to those deriving from its obligations

as a Contracting party. The representative of Uruguay reiterated the offer of his government to host the permanent secretariat free of rent and specified that the offer would include adequate privileges and immunities; a building with about 2,000 square metres of office space; three conference rooms with provision for six - language simultaneous interpretation; and space for libraries and for reproduction and distribution of documents. The representative of Kenya urged that the secretariat be located at UNEP headquarters in Nairobi.

60. Statements were made by representatives of 16 States, including one on behalf of the European Community and its member states.

61. As regards possible institutional linkages, a number of representatives discussed the issues raised in the note by the interim secretariat and expressed various views regarding those linkages. A number of representatives underlined the possible benefits of a linkage to DPCSD, while others recalled the significant role played by UNEP in supporting environment-related conventions. It was noted, in this regard, that DPCSD, UNEP and UNDP had all conveyed assurances of support to the work of the permanent secretariat, regardless of the institutional linkage to be finally decided. There was general agreement on the need to preserve the autonomy of the permanent secretariat, regardless of its institutional host, and to promote high professional competence, cost-effectiveness, coordination, and continuity in secretariat activities. Some delegations requested further information on the possible financial implications of different possible institutional linkages.

62. With respect to financial rules, a number of representatives expressed a strong preference for financing the Convention and its secretariat through assessed contributions, in order to assure adequate and predictable funding. Several representatives supported using for this purpose the new scale of assessments to be adopted by the UN General Assembly at its forthcoming 49th Session. One representative considered that the scale of contributions should reflect the principle of common but differentiated responsibilities of Parties.. A few representatives suggested the possibility of funding the permanent secretariat from the regular UN budget. One representative said that his government could accept only a voluntary approach to funding, possibly using an indicative scale of contributions with a cap of 25% on any single contribution. Several representatives expressed interest in the concept of establishing a working capital fund for the permanent secretariat and in making contributions to the IPCC in return for requested services. A few representatives asked that, at the next session, further details be given in support of the indicative levels of funding mentioned in the note of the permanent secretariat.

63. As regards the physical location of the permanent secretariat, a number of relevant factors were identified, including efficiency, coordination, and access by Governments. Several representatives expressed strong support for physical co-location of the permanent secretariat of the Convention with the secretariats of the other two conventions related to the UNCED process, i.e., the Convention on Biological Diversity and the Convention to Combat Desertification, noting the benefits of co-location in promoting synergy and efficiency. Several other representatives noted the benefits of decentralization and regionalization; one of these expressed

a preference for co-locating the permanent secretariat with other related secretariats in a developing country. Appreciation was expressed for the political commitment to the Convention signified by the various offers by states to host the permanent secretariat.

64. The representative of UNDP clarified some issues raised during the discussion on this item, and the Executive Secretary responded, on his behalf and on behalf of the Under-Secretary-General for Policy Coordination and Sustainable Development, to questions posed and issues raised.

(to be completed)

2. Conclusions

(to be completed)

IX. REVIEW OF THE ACTIVITIES OF THE INTERIM SECRETARIAT INCLUDING REVIEW OF EXTRABUDGETARY FUNDS

1. Proceedings

65. The Committee considered this item at its 3rd plenary meeting on 26 August. The Executive Secretary introduced a note (document A/AC.237/61) containing information on the current activities of the interim secretariat, administrative and budgetary matters, including staffing, and the need for contributions to the two extrabudgetary funds established by General Assembly resolution 45/212, paras. 10 and 20, namely, the special voluntary fund for participation and the trust fund for the negotiating process. In doing so, he updated information provided in that note, in particular with respect to contributions to both funds.

66. While thanking contributors to these funds, he expressed his regret that, once again, the

insufficiency of funding for participation had made it necessary to reduce the number of countries funded at the present session. He noted that financial support had been offered to delegates from 95 countries and that 80 countries had taken advantage of this offer. He stressed that a further US\$1.7 million were needed to support participation in meetings in 1995, observing that this estimate might have to be revised upwards in the light of the schedule of meetings of subsidiary bodies.

67. With respect to the operations costs of the interim secretariat, the Executive Secretary drew attention to the estimate of US\$2.5 million needed as contributions to the trust fund for the negotiating process to maintain the present level of secretariat activities until 30 June 1994.

68. Statements were made by representatives of 7 States. The representative of France announced a contribution of approximately US\$200,000 to be made late in 1994 and another contribution of the same order of magnitude in 1995. The representative of Australia noted that her Government continued to provide assistance to developing island countries in the South Pacific, *inter alia*, for participation in the work of the Committee. Two representatives of developing countries asked for information concerning the geographical composition of the staff of the interim secretariat; this was provided by the Executive Secretary, who also replied to other questions raised in the discussion.

2. Conclusions

69. The Committee decided to (a) take note of the information presented in document A/AC.237/61 and commend its presentation; (b) take note with deep appreciation of the work of the interim secretariat in support of the Committee and of the implementation of the Convention; (c) take note with appreciation of the extrabudgetary support provided for participation in the Committee's work and for the activities of the interim secretariat, including the provision of rent-free premises by the Government of Switzerland; (d) support the efforts of contributors and the secretariat in mobilizing extrabudgetary funds and appeal for new contributions on an increased scale, commensurate with growing needs; (e) endorse the efforts of the Executive Secretary to maintain an appropriate geographical balance in the composition of staff and to provide contractual security to staff, within the limits of available funds.

X. ARRANGEMENTS FOR THE FIRST SESSION OF THE CONFERENCE OF THE PARTIES, INCLUDING AGENDA AND ORGANIZATION OF WORK

1. Proceedings

70. At the 5th plenary meeting, on 29 August, the representative of the interim secretariat introduced a note (A/AC.237/62) containing information on the preparations for hosting the first session of the Conference of the Parties (COP 1), the possible organization of work concerning

the session and a list of possible elements for a provisional agenda for the first session of the Conference of the Parties.

71. Statements were made on this item by representatives of 8 States, commenting on the proposals in the note by the interim secretariat and in particular on the list of possible elements for a provisional agenda for COP 1. The representative of the interim secretariat replied to questions posed during the discussion on this item and clarified certain issues raised therein.

72. The representative of Germany informed the Committee that arrangements for hosting the COP 1 are underway. He expressed the hope to conclude an agreement, in order to host the session, between his Government and United Nations before the end of the year and stated that his Government would provide more information to the participants at the forthcoming session of the Committee.

2. Conclusions

73. The Committee decided to recommend to the Conference of the Parties that its first session be organized in two segments: a segment at the level of senior officials from 28 March to 4 April 1995, during which Parties could advance negotiations on any issues that were not resolved at the eleventh session of the Committee and prepare draft decisions thereon; and a ministerial segment from 5 to 7 April 1995, during which the COP would finalize discussions and adopt decisions.

74. The Committee further recommended that the chairmen and other officers of the subsidiary bodies be elected during COP 1 and that preliminary informal consultations on the election of all officers, including officers of the subsidiary bodies, be conducted by the Chairman of the Committee during this session and the forthcoming session of the Committee, taking into account that the composition of the Bureau of the COP is still under negotiation.

75. Owing to the wide range of matters that are to be decided by the COP, and in order to assure effective participation of Parties during COP 1, the Committee agreed to recommend that Parties include in their delegations, in accordance with their capacities, representatives with expertise in the various economic, social, scientific and environmental issues that are relevant to the objectives of the Convention.

76. The Committee requested the Executive Secretary to revise the list of possible elements for the provisional agenda for COP 1, in consultation with the Chairman and the Bureau in accordance with the normal practice and in the light of the outcome of the tenth session of the Committee, and to include in that list an item on the work plan for the subsidiary bodies and another on review of the list of countries included in Annex I of the Convention, in accordance with Article 4.2(f).

77. The interim secretariat was requested to inform the Committee at its eleventh session of the intergovernmental and non-governmental organizations that would by then have expressed their wish to be represented at the COP 1 as observers.

78. The Committee noted that, in accordance with paragraph 15 of General Assembly resolution 47/195 of 22 December 1992, the special voluntary fund for participation, established under paragraph 10 of General Assembly resolution 45/212, would be maintained up to COP 1. The Committee further noted that, consequently, new provision would need to be made for the continuation of such funding beyond COP 1.

79. The Committee decided to defer to its eleventh session consideration of the need to allocate any tasks to sessional bodies during COP 1.

XI. ADOPTION OF THE REPORT AND CLOSURE OF THE TENTH SESSION

80. At the --th plenary meeting on 2 September, the Rapporteur presented the draft report of the session to the Committee (A/AC.237/L.21 and Add 1 - . The Committee considered and adopted the draft report as orally amended. It requested the Rapporteur, with the assistance of the interim secretariat and under the guidance of the Chairman, to complete the report, taking into account the discussions of the Committee and the need for editorial adjustments.

(to be completed)