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AMENDMENT NO. 1
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INTERNATIONAL CIVIL AVIATION ORGANIZATION

**ASSEMBLY
39th SESSION**

Montréal, 27 September — 6 October 2016

PLENARY MEETINGS

MINUTES

AMENDMENT NO. 1

Please replace page 51 of Doc 10080 (A39-Min. P/7) with the attached, which reflects the addition of a reservation made by Brazil to Resolution 22/2, and which also contains amendments to paragraphs 30 and 32. Paragraph 34 and subsequent paragraphs should be renumbered accordingly.

(2 pages)

30. In the absence of any objections, the President declared the Report of the Executive Committee contained in WP/462, as amended pursuant to paragraphs 14 to 16 above, approved and Resolution 22/2: *Consolidated statement of continuing ICAO policies and practices related to environmental protection – Global market-based measure (MBM) scheme adopted*, subject to the reservations expressed by (in alphabetical order) the Delegates of Argentina, India, the Russian Federation and Venezuela (Bolivarian Republic of). Many of these reservations were later confirmed in writing as requested by the President of the Assembly. In addition, a reservation by China regarding Operative Paragraph 23 of Resolution 22/2 was communicated to the Secretary General by a letter dated 21 October 2016, and a reservation by Brazil regarding Operative Paragraphs 21 and 23 of Resolution 22/2 was communicated to the Secretariat by a Note verbale dated 4 November 2016. The texts of the various reservations are given below and are also posted on the website for the 39th Session of the Assembly under *Documentation, Resolutions*.

31. It was noted that the revised texts of the approved Reports of the Executive Committee on Agenda Item 22 containing Resolutions 22/1 and 22/2 would be issued as WPs/529 and /530.

32. The Secretary of the Executive Committee invited those States which had already indicated to ICAO their intention to voluntarily participate in the CORSIA to confirm their participation as soon as possible with the Secretariat, following which they would receive a confirmation document. Those States which had not yet indicated an intention to voluntarily participate but wished to do so were invited to inform the Secretariat accordingly, as soon as possible, in order to obtain a confirmation document.

Reservations expressed regarding Resolution 22/2 on a global MBM scheme

33. While reaffirming that his State was firmly committed to the implementation of Resolution 22/2, the Delegate of Argentina expressed its reservation regarding Operative Paragraphs 3, 4 and 5 thereof on the global aspirational goal of carbon neutral growth from 2020 (CNG2020), which his State had previously given as its position of principle at the 38th Session of the Assembly with regard to Operative Paragraph 7 of Assembly Resolution A38-18: *Consolidated statement of continuing ICAO policies and practices related to environment protection – Climate change*.

34. Brazil, which had expressed its reservation regarding the eligibility of emissions units for use in CORSIA in its A39-WP/233 and during its introduction of that paper to the Executive Committee (EX/3), and which restated its position in the Plenary, communicated the text of its reservation regarding Operative Paragraphs 21 and 23 of Resolution 22/2 to the Secretariat by a Note verbale dated 4 November 2016, as follows:

With regard to Operative Paragraph 21, “The Government of Brazil declares its understanding that emissions units generated through multilaterally-agreed mechanisms established under the United Nations Framework Convention on Climate Change, namely the Clean Development Mechanism of the Kyoto Protocol and the mechanism established by Article 6, paragraph 4 of the Paris Agreement, are already eligible for CORSIA”.

With regard to Operative Paragraph 23, “In view of the need to ensure the highest levels of environmental integrity of CORSIA, the Government of Brazil expresses its reservation towards the use in CORSIA of emissions units generated from mechanisms, instruments or arrangements outside the UNFCCC. The Government of Brazil also declares that any transfer of units resulting from mitigation outcomes achieved in the Brazilian territory will be subject to prior and formal consent by the Federal Government”.

