

Amendment No.5
To the MEMORANDA of UNDERSTANDING
between the Ministry of Foreign Affairs and International Cooperation of the Italian Republic, the Ministry of Environment and Energy Security of the Italian Republic, the Federal Ministry for European and International Affairs of the Republic of Austria, the Government of the Grand Duchy of Luxembourg and the Ministry of Foreign Affairs, European Union 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 and Energy Security 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 and Energy Security of the Italian Republic 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 Memorandum and to the First Complementary Memorandum 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 Memorandum and to the First Complementary Memorandum;
- iv) Amendment No.3 to the Memorandum and to the First Complementary Memorandum which was done in New York on 7 July 2015 and subsequently signed by all parties with the purpose of extending the Memorandum and First Complementary Memorandum to 31 December 2018;
- v) Amendment No.4 to the Memorandum and to the First Complementary Memorandum which was done in New York on 8 February 2019 and subsequently signed by all parties with the purpose of extending the Memorandum and the First Complementary Memorandum to 31 December 2023;
- vi) The Memorandum of Understanding between the Ministry of Foreign Affairs and Cooperation of Spain, the Ministry of Environment, Land and Sea of the Italian Republic, the Ministry of Foreign Affairs and of International Cooperation of the Italian Republic, 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 the 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;
- vii) 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 Memorandum, the First Complementary Memorandum, respectively amended as specified in paragraph iii) *supra* and the Second Complementary Memorandum to 31 December 2028.

2. It is understood that this Amendment no.5 has no financial implications.

IN LIGHT OF PARAGRAPHS 1 AND 2 *supra*, THE PARTIES HAVE REACHED THE FOLLOWING UNDERSTANDING:

3. Paragraph 1 of Article 4 of the Memorandum is amended to read: "This Memorandum will take effect on the date of signature and will remain valid until 31 December 2028, unless one Party notifies the other Party about its intention to terminate it, through diplomatic means, at least (6) six months in advance of the termination date."

4. In paragraph 1 of Article 4 of both the First Complementary Memorandum and the Second Complementary Memorandum the year "2023" is replaced by "2028".

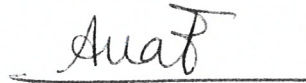
5. Paragraph 5 of Article 4 of both the Memorandum and of the Second Complementary Memorandum is amended to read: "This Memorandum may also be extended past the end of 2028, through mutual agreement in writing by all parties."

6. Likewise, in paragraph 5 of Article 4 of the First Complementary Memorandum the year "2023" is replaced by "2028".

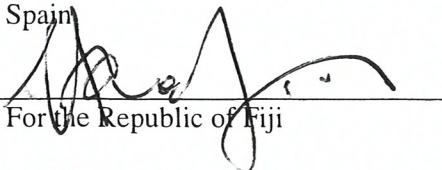
Done at New York, on 20 November 2023.



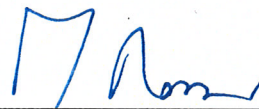
For the Federal Ministry for
European and International Affairs
of the Republic of Austria



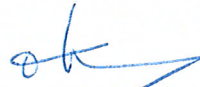
For the Ministry of Foreign Affairs,
European Union and Cooperation of
Spain



For the Republic of Fiji

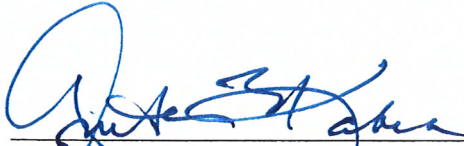


For the Ministry of Foreign Affairs and
International Cooperation of the Italian
Republic

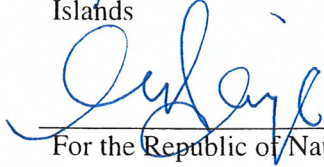


For the Government of the Grand Duchy
of Luxembourg

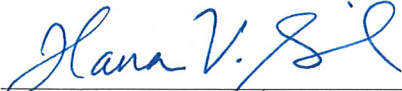
For the Cook Islands



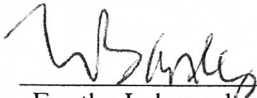
For the Republic of the Marshall
Islands



For the Republic of Nauru



For the Republic of Palau



For the Independent State of Samoa



For the Kingdom of Tonga



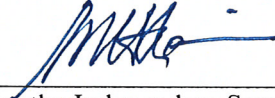
For the Republic of Vanuatu



For the Republic of Kiribati

For the Federated States of Micronesia

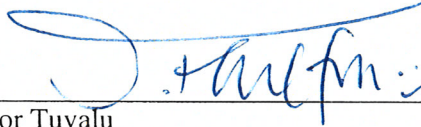
For Niue



For the Independent State of Papua New
Guinea



For the Solomon Islands



For Tuvalu