

Agenda item 2

Paragraph 5 of the annotated agenda

Rules of procedure of the CDM Executive Board

CDM EB 61

Bonn, Germany, 30 May - 3 June 2011



Background

- **Mandate given by CMP 6 (paragraph 16):**

Requests the Executive Board **to assess, as necessary, the decision-making processes** contained in its current rules of procedure and to make recommendations for changes, **as appropriate**, to the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol at its seventh session;

How the Board takes decisions

- **During meetings**

- Consensus (all efforts to reach consensus should be exhausted)
- Voting (three-fourths majority)

→ *Rule 29 of the RoP*

- **Between meetings**

- Electronic decision

→ *Rule 30 of the RoP*

Observation....

- **The Board could experience the situation that a final decision under this voting rule is not reached**
 - Possibility to have a difficulty to reach decision with the $\frac{3}{4}$ majority in some issues;
 - Cannot comply with the certain procedures, for example, the review procedures, which stipulates a final decision by the Board at a certain meeting.

Other voting processes: examples

- **UN General-Assembly**
 - 2/3 majority for matters such as recommendations on peace and security, election, budgetary decisions
 - Simple majority for any other issue
- **Draft rules of procedures of the COP and SBs**
 - Consensus for substance matters
 - 2/3 majority for financial matters
 - Simple majority for procedural issues
- **Adaptation Fund Board**
 - 2/3 majority
- **UN Economic and Social Council - ECOSOC**
 - Simple majority

For the Board to consider...

- The Board may wish to decide:
 - Whether it wants to recommend to the CMP7 revised Rules of Procedures
- If the Board decides so, the Board may wish to:
 - Request the secretariat to prepare draft revised rules of procedure in the areas of:
 - Options of alternative decision making processes
 - Update rules to be consistent with CMP decisions and current practice