

Agenda item 2

Paragraph 7 of the annotated agenda, Annex 1

Rules of Procedure of the CDM Executive Board

CDM EB 63

Quito, Ecuador, 25 – 29 September, 2011



- **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;*

- **At EB 61, the Board requested the secretariat to prepare a recommendation with **alternative options for the decision-making process** in the voting process.**



How the Board takes decisions

- **During meetings**

- Consensus (all efforts are to be made to reach consensus)
- Voting by $\frac{3}{4}$ majority

→ *Rule 29 of the RoP*

- **Between meetings**

- Electronic decision

→ *Rule 30 of the RoP*

Observation....

- The Board could experience difficulties in reaching a final decision under the $\frac{3}{4}$ majority voting rule
- This could result in non-compliance with certain procedures, for example, the review procedures, which stipulates a final decision by the Board at a certain meeting

Proposal for your consideration

All efforts should be made to obtain **consensus**.

Should these efforts be exhausted:

Non-case specific:

Decision by [3/4] [2/3] majority

Case specific:

- a) Consistency in the way the question is phrased;
- b) Always in the affirmative;
- c) Decision by [3/4] [2/3] [simple majority]
- d) If required majority is not achieved, the case will be rejected

For the Board to consider

- The Board may wish to agree to:
 - Whether to revise the decision making in the rules of procedure
 - If yes, decide
 - a) Whether to have different treatment for case-specific votes
 - b) What majorities to apply

For the Board to further consider

At EB61, the Board agreed that in the event that a revision to the decision making process is recommended to CMP, other parts of the RoP, shall be revised to reflect any changes or additions made through CMP decisions and the current practice of the Board.

Appendix to the annex 1 to the annotations includes these changes, which cover issues such as:

- Clarify that not only NAI members receive funding for participation
- Include the CMP request to make the Col forms public available
- Clarify that the Chair of the Board may nominate members/alternates to chair certain issues
- Include that alternate members may also be selected for chairs and vice-chairs of panels, working groups and committees