Amendment No.4 To the MEMORANDA of UNDERSTANDING

between the Ministry of Foreign Affairs and International Cooperation of the Italian Republic, the Ministry of Environment, Land and Sea of the Italian Republic, the Federal Ministry for Europe, Integration and Foreign Affairs of the Republic of Austria, the Government of the Grand Duchy of Luxembourg and the Ministry of Foreign Affairs and Cooperation of Spain

and the Governments of the Pacific SIDS

Reference is made to:

- i) The Memorandum of Understanding between the Ministry for the Environment, Land and Sea of Italy and the Governments of the Pacific Small Island Developing States participating to the project "CO-OPERATION ON CLIMATE CHANGE AND ON THE CLEAN DEVELOPMENT MECHANISM (CDM) UNDER ARTICLE 12 OF THE KYOTO PROTOCOL", done in New York on 11 May 2007 and signed by the parties in the subsequent weeks, and its Amendment No.1, both hereafter referred to as the "Memorandum";
- ii) The Memorandum of Understanding between the Federal Ministry for Europe, Integration and Foreign Affairs of the Republic of Austria, the Ministry for the Environment, Land and Sea of the Republic of Italy and the Governments of the Pacific Small Island Developing States participating to the programme "Development Cooperation on Energy for Sustainable Development", which complements the Memorandum and was done in New York on 6 March 2008 and subsequently signed by all parties, hereafter referred to as the "First Complementary Memorandum";
- iii) Amendment No.2 to the <u>Memorandum</u> and to the <u>First Complementary Memorandum</u> which was done in New York on 3 October 2012 and subsequently signed by all parties with the purpose of *inter alia* including the Grand Duchy of Luxembourg as a party to the <u>Memorandum</u> and the <u>First Complementary Memorandum</u>;
- iv) Amendment No.3 to the <u>Memorandum</u> and to the <u>First Complementary Memorandum</u> which was done in New York on 7 July 2015 and subsequently signed by all parties with the purpose of extending the <u>Memorandum</u> and <u>First Complementary Memorandum</u> to 31 December 2018;
- v) The Memorandum of Understanding between the Ministry of Foreign Affairs and Cooperation of Spain, the ministry of Environment, Land and Sea of the Republic of Italy, the Ministry of Foreign Affairs and of International Cooperation of the Republic of Italy, the Federal Ministry for Europe, Integration and International Affairs of the Republic of Austria, the Government of the Grand Duchy of Luxembourg and the Governments of the Pacific Small Island Developing States participating to the programme "Development Cooperation on Energy for Sustainable Development" which complements the Memorandum and First Complementary Memorandum which was done in New York on 26 September 2014 and subsequently signed by all parties, hereafter referred to as the Second Complementary Memorandum;

vi) The Addendum to the ANNEX to all MEMORANDA of UNDERSTANDING between the Governments of Italy, Austria, the Grand Duchy of Luxembourg and Spain and the Governments of the Pacific SIDS which was done in New York on 7 July 2015 and subsequently signed by all parties;

With the purpose of:

- 1. Extending the validity of the <u>Memorandum</u>, the <u>First Complementary Memorandum</u>, respectively amended as specified in paragraph iii) *supra* and the <u>Second Complementary Memorandum</u> to 31 December 2023.
- 2. It is understood that this Amendment no.4 has no financial implications.

IN LIGHT OF PARAGRAPHS I AND 2 *supra*, THE PARTIES HAVE REACHED THE FOLLOWING UNDERSTANDING:

- 3. Paragraph 1 of Article 4 of the <u>Memorandum</u> is amended to read: "This Memorandum will take effect on the date of signature and will remain valid until 31 December 2023, unless one Party notifies the other Party about the intention to terminate it, through diplomatic means, at least (6) six month in advance of the termination date."
- 4. In paragraph 1 of Article 4 of both the <u>First Complementary Memorandum</u> and the <u>Second Complementary Memorandum</u> the year "2018" is replaced by "2023".
- 5. Paragraph 5 of Article 4 of both the <u>Memorandum</u> and of the <u>Second Complementary</u> <u>Memorandum</u> is amended to read: "This Memorandum may also be extended past the end of 2023, through mutual agreement in writing by all parties."
- 6. Likewise, in paragraph 5 of Article 4 of the <u>First Complementary Memorandum</u> the year "2018" is replaced by "2023".

Done at New York, on 8 February 2019.

For the Federal Ministry for Europe, Integration and Foreign Affairs of the

Republic of Austria

For the Ministry of Foreign Affairs and for the Ministry of Environment of the Italian

Republic

For the Government of the Grand Duchy of Luxembourg

For the Cook Islands

For the Republic of Kiribati

For the Federated States of Micronesia

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For Niue

For the Independent State of Papua New Guinea

For the Solomon Islands

For Tuvalu

For the Ministry of Foreign Affairs and Cooperation of Spain

For the Republic of Fiji

For the Republic of the Marshall Islands

For the Republic of Nauru

For the Republic of Palau

For the Independent State of Samoa

For the Kingdom of Tonga

For the Republic of Vanuatu