

7. c) Doha Amendment to the Kyoto Protocol

Doha, 8 December 2012

NOT YET IN FORCE

STATUS: TEXT:

This amendment shall enter into force in accordance with Articles 20 and 21 of the Kyoto Protocol.

Parties: 108.

See the text of the Amendment in: C.N.718.2012.TREATIES-XXVII.7.c; C.N.491.2013.Reissued.25112014.TREATIES-XXVII.7.c of 7 August 2013 (Proposal of corrections to the Chinese authentic text of the Doha Amendment to the Kyoto Protocol) and C.N.966.2013.Reissued.25112014.TREATIES-XXVII.7.c of 27 November 2013 (Corrections); C.N.581.2013.Reissued.25112014.TREATIES-XXVII.7.c of 18 September 2013 (Proposal of corrections to the Chinese authentic text of the Doha Amendment to the Kyoto Protocol) and C.N.967.2013.Reissued.25112014.TREATIES-XXVII.7.c of 27 November 2013 (Corrections); C.N.556.2014.TREATIES-XXVII.7.c of 12 September 2014 (Proposal of correction to the Chinese authentic text) and C.N.811.2014.TREATIES-XXVII.7.c of 18 December 2014 (Corrections); C.N.741.2014.TREATIES-XXVII.7.c of 24 November 2014 (Proposal of corrections to the Arabic, French, Spanish and Russian authentic texts) and C.N.147.2015.TREATIES-XXVII.7.c of 27 February 2015 (Corrections); C.N.967.2013.Reissued.25112014.TREATIES-XXVII.7.c of 25 November 2014 (Corrections to the Chinese authentic text).

Note: On 8 December 2012, at the eighth session of the Conference of the Parties serving as the meeting of the Parties to the Kyoto Protocol (CMP), held in Doha, Qatar, the Parties adopted, in accordance with Articles 20 and 21 of the Protocol, an Amendment to the Kyoto Protocol by [Decision 1/CMP.8](#).

<i>Participant</i>	<i>Acceptance(A)</i>	<i>Participant</i>	<i>Acceptance(A)</i>
Algeria	28 Sep 2015 A	Denmark ¹	21 Dec 2017 A
Antigua and Barbuda	23 Sep 2016 A	Djibouti	23 Sep 2014 A
Argentina	1 Dec 2015 A	Dominican Republic	21 Sep 2016 A
Armenia	31 Mar 2017 A	Ecuador	20 Apr 2015 A
Australia	9 Nov 2016 A	Estonia	21 Dec 2017 A
Austria	21 Dec 2017 A	Ethiopia	26 Jun 2015 A
Azerbaijan	1 Jul 2015 A	European Union	21 Dec 2017 A
Bahamas	4 Nov 2015 A	Fiji	19 Sep 2017 A
Bangladesh	13 Nov 2013 A	Finland	16 Nov 2017 A
Barbados	14 Aug 2013 A	France	30 Nov 2017 A
Belgium	14 Nov 2017 A	Gabon	1 Dec 2017 A
Bhutan	29 Sep 2015 A	Gambia	7 Nov 2016 A
Botswana	7 Mar 2016 A	Germany	14 Nov 2017 A
Brunei Darussalam	14 Nov 2014 A	Greece	21 Dec 2017 A
Bulgaria	21 Dec 2017 A	Grenada	1 Apr 2015 A
Burkina Faso	29 Nov 2016 A	Guinea	6 Apr 2016 A
Cambodia	17 Nov 2015 A	Guyana	23 Dec 2014 A
Chile	10 Nov 2015 A	Honduras	11 Apr 2014 A
China	2 Jun 2014 A	Hungary	1 Oct 2015 A
Comoros	7 Sep 2014 A	Iceland	7 Oct 2015 A
Congo	14 May 2015 A	India	8 Aug 2017 A
Costa Rica	21 Sep 2016 A	Indonesia	30 Sep 2014 A
Croatia	21 Dec 2017 A	Ireland	21 Dec 2017 A
Cuba	28 Dec 2016 A	Italy	18 Jul 2016 A
Cyprus	10 Dec 2015 A	Kenya	7 Apr 2014 A
Czech Republic	21 Dec 2017 A	Kiribati	11 Feb 2016 A

<i>Participant</i>	<i>Acceptance(A)</i>	<i>Participant</i>	<i>Acceptance(A)</i>
Latvia.....	21 Dec 2017 A	Portugal.....	22 Nov 2017 A
Liberia.....	17 Aug 2015 A	Republic of Korea.....	27 May 2015 A
Liechtenstein.....	23 Feb 2015 A	Romania.....	3 May 2016 A
Lithuania.....	22 Nov 2017 A	Rwanda.....	20 Nov 2015 A
Luxembourg.....	21 Sep 2017 A	Samoa.....	18 Sep 2015 A
Madagascar.....	1 Oct 2015 A	San Marino.....	4 Aug 2015 A
Malawi.....	29 Jun 2017 A	Serbia.....	30 Jun 2017 A
Malaysia.....	12 Apr 2017 A	Seychelles.....	15 Jul 2015 A
Maldives.....	1 Jul 2015 A	Singapore.....	23 Sep 2014 A
Mali.....	7 Dec 2015 A	Slovakia.....	16 Nov 2017 A
Malta.....	21 Dec 2017 A	Slovenia.....	21 Dec 2017 A
Marshall Islands.....	7 May 2015 A	Solomon Islands.....	5 Sep 2014 A
Mauritius.....	5 Sep 2013 A	South Africa.....	7 May 2015 A
Mexico.....	23 Sep 2014 A	Spain.....	14 Nov 2017 A
Micronesia (Federated States of).....	19 Feb 2014 A	Sri Lanka.....	2 Dec 2015 A
Monaco.....	27 Dec 2013 A	St. Kitts and Nevis.....	25 Oct 2016 A
Morocco.....	5 Sep 2014 A	Sudan.....	3 Feb 2014 A
Myanmar.....	19 Sep 2017 A	Swaziland.....	21 Sep 2016 A
Namibia.....	17 Feb 2015 A	Sweden.....	14 Nov 2017 A
Nauru.....	1 Dec 2014 A	Switzerland.....	28 Aug 2015 A
Netherlands ²	22 Nov 2017 A	Thailand.....	1 Sep 2015 A
New Zealand ³	30 Nov 2015 A	Trinidad and Tobago.....	6 Aug 2015 A
Norway.....	12 Jun 2014 A	Tuvalu.....	4 Dec 2014 A
Pakistan.....	31 Oct 2017 A	Uganda.....	8 Jul 2015 A
Palau.....	10 Mar 2015 A	United Arab Emirates.....	26 Apr 2013 A
Panama.....	29 Sep 2015 A	United Kingdom of Great Britain and Northern Ireland.....	17 Nov 2017 A
Peru.....	24 Sep 2014 A	Viet Nam.....	22 Jun 2015 A
Philippines.....	13 Apr 2016 A	Zimbabwe.....	20 Apr 2016 A

Declarations and Reservations

(Unless otherwise indicated, the declarations and reservations were made upon acceptance.)

CHINA

In accordance with the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China and the Basic Law of the Macao Special Administrative Region of the People's Republic of China, the Government of the People's Republic of China decides that the above-mentioned Amendment applies to the Hong Kong Special Administrative Region and the Macao Special Administrative Region of the People's Republic of China.

EUROPEAN UNION

“DECLARATION BY THE EUROPEAN UNION MADE IN ACCORDANCE WITH ARTICLE 24 (3) OF THE KYOTO PROTOCOL

The following are at present Member States of the European Union: the Kingdom of Belgium, the Republic of Bulgaria, the Czech Republic, the Kingdom of Denmark, the Federal Republic of Germany, the Republic

of Estonia, Ireland, the Hellenic Republic, the Kingdom of Spain, the French Republic, the Republic of Croatia, the Italian Republic, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Grand Duchy of Luxembourg, Hungary, the Republic of Malta, the Kingdom of the Netherlands, the Republic of Austria, the Republic of Poland, the Portuguese Republic, Romania, the Republic of Slovenia, the Slovak Republic, the Republic of Finland, the Kingdom of Sweden, and the United Kingdom of Great Britain and Northern Ireland.

The European Union declares that, in accordance with the Treaty on the Functioning of the European Union, and in particular Article 192 (1) and Article 191 thereof, it is competent to enter into international agreements, and to implement the obligations resulting therefrom, which contribute to the pursuit of the following objectives:

- preserving, protecting and improving the quality of the environment;
- protecting human health;

- prudent and rational utilisation of natural resources;
- promoting measures at international level to deal with regional or worldwide environmental problems, and in particular combating climate change.

The European Union declares that its quantified emission reduction commitment for the second commitment period of the Kyoto Protocol (2013-2020) will be fulfilled by means of action by the European Union and its Member States within the respective competence of each. The legally binding instruments to implement its commitment, covering matters governed by the Kyoto Protocol as amended by the Doha Amendment, are already in force.

The European Union will continue to provide information, on a regular basis, on relevant European Union legal instruments within the framework of the supplementary information incorporated in its National Communication submitted under Article 12 of the Convention for the purpose of demonstrating compliance with its commitments under the Kyoto Protocol in accordance with Article 7 (2) thereof and the guidelines thereunder.”

FRANCE

The ratification by the French Republic of the amendment to the Kyoto Protocol, adopted in Doha on 8 December 2012, should be interpreted in the context of the commitment assumed under article 4 of the Protocol by the European Union, from which it is indissociable. The ratification does not therefore apply to the Territories of the French Republic to which the Treaty on European Union is not applicable.

ITALY

“With regard to the instrument of acceptance of the Doha Amendment to the Kyoto Protocol deposited on 18 July 2016, the Government of Italy would like to point out that given the nature of the rights and obligations provided for therein and taking into account the legal system of the European Union (the EU) and its Member States, implementation will only be possible and obligations will come into effect once the EU and all its Member States will have deposited their relevant instruments of acceptance.”

MARSHALL ISLANDS

“... the Government of the Republic of the Marshall Islands declares its understanding that ratification of the Doha Amendment shall in no way constitute a renunciation of any rights under the international law concerning State responsibility for the adverse of climate change and that no provision in the Protocol, as amended, can be interpreted as derogating from principles of general international law.

Furthermore, the Government of the Republic of the Marshall Islands declares that, in light of best scientific information and assessment on climate change and its impacts, it considers the emission reduction obligations in Article 3 of the Kyoto Protocol and aforesaid Doha

Amendment to be inadequate to prevent a global temperature increase of 1.5 degrees Celsius above pre-Industrial levels and as a consequence, will have severe implications for our national interests.”

MICRONESIA (FEDERATED STATES OF)

“[T]he Government of the Federated States of Micronesia declares its understanding that ratification of the aforesaid Doha Amendment shall in no way constitute a renunciation of any rights under international law concerning State responsibility for the adverse effects of climate change and that no provision in the Protocol, as amended, can be interpreted as derogating from principles of general international law.

[T]he Government of the Federated States of Micronesia declares that, in light of the best available scientific information and assessment on climate change and its impacts, it considers the emissions reduction obligations in Article 3 of the Kyoto Protocol and the aforesaid Doha Amendment to be inadequate to prevent a global temperature increase of 1.5 degrees Celsius above pre-industrial levels and, as a consequence, will have severe implications for our national interests.”

NAURU

“[T]he Government of the Republic of Nauru declares its understanding that ratification of the aforesaid Doha Amendment shall in no way constitute a renunciation of any rights under international law concerning State responsibility for the adverse effects of climate change and that no provision in the Protocol, as amended, can be interpreted as derogating from principles of general international law.

[T]he Government of Nauru declares that, in light of the best available scientific information and assessment on climate change and its impacts, it considers the emissions reduction obligations in Article 3 of the Kyoto Protocol and the aforesaid Doha Amendment to be inadequate to prevent a global temperature increase of 1.5 degrees Celsius above pre-industrial levels and, as a consequence, will have severe implications for our national interest.”

SOLOMON ISLANDS

“The Government of Solomon Islands declares its understanding that acceptance of the aforesaid Amendment shall in no way constitute a renunciation of any rights under international law concerning State responsibility for the adverse effects of the climate change and that no provision in the Protocol, as amended, can be interpreted as derogating from principles of general international law.

The Government of Solomon Islands further declares that, in light of the best available scientific information and assessment on climate change and its impacts, it considers the emissions reduction obligations in Article 3 of the Kyoto Protocol and the aforesaid Amendment to be inadequate to prevent a global temperature increase of 1.5 degrees Celsius above pre-industrial levels and as a consequence, will have severe implications for our national interests.”

Notes:

¹ With territorial exclusion in respect of the Faroe Islands and Greenland. See C.N.773.2017.TREATIES-XXVII.7.c of 21 December 2017.

² For the European Part of the Netherlands.

³ Upon its acceptance of the Amendment, the Government of New Zealand notified the Secretary-General of the following:

“... consistent with the constitutional status of Tokelau and taking into account the commitment of the Government of New Zealand to the development of self-government for Tokelau through an act of self-determination under the Charter of the

United Nations, [the acceptance by New Zealand of the Doha Amendment] shall not extend to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand with the Depositary on the basis of appropriate consultation with that territory...”

