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EXECUTIVE COMMITTEE OF  
THE MULTILATERAL FUND FOR THE  
IMPLEMENTATION OF THE MONTREAL PROTOCOL  
Seventy-seventh Meeting  
Montreal, 28 November - 2 December 2016

**RULES OF PROCEDURES AND DECISIONS OF THE EXECUTIVE COMMITTEE FOR  
MEETINGS OF THE EXECUTIVE COMMITTEE REGARDING OBSERVERS**

**Background**

1. At their third meeting, the Parties endorsed the Rules of procedure for meetings of the Executive Committee of the Multilateral Fund<sup>1</sup>, of which Rule 7 regarding observers states that:

“The Secretariat shall notify any body or agency, whether national or international, governmental or nongovernmental, qualified in the field related to the work of the Executive Committee, that has informed the Secretariat of its wishes to be represented, of any meeting so that it may be represented by an observer subject to the condition that their admission to the meeting is not objected to by at least one third of the Parties present at the meeting. However, the Executive Committee may determine that any portion of its meetings involving sensitive matters may be closed to observers. Non-governmental observers should include observers from developing and developed countries and their total number should be limited as far as possible.

“Such observers may, upon invitation of the Chairman and if there is no objection from the Committee members present, participate without the right to vote in the proceedings of any meeting in matters of direct concern to the body or agency which they represent.”

2. In addition, before the elimination of the Sub-committees of on Monitoring, Evaluation, and Finance and on Project Review in 2004, their terms of reference<sup>2</sup>, *inter alia* stated that:

“The Sub-Committee will be a closed Committee. Executive Committee members may be admitted as observers with the express agreement of the Chairman. With the concurrence of all members of the Sub-Committee, the Chairman could invite the observers to speak. Three representatives from non-governmental organizations (NGOs), namely, one nominated by environmental NGOs, one by

<sup>1</sup> Annex VI of document UNEP/OzL.Pro.3/11

<sup>2</sup> Annex VII of document UNEP/OzL.Pro/ExCom/20/72 and Annex VII of document UNEP/OzL.Pro/ExCom/21/36, respectively

industry NGOs and one by NGOs from the academic community, may observe the meeting of the Sub-Committee but may not participate.”

### **Secretariat’s practice**

3. The Secretariat notifies three organizations, namely, Alliance for Responsible Atmospheric Policy, Environmental Investigation Agency and Greenpeace of each meeting of the Executive Committee based on their participation in the past meetings. For any other agency/organization that requests for participation, the Secretariat follows Rule 7 of the Rules of procedure for meetings of the Executive Committee to obtain clearance from members of the Executive Committee. Since most of the requests are submitted a few days prior to the meeting, the Secretariat requests members to reply only in case of objecting to such requests.

### **77<sup>th</sup> and future meetings**

4. Unlike previous meetings of the Executive Committee, in which usually one or two additional organizations would request for participation, the Secretariat has received requests from Climalife, Kigali Cooling and Energy-efficiency Fund (KCEF) Steering Committee of the 19 philanthropic foundations, Institute for Governance and Sustainable Development (IGSD), and the Natural Resources Defense Council (NRDC) to attend the 77<sup>th</sup> meeting. As the request from NRDC was received only on 24 November 2016, the clearance process will only be done at the plenary session on the first day of the Executive Committee.

5. In view of the approval of the Kigali Amendment, the Secretariat foresees an increase in the observer requests for participation in future meetings of the Executive Committee.

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