November 22, 2023

Ms. Sarah Bloom Raskin
Dr. Bing Leng
Co-Chairs, Consultation on Net Zero Recognition and Accountability Framework
United Nations Framework Convention on Climate Change
P.O. Box 260124
D-53153 Bonn
Germany

Dear Ms. Raskin and Dr. Leng:

Earlier this year, we wrote to leaders of the United States, European Union, and United Nations to urge them to take immediate steps to limit the influence of polluting industries, particularly major fossil fuel industry players whose business strategies are at clear odds with the central goals of the Paris Agreement, at gatherings of the United Nations Framework Convention on Climate Change (UNFCCC).

Since we sent that letter, the UNFCCC has named you to lead the Consultation on Net Zero Recognition and Accountability Framework. According to the UNFCCC, the purpose of the consultation is, among other things, to understand more about how to refine approaches to transparency and promote greater ambition as business, cities, and regions strive toward net-zero emissions. We understand that you intend to issue a set of operational guideposts at or around the twenty-eight Conference of the Parties (COP28) in the Dubai in December 2023.

Little has changed since we sent our first letter. We continue to have profound concern that current rules governing the UNFCCC permit private sector polluters to exert undue influence on UNFCCC processes.

Last year, many of us attended or followed COP27 in Sharm-al-Sheikh, Egypt. While we applaud the United Nations for bringing tens of thousands of delegates together, leading to a historic agreement that will help developing countries deal with losses and damages from the impacts of climate change, the conference ultimately failed to secure consensus from Parties to cut greenhouse gases in line with the agreed global goals.¹

It did not escape our attention that at least 636 lobbyists from the oil and gas industries registered to attend last year’s COP—an increase of more than 25% over the previous year. When the number of attendees representing polluting corporate actors, which have a vested financial interest in maintaining the status quo, is larger than the delegations of nearly every country in attendance, it is easy to see how their presence could obstruct climate action. Moreover, corporate entities that are nominally “climate friendly” frequently maintain, particularly but not exclusively through trade associations, a political stance on climate action that is hostile, powerful, and unreported.

As you know, there is no time to waste in sharply cutting carbon pollution on a global scale. The latest Intergovernmental Panel on Climate Change (IPCC) Report states that to limit warming to 1.5 °C, global emissions must halve by 2030. The planet has already warmed over 1.2°C, and our ability to reach the 1.5 °C goal is fast moving out of reach, with the IPCC pegging the current probability at just 38%. Maintaining the status quo would lead to a catastrophic 2.8°C temperature rise by the end of the century.

In this moment of great urgency, we must lift the barriers that have kept us from advancing strong global collaboration to address climate change. One of the largest barriers to strong climate action has been and remains the political influence and obstruction of the fossil fuel industry and other major polluting industries. We have seen their negative influence in our home institutions; oil companies and their industry cheerleaders have spent billions of dollars lobbying both the European Parliament, other European institutions and Member States, and the U.S. Congress and various executive agencies in order to obstruct or water down climate policy for years. While we acknowledge that engaging with industry can play a role in policy development, we must consider this particular industry’s track record on climate. Since at least the 1950s, the fossil fuel industry has known about the dangers of climate change posed by its products and, rather than supporting a transition to a clean energy future, has instead chosen to promote climate denial and spend billions of dollars to spread disinformation.

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Over a half century later, not one of 39 major global oil and gas companies, with collective market capitalization of $3.7 trillion, has adopted a business strategy that would limit warming to safe levels. Several independent analyses agree that the sector is still not taking meaningful action to avoid the worst impacts of the crisis.

Even more outrageous, the global oil and gas industry is expanding amid blockbuster profits to the tune of $4 trillion last year. The sector has poured $160 billion into exploration for new fossil reserves since 2020, even as the IEA has stated that no new fossil fuel projects are compatible with limiting warming to 1.5°C. In short, in the words of UN Secretary General Antonio Guterres, “We seem trapped in a world where fossil fuel producers and financiers have humanity by the throat.” It is time to alter this dangerous course.

At the end of this month, world governments will gather in Dubai for COP28. It is essential that we seize the opportunity to take actionable steps to address and protect climate policy from polluting interference by adopting concrete rules that limit the influence of the fossil fuel industry and its lobbyists in the UNFCCC decision-making process.


other UNFCCC processes. As set out in greater detail in a recent letter submitted by leading U.S. environmental groups, those recommendations should include, among other things, a requirement that participating companies submit an audited climate policy influencing statement disclosing climate-related lobbying, campaign contributions, and funding of third parties active on energy and climate issues. These audited statements should be reviewed, publicly disclosed, and scrutinized prior to any engagement in UNFCCC climate policymaking processes. The UNFCCC should also consider additional measures to establish a robust accountability framework to protect against undue influence of corporate actors with proven vested interests that contradict the goals of the Paris Agreement; such a framework was proposed last year with broad-based international support from over 450 organizations around the world and five UNFCCC constituencies representing thousands of organizations and millions of people. These reforms would bring much-needed transparency to corporate climate-related political influencing activities around the world, and would help restore public faith that the COP process is not being abused by companies as an opportunity to greenwash.

To that end, as U.S. and EU elected representatives, we take this opportunity to reiterate our call to domestic and international leaders to support measures to address the corporate capture of public decision-making processes by the fossil fuel industry and its enablers.

Thank you for your attention to this important issue and for your ongoing dedication to building global support for reducing carbon pollution and combatting climate change. We welcome the opportunity to meet with you as you engage in individual consultations with stakeholders as you prepare your report.

Sincerely,

Sheldon Whitehouse
United States Senator

Jared Huffman
Member of Congress

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Kathy Castor  
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Member of Congress

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cc: The Honorable John F. Kerry, Special Envoy for Climate, United States Department of State

The Honorable Wopke Hoekstra, Commissioner for Climate Action, European Commission

Mr. Antonio Guterres, Secretary-General, United Nations Secretary-General

Mr. Simon Stiell, Executive Director, United Nations Framework Convention on Climate Change