

13 October, 2006

Mr. Jose Domingos Miguez, Chairperson, CDM Executive Board

Mr. Hans Jurgen Stehr, Vice Chair, CDM Executive Board

Members of the CDM Executive Board

c/o UNFCCC Secretariat

Haus Carstanjen

Martin-Luther-King-Strasse 8

53175 Bonn, Germany

cc Secretary General, Office of Natural Resources and Environmental Policy and Planning
(DNA of Thailand)

Request for A Special Extension of the Deadline for CDM Projects in Thailand Claiming Retroactive Credits

Mr. Miguez, Mr. Stehr, and Honourable Members of the CDM Executive Board,

We, A.T. Biopower, Dan Chang Bio-Energy, Korat Waste to Energy, Phu Khieo Bio-Energy, Ratchaburi Farms Biogas, Surat Thani Green Energy, collectively represent the six Thai CDM projects currently before the Thai DNA for Host Nation Approval. We are taking the unusual steps of directly making a request to the CDM Executive Board to consider granting a special extension of the deadline for registration of Thai projects claiming retroactive credits (Prompt Start) as a result of recent political developments in the Kingdom. We ask that the deadline, currently set at 31 December 2006 and clarified at EB26 as being the deadline for a request for registration, be extended by six months to 30 June 2007. While we will continue to put our utmost efforts into gaining Thai government approval by the current deadline, we believe our chances of success are slim given the inevitable delay due to the transition period.

The timing of this event in Thailand, coming just one week prior to the scheduled September 26 approval of our projects by the previous Cabinet¹, effectively negated any prospect that these leading Thai CDM projects could obtain DNA approval by the given deadline. The timing of these political events was unfortunate, as the Thai DNA has worked extremely hard to forge an approval process in the Kingdom, and coming only weeks after the Minister of Natural Resources and Environment on July 3 acknowledged the need for our projects to be approved, and agreed to expedite Cabinet approval. Project details were sent by the Ministry to the Scrutiny Committee for Cabinet on August 1, which in turn gave its consent on August 31. We would like to emphasise that these were all special measures designed to expedite the process and support these projects specifically to facilitate registration under the Prompt Start. December 31 deadline².

As is possibly clearly aware, we took up the call to develop CDM projects even before there was a formal CDM process, taking considerable risk along the way. The inability to claim retroactive credits will have serious negative effects on all our projects, all of which have made a serious contribution to forming the CDM process and create the thriving environment enjoyed today by subsequent projects. We would like to highlight a small number of our pioneering efforts.

- Some of the first projects to go through the validation process, and in some cases supporting the Accreditation process of DoEs. Operational Entities, then not yet designated, were hired as early as 2002. PDDs, again prior to the publication of the CDM-PDD template and the

¹ Under current rules, Thai projects must be individually approved by cabinet to obtain DNA approval.

² Given the impracticality of individual cabinet approval, a new body is being set up to carry out the approval instead. However, they will not be ready to accept submissions until 2007.

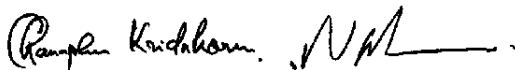
establishment up of the UNFCCC's own web portal, were released for public comments as early as February 2003.

- First renewable energy-related methodology approved in connection with A.T. Biopower Rice Husk Power Generation Project. Now consolidated in ACM0006, AM0004 was the first approved methodology of its kind, the original submission being made in the first round of methodology submissions in April 2003. The methodology was also the first to deal with the issue of leakage in relation to biomass.
- Approval of methodology AM0022 in connection with Korat Waste to Energy Project. This methodology for wastewater treatment projects, only the second to deal with wastewater, was originally submitted in September 2003, with the original baseline study undertaken well in advance of this date.

Consistent with these pioneering efforts, and along with other global CDM actors under the Prompt Start, we also chose to implement our projects ahead there being a formal Thai DNA approval process, at a time when there was still much scepticism about the CDM in Thailand. We did this for two main reasons. First, that we were able to find CDM investors and/or CER purchasers that made project implementation possible. Second, our faith in obtaining eventual approval, which indeed would have been obtained had it not been for the unexpected turn of events.

We hope that with this letter, we have been able to highlight our risk taking, and innovative efforts over the past several years, the contribution we have made to the CDM community, and convince you that we should not be penalized either for taking courageous first steps or extraordinary political events that are beyond our control. We hope that the Executive Board will be able to respond positively to this plea from those who took up the call after Marrakech to develop Prompt Start CDM projects.

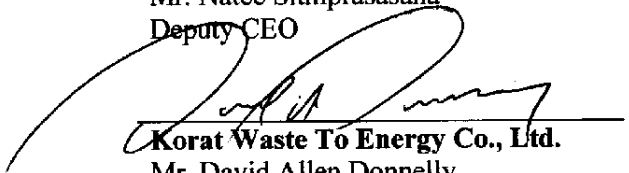
Yours sincerely,



A.T. Biopower Co., Ltd.
M.L. Chanaphun Kridakorn
Chairman and CEO
Mr. Natee Sithiprasasana
Deputy CEO



Dan Chang Bio-Energy Co., Ltd.
Mr. Jirasak Vongkusolkrit
Director



Korat Waste To Energy Co., Ltd.
Mr. David Allen Donnelly
General Manager



Phu Khieo Bio-Energy Co., Ltd.
Mr. Jirasak Vongkusolkrit
Director



Ratchaburi Farms Biogas
Mr. Vichean Jedsadakran
Project Coordinator



Surat Thani Green Energy Co., Ltd.
Mr. Anuchit Jayapipat
Managing Director