

**7. a) Kyoto Protocol to the United Nations Framework Convention on
Climate Change**

Kyoto, 11 December 1997

ENTRY INTO FORCE: 16 February 2005, in accordance with article 25(1) and article 25 (3) which read as follows: "1. This Protocol shall enter into force on the ninetieth day after the date on which not less than 55 Parties to the Convention, incorporating Parties included in Annex I which accounted in total for at least 55 per cent of the total carbon dioxide emissions for 1990 of the Parties included in Annex I, have deposited their instruments of ratification, acceptance, approval or accession." "3. For each State or regional economic integration organization that ratifies, accepts or approves this Protocol or accedes thereto after the conditions set out in paragraph 1 above for entry into force have been fulfilled, this Protocol shall enter into force on the ninetieth day following the date of deposit of its instrument of ratification acceptance, approval or accession".

REGISTRATION: 16 February 2005, No. 30822.

STATUS: Signatories: 83. Parties: 192.¹

TEXT: United Nations, *Treaty Series*, vol. 2303, p. 162; depositary notifications C.N.101.2004.TREATIES-1 of 11 February 2004 [Proposed corrections to the original texts of the Protocol (Arabic and French versions)] and C.N.439.2004.TREATIES-4 of 12 May 2004 [Corrections to the original texts of the Protocol (Arabic and French versions)]; C.N.380.2007.TREATIES-5 of 17 April 2007 (Adoption of an amendment to Annex B of the Protocol).

Note: The Protocol was adopted at the third session of the Conference of the Parties to the 1992 United Nations Framework Convention on Climate Change ("the Convention"), held at Kyoto (Japan) from 1 to 11 December 1997. The Protocol shall be open for signature by States and regional economic integration organizations which are Parties to the Convention at United Nations Headquarters in New York from 16 March 1998 to 15 March 1999 in accordance with its article 24 (1).

<i>Participant</i>	<i>Signature</i>	<i>Ratification, Acceptance(A), Accession(a), Approval(AA)</i>	<i>Participant</i>	<i>Signature</i>	<i>Ratification, Acceptance(A), Accession(a), Approval(AA)</i>
Afghanistan.....		25 Mar 2013 a	Bhutan.....		26 Aug 2002 a
Albania.....		1 Apr 2005 a	Bolivia (Plurinational State of).....	9 Jul 1998	30 Nov 1999
Algeria		16 Feb 2005 a	Bosnia and Herzegovina		16 Apr 2007 a
Angola		8 May 2007 a	Botswana		8 Aug 2003 a
Antigua and Barbuda.....	16 Mar 1998	3 Nov 1998	Brazil	29 Apr 1998	23 Aug 2002
Argentina	16 Mar 1998	28 Sep 2001	Brunei Darussalam		20 Aug 2009 a
Armenia		25 Apr 2003 a	Bulgaria	18 Sep 1998	15 Aug 2002
Australia.....	29 Apr 1998	12 Dec 2007	Burkina Faso.....		31 Mar 2005 a
Austria	29 Apr 1998	31 May 2002	Burundi		18 Oct 2001 a
Azerbaijan.....		28 Sep 2000 a	Cabo Verde		10 Feb 2006 a
Bahamas.....		9 Apr 1999 a	Cambodia.....		22 Aug 2002 a
Bahrain.....		31 Jan 2006 a	Cameroon.....		28 Aug 2002 a
Bangladesh.....		22 Oct 2001 a	Canada ²	[29 Apr 1998]	[17 Dec 2002]
Barbados		7 Aug 2000 a	Central African Republic		18 Mar 2008 a
Belarus		26 Aug 2005 a	Chad.....		18 Aug 2009 a
Belgium	29 Apr 1998	31 May 2002	Chile.....	17 Jun 1998	26 Aug 2002
Belize.....		26 Sep 2003 a			
Benin.....		25 Feb 2002 a			

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China ³	29 May 1998	30 Aug 2002 AA	Hungary		21 Aug 2002 a
Colombia		30 Nov 2001 a	Iceland		23 May 2002 a
Comoros.....		10 Apr 2008 a	India		26 Aug 2002 a
Congo.....		12 Feb 2007 a	Indonesia.....	13 Jul 1998	3 Dec 2004
Cook Islands	16 Sep 1998	27 Aug 2001	Iran (Islamic Republic of).....		22 Aug 2005 a
Costa Rica.....	27 Apr 1998	9 Aug 2002	Iraq.....		28 Jul 2009 a
Côte d'Ivoire		23 Apr 2007 a	Ireland.....	29 Apr 1998	31 May 2002
Croatia	11 Mar 1999	30 May 2007	Israel	16 Dec 1998	15 Mar 2004
Cuba.....	15 Mar 1999	30 Apr 2002	Italy	29 Apr 1998	31 May 2002
Cyprus.....		16 Jul 1999 a	Jamaica		28 Jun 1999 a
Czech Republic.....	23 Nov 1998	15 Nov 2001 AA	Japan	28 Apr 1998	4 Jun 2002 A
Democratic People's Republic of Korea....		27 Apr 2005 a	Jordan.....		17 Jan 2003 a
Democratic Republic of the Congo.....		23 Mar 2005 a	Kazakhstan.....	12 Mar 1999	19 Jun 2009
Denmark ⁴	29 Apr 1998	31 May 2002	Kenya.....		25 Feb 2005 a
Djibouti.....		12 Mar 2002 a	Kiribati.....		7 Sep 2000 a
Dominica		25 Jan 2005 a	Kuwait		11 Mar 2005 a
Dominican Republic.....		12 Feb 2002 a	Kyrgyzstan.....		13 May 2003 a
Ecuador.....	15 Jan 1999	13 Jan 2000	Lao People's Democratic Republic		6 Feb 2003 a
Egypt.....	15 Mar 1999	12 Jan 2005	Latvia.....	14 Dec 1998	5 Jul 2002
El Salvador	8 Jun 1998	30 Nov 1998	Lebanon		13 Nov 2006 a
Equatorial Guinea		16 Aug 2000 a	Lesotho		6 Sep 2000 a
Eritrea		28 Jul 2005 a	Liberia.....		5 Nov 2002 a
Estonia	3 Dec 1998	14 Oct 2002	Libya.....		24 Aug 2006 a
Eswatini		13 Jan 2006 a	Liechtenstein.....	29 Jun 1998	3 Dec 2004
Ethiopia.....		14 Apr 2005 a	Lithuania.....	21 Sep 1998	3 Jan 2003
European Union.....	29 Apr 1998	31 May 2002 AA	Luxembourg.....	29 Apr 1998	31 May 2002
Fiji	17 Sep 1998	17 Sep 1998	Madagascar.....		24 Sep 2003 a
Finland.....	29 Apr 1998	31 May 2002	Malawi.....		26 Oct 2001 a
France	29 Apr 1998	31 May 2002 AA	Malaysia.....	12 Mar 1999	4 Sep 2002
Gabon.....		12 Dec 2006 a	Maldives	16 Mar 1998	30 Dec 1998
Gambia.....		1 Jun 2001 a	Mali.....	27 Jan 1999	28 Mar 2002
Georgia		16 Jun 1999 a	Malta.....	17 Apr 1998	11 Nov 2001
Germany	29 Apr 1998	31 May 2002	Marshall Islands.....	17 Mar 1998	11 Aug 2003
Ghana.....		30 May 2003 a	Mauritania.....		22 Jul 2005 a
Greece.....	29 Apr 1998	31 May 2002	Mauritius.....		9 May 2001 a
Grenada.....		6 Aug 2002 a	Mexico	9 Jun 1998	7 Sep 2000
Guatemala.....	10 Jul 1998	5 Oct 1999	Micronesia (Federated States of)	17 Mar 1998	21 Jun 1999
Guinea.....		7 Sep 2000 a	Monaco	29 Apr 1998	27 Feb 2006
Guinea-Bissau.....		18 Nov 2005 a	Mongolia.....		15 Dec 1999 a
Guyana.....		5 Aug 2003 a	Montenegro.....		4 Jun 2007 a
Haiti		6 Jul 2005 a			
Honduras.....	25 Feb 1999	19 Jul 2000			

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Morocco.....		25 Jan 2002 a	South Africa.....		31 Jul 2002 a
Mozambique.....		18 Jan 2005 a	Spain.....	29 Apr 1998	31 May 2002
Myanmar.....		13 Aug 2003 a	Sri Lanka.....		3 Sep 2002 a
Namibia.....		4 Sep 2003 a	St. Kitts and Nevis.....		8 Apr 2008 a
Nauru.....		16 Aug 2001 a	St. Lucia.....	16 Mar 1998	20 Aug 2003
Nepal.....		16 Sep 2005 a	St. Vincent and the Grenadines.....	19 Mar 1998	31 Dec 2004
Netherlands ⁵	29 Apr 1998	31 May 2002 A	Sudan.....		2 Nov 2004 a
New Zealand ⁶	22 May 1998	19 Dec 2002	Suriname.....		25 Sep 2006 a
Nicaragua.....	7 Jul 1998	18 Nov 1999	Sweden.....	29 Apr 1998	31 May 2002
Niger.....	23 Oct 1998	30 Sep 2004	Switzerland.....	16 Mar 1998	9 Jul 2003
Nigeria.....		10 Dec 2004 a	Syrian Arab Republic....		27 Jan 2006 a
Niue.....	8 Dec 1998	6 May 1999	Tajikistan.....		29 Dec 2008 a
Norway.....	29 Apr 1998	30 May 2002	Thailand.....	2 Feb 1999	28 Aug 2002
Oman.....		19 Jan 2005 a	The former Yugoslav Republic of Macedonia.....		18 Nov 2004 a
Pakistan.....		11 Jan 2005 a	Timor-Leste.....		14 Oct 2008 a
Palau.....		10 Dec 1999 a	Togo.....		2 Jul 2004 a
Panama.....	8 Jun 1998	5 Mar 1999	Tonga.....		14 Jan 2008 a
Papua New Guinea.....	2 Mar 1999	28 Mar 2002	Trinidad and Tobago.....	7 Jan 1999	28 Jan 1999
Paraguay.....	25 Aug 1998	27 Aug 1999	Tunisia.....		22 Jan 2003 a
Peru.....	13 Nov 1998	12 Sep 2002	Turkey.....		28 May 2009 a
Philippines.....	15 Apr 1998	20 Nov 2003	Turkmenistan.....	28 Sep 1998	11 Jan 1999
Poland.....	15 Jul 1998	13 Dec 2002	Tuvalu.....	16 Nov 1998	16 Nov 1998
Portugal.....	29 Apr 1998	31 May 2002 AA	Uganda.....		25 Mar 2002 a
Qatar.....		11 Jan 2005 a	Ukraine.....	15 Mar 1999	12 Apr 2004
Republic of Korea.....	25 Sep 1998	8 Nov 2002	United Arab Emirates....		26 Jan 2005 a
Republic of Moldova.....		22 Apr 2003 a	United Kingdom of Great Britain and Northern Ireland ^{7,8}	29 Apr 1998	31 May 2002
Romania.....	5 Jan 1999	19 Mar 2001	United Republic of Tanzania.....		26 Aug 2002 a
Russian Federation.....	11 Mar 1999	18 Nov 2004	United States of America.....	12 Nov 1998	
Rwanda.....		22 Jul 2004 a	Uruguay.....	29 Jul 1998	5 Feb 2001
Samoa.....	16 Mar 1998	27 Nov 2000	Uzbekistan.....	20 Nov 1998	12 Oct 1999
San Marino.....		28 Apr 2010 a	Vanuatu.....		17 Jul 2001 a
Sao Tome and Principe..		25 Apr 2008 a	Venezuela (Bolivarian Republic of).....		18 Feb 2005 a
Saudi Arabia.....		31 Jan 2005 a	Viet Nam.....	3 Dec 1998	25 Sep 2002
Senegal.....		20 Jul 2001 a	Yemen.....		15 Sep 2004 a
Serbia.....		19 Oct 2007 a	Zambia.....	5 Aug 1998	7 Jul 2006
Seychelles.....	20 Mar 1998	22 Jul 2002	Zimbabwe.....		30 Jun 2009 a
Sierra Leone.....		10 Nov 2006 a			
Singapore.....		12 Apr 2006 a			
Slovakia.....	26 Feb 1999	31 May 2002			
Slovenia.....	21 Oct 1998	2 Aug 2002			
Solomon Islands.....	29 Sep 1998	13 Mar 2003			
Somalia.....		26 Jul 2010 a			

Declarations and Reservations
(Unless otherwise indicated, the declarations and reservations were made upon ratification, accession, acceptance or approval.)

AUSTRALIA

"The Government of Australia declares that it is eligible to apply the second sentence of Article 3.7 of the Protocol, using the Revised 1996 IPCC methodologies, as stipulated in Article 5.2 of the Protocol and paragraph 5 (b) of the Annex to Decision 13/CMP.1."

COOK ISLANDS

The Government of the Cook Islands declares its understanding that signature and subsequent ratification of the Kyoto Protocol 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 can be interpreted as derogating from principles of general international law.

In this regard, the Government of the Cook 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 obligation in article 3 of the Kyoto Protocol to be inadequate to prevent dangerous anthropogenic interference with the climate system."

EUROPEAN UNION

"The European Community and its Member States will fulfil their respective commitments under article 3, paragraph 1, of the Protocol jointly in accordance with the provisions of article 4."

Declaration by the European Community made in accordance with article 24 (3) of the Kyoto Protocol

"The following States are at present members of the European Community: the Kingdom of Belgium, the Kingdom of Denmark, the Federal Republic of Germany, the Hellenic Republic, the Kingdom of Spain, the French Republic, Ireland, the Italian Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands, the Republic of Austria, the Portuguese Republic, the Republic of Finland, the Kingdom of Sweden, the United Kingdom of Great Britain and Northern Ireland.

The European Community declares that, in accordance with the Treaty establishing the European Community, and in particular article 175 (1) 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 world wide environmental problems.

The European Community declares that its quantified emission reduction commitment under the Protocol will be fulfilled through action by the Community and its Member States within the respective competence of each and that it has already adopted legal instruments, binding on its Member States, covering matters governed by the Protocol.

The European Community will on a regular basis provide information on relevant Community legal instruments within the framework of the supplementary information incorporated in its national communication submitted under art12 of the Convention for the purpose of demonstrating compliance with its commitments under

the Protocol in accordance with article 7 (2) thereof and the guidelines thereunder."

IRELAND

"The European Community and the Member States, including Ireland, will fulfil their respective commitments under article 3, paragraph 1, of the Protocol in accordance with the provisions of article 4."

KIRIBATI

"The Government of the Republic of Kiribati declares its understanding that accession to the Kyoto Protocol 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 can be interpreted as derogating from principles of general international law."

NAURU

"... The Government of the Republic of Nauru declares its understanding that the ratification of the Kyoto Protocol shall in no way constitute a renunciation of any rights under international law concerning State responsibility for the adverse effects of climate change; ...

... The Government of the Republic of Nauru further declares that, in the light of the best available scientific information and assessment of climate change and impacts, it considers the emissions of reduction obligations in Article 3 of the Kyoto Protocol to be inadequate to prevent the dangerous anthropogenic interference with the climate system;

... [The Government of the Republic of Nauru declares] that no provisions in the Protocol can be interpreted as derogating from the principles of general international law[.]

NIUE

"The Government of Niue declares its understanding that ratification of the Kyoto Protocol 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 provisions in the Protocol can be interpreted as derogating from the principles of general international law.

In this regard, the Government of Niue further declares that, in light of the best available scientific information and assessment of climate change and impacts, it considers the emissions reduction obligations in article 3 of the Kyoto Protocol to be inadequate to prevent dangerous anthropogenic interference with the climate system."

RUSSIAN FEDERATION

The Russian Federation proceeds from the assumption that the commitments of the Russian Federation under the Protocol will have serious consequences for its social and economic development. Therefore, the decision on ratification was taken following a thorough analysis of all factors, inter alia, the importance of the Protocol for the promotion of international cooperation, and taking into account that the Protocol can enter into force only if the Russian Federation ratifies it.

The Protocol establishes for each of the Parties that have signed it quantified reductions of greenhouse gas emissions to atmosphere for the first commitment period from 2008 to 2012.

The commitments of the Parties to the Protocol on quantified reductions of greenhouse gas emissions to atmosphere for the second and subsequent commitment periods of the Protocol, that is after 2012, will be established through negotiations of the Parties to the Protocol scheduled to start in 2005. On the outcome of

these negotiations the Russian Federation will take a decision on its participation in the Protocol in the second and subsequent commitment periods.

SYRIAN ARAB REPUBLIC

The accession of the Syrian Arab Republic to this Protocol shall in no way imply its recognition of Israel or entail its entry into any dealings with Israel in the matters governed by the provisions thereof.

Notes:

¹ For the purpose of entry into force of the [Convention/Protocol], any instrument of ratification, acceptance, approval or accession deposited by a regional economic integration organization shall not be counted as additional to those deposited by member States of that Organization.

² In accordance with article 27 (2) of the Kyoto Protocol to the United Nations Framework Convention on Climate Change, the Government of Canada notified the Secretary-General that it had decided to withdraw from the Kyoto Protocol as from the date indicated hereinafter:

<i>Participant:</i>	<i>Date of notification:</i>	<i>Date of effect:</i>
Canada	15 Dec 2011	15 Dec 2012

³ In a communication received on 30 August 2002, the Government of the People's Republic of China informed the Secretary-General of the following:

In accordance with article 153 of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China of 1990 and article 138 of the Basic Law of the Macao Special Administrative Region of the People's Republic of China of 1993, the Government of the People's Republic of China decides that the Kyoto Protocol to the United Nations Framework Convention on Climate Change shall provisionally not apply to the Hong Kong Special Administrative Region and the Macao Special Administrative Region of the People's Republic of China.

Further, in a communication received on 8 April 2003, the Government of the Government of the People's Republic of China notified the Secretary-General of the following:

"In accordance with the provisions of Article 153 of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China of 1990, the Government of the People's Republic of China decides that the United Nations Framework Convention on Climate Change and the Kyoto Protocol to the United Nations Framework Convention on Climate Change shall apply to the Hong Kong Special Administrative Region of the People's Republic of China.

The United Nations Framework Convention on Climate Change continues to be implemented in the Macao Special Administrative Region of the People's Republic of China. The Kyoto Protocol to the United Nations Framework Convention on Climate Change shall not apply to the Macao Special

Administrative Region of the People's Republic of China until the Government of China notifies otherwise."

In a communication received on 14 January 2008, the Government of the Government of the People's Republic of China notified the Secretary-General of the following:

In accordance with Article 138 of 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 Kyoto Protocol to the United Nations Framework Convention on Climate Change shall apply to the Macao Special Administrative Region of the People's Republic of China.

⁴ With a territorial exclusion to the Faroe Islands.

⁵ For the Kingdom in Europe.

⁶ With the following declaration:

".....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, this ratification 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."

⁷ By a communication received on 27 March 2007, the Government of Argentina notified the Secretary-General of the following:

The Argentine Republic objects to the extension of the territorial application to the Kyoto Protocol to the United Nations Framework Convention on Climate Change of 11 December 1997 with respect to the Malvinas Islands, which was notified by the United Kingdom of Great Britain and Northern Ireland to the Depositary of the Convention on 7 March 2007.

The Argentine Republic reaffirms its sovereignty over the Malvinas Islands, the South Georgia and South Sandwich Islands and the surrounding maritime spaces, which are an integral part of its national territory, and recalls that the General Assembly of the United Nations adopted resolutions 2065 (XX), 3160 (XXVIII), 31/49, 37/9, 38/12, 39/6, 40/21, 41/40, 42/19 and 43/25, which recognize the existence of a dispute over sovereignty and request the Governments of the Argentine Republic and the United Kingdom of Great Britain and Northern Ireland to initiate negotiations with a view to finding the means

to resolve peacefully and definitively the pending problems between both countries, including all aspects on the future of the Malvinas Islands, in accordance with the Charter of the United Nations.

⁸ On 4 April 2006, the Government of the United Kingdom informed the Secretary-General that the Protocol shall apply to the Bailiwick of Guernsey and the Isle of Man. On 2 January 2007: in respect of Gibraltar. On 7 March 2007: in respect of Bermuda, Cayman Islands, Falkland Islands (Malvinas) and the Bailiwick of Jersey.

