



Ministerio de Ambiente, Vivienda y Desarrollo Territorial

Viceministerio de Ambiente
República de Colombia

Bogotá D.C., 26 MAY 2010

2000-2-65957

Mr.

JAIME PINTO SERRANO

Environmental Law Attorney

ECOPETROL S.A.

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Bogotá

Ref: Letter of Approval CDM project File 109

Dear Mr. Pinto:

In response to the communication sent by ECOPETROL S.A., requesting the national approval of the project **"Improving energy efficiency in a new gas Plant in Gibraltar – Colombia"** as a potentially eligible activity for the Clean Development Mechanism of the Kyoto Protocol, and considering that:

- Decision 17th of the Seventh Conference of the Parties establishes that a Party not included in Annex I may participate in a CDM project activity if it is a Party to the Kyoto Protocol;
- Decision 17th of the Seventh Conference of the Parties further requires that prior to the submission of the validation report to the Executive Board, the Designated Operational Entity has received from the project participants written approval of voluntary participation from the Designated National Authority of each Party involved, including confirmation by the host Party that the project activity contributes to sustainable development of the host country.

I hereby declare that:

1. Colombia approved the United Nations Framework Convention on Climate Change through Law 164 of 1994; which was declared consistent with the Colombian Constitution through decision C-073 of February 23, 1995.
2. Colombia approved the Kyoto Protocol through Law 629 of December 27 of 2000, which was declared consistent with the Colombian Constitution through decision C-860 of April 15, 2001.
3. The Ministry of Foreign Affairs through consular note dated May 22, 2002 number DM/VAM/CAA No. 19335, addressed to the UNFCCC Secretariat, designating the Ministry of Environment, Housing and Territorial Development as the National Authority for the Clean Development Mechanism.
4. Colombia participates voluntarily in the Clean Development Mechanism of the Kyoto Protocol.

Additionally, pursuant to the requirements and evidence of sustainable development contribution, and procedures for national approval defined by the Ministry of Environment, Housing and Territorial Development through Resolution 551 of March 19, 2009 and considering that:



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GP 153-1





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1. ECOPETROL S.A, the project participant of **"Improving energy efficiency in a new gas Plant in Gibraltar – Colombia"**, on April 21, 2010 (under cover letter number 4120-E1-48713) has sent to the Ministry the complete documentation in accordance to Annex 2A of Resolution 551 / 2009.
2. Based on such documentation, the Climate Change Mitigation Group of the Vice-Ministry of Environment has drafted the technical concept and sent it to the Climate Change Mitigation Technical Committee – CCMTC, according to schedule.
3. The CCMTC, based on the Climate Change Mitigation Group's technical concept, and in an independent and unanimous way, decided that the project **"Improving energy efficiency in a new gas Plant in Gibraltar – Colombia"** contributes to the sustainable development of the country, and therefore recommends it to the Ministry for national approval.

Taking into account the previous issues, the Ministry of Environment, Housing and Territorial Development, acting as National Designated Authority, establishes that the project **"Improving energy efficiency in a new gas Plant in Gibraltar – Colombia"** contributes to the country in its search of sustainable development.

This letter does not involve judgment or any manifestation on behalf of this Ministry on aspects different from the foreseen in Resolution 551 of March 19, 2009.

To serve this decision to the power of attorney ECOPETROL S.A. or to the person duly authorized as established in article 44 and above of the Colombian Administrative Code. Appeal of reversal to this decision applies as stated in article 50 and above of the Colombian Administrative Code.

Finally, it is necessary to stress that this letter is submitted in both, Spanish and English languages. In case of discrepancy the Spanish version will prevail.

Sincerely,

CLAUDIA PATRICIA MORA PINEDA
Viceminister of Environment

Revised by: Andrea García
Prepared by: Sandra Garavito
Date: 22 05 2010

