

objective, nature and mandate of the MCP. The discussion resulted in a text, completely between brackets, that is attached to the AG13 Report. Such a text will form the basis for the discussion at the next session, to take place after CoP3. AG13 agreed that it should aim to complete its work by CoP4. In order to achieve such an objective, AG13 recommended that at least two sessions should be held before CoP4, with each session constituting of 6 to 8 meetings.

25. During the AG13 session, consensus emerged on a very few issues. Consensus was maintained that the MCP should be advisory, instead of supervisory, and that it will not duplicate activities performed by other Convention bodies. The following are the main areas of divergence that were maintained: (a) Creation of the MCP through a committee that is standing (EU and Canada) or ad hoc (China); (b) Type of assistance provided by the MCP and to whom (China and OPEC countries support technical and financial assistance to developing countries, EU support limited assistance to legal questions); and, (c) Initiation of the MCP with respect to the implementation of another Party (EU and Canada support, China and US objected) and the extend this latter Party will be involved in the MCP's outcome. (China supports that conclusions and recommendations of the process be subject to the consent of the concerned Party). With respect to the main areas of divergence that are specific to this AG13 session, they are as follow: (a) The CoP3's decision on the future work of AG13 (EU suggested to set CoP4 as a firm deadline for the completion of its work, while China and OPEC countries objected); and, (b) MCP reporting (Canada is isolated on its proposal to report to CoP, through the SBI, while most of the other Countries support reporting directly to CoP in order to be more efficient).

26. The US views, on MCP, changed in this AG13 session. The MCP under the FCCC is now seen with skepticism as it may not be necessary. However, the US is leading the discussion on compliance under the new legal instrument and has proposed an implementation Committee.

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