



**CLEAN DEVELOPMENT MECHANISM EXECUTIVE BOARD**

**PROPOSED AGENDA AND ANNOTATIONS**

Fifty-seventh meeting

UNFCCC  
Bonn, Germany  
12–14 October 2010

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## **I. PROPOSED AGENDA**

1. Membership issues (including disclosure of possible conflict of interest)
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  - (a) Accreditation of operational entities
  - (b) Methodologies for baselines and monitoring plans
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## II. ANNOTATIONS TO THE PROPOSED AGENDA

### 1) Membership issues (including disclosure of possible conflict of interest)

1. ► **Action:** The Chair shall ascertain whether (a) the members present constitute a quorum, and (b) the absence of any member or alternate member is “without proper justification<sup>1</sup>.”

2. ► **Action:** The Board may wish to consider information provided by any member and alternate member, including with respect to any potential conflict of interest, and take action, as appropriate.

*Background:* The Chair shall request, at the beginning of each meeting of the CDM Executive Board, members and alternates to disclose whether they have any conflict of interest relating to the work of the Board.

3. ► **Action:** The Board may wish to approve the draft terms of reference for membership of the Board, as contained in annex 1 to these annotations.

*Background:* Following the request by the Conference of Parties serving as the meeting of the Parties (CMP), through its decision 2/CMP.5, the Board, at its fifty-sixth meeting, requested the secretariat to prepare draft terms of reference based on the discussions held by the Board in the policy retreat, which was held back-to-back to the fifty-sixth meeting of the Board.

### 2) Adoption of the agenda

4. ► **Action:** Members may wish to adopt the proposed agenda for the fifty-seventh meeting.

*Background:* At its fifty-fourth meeting, the Board agreed that this additional meeting will focus only on the Board’s report to CMP and its recommendations. The items contained in this proposed agenda are therefore limited to those for which the Board requires to report to the CMP at its next session.

In accordance with rule 21 of the “Rules of procedures of the Board”, subsequent additions or changes to the provisional agenda by members and/or alternate members were to be incorporated in the proposed agenda. The proposed agenda was transmitted to the Board on 21 September 2010 and thereafter posted on the UNFCCC CDM website.

### 3) Work plan

#### (a) Accreditation of operational entities

##### *General guidance*

5. ► **Action:** The Board may wish to consider a summary of the public inputs received for the call on the matter of liability of Designated Operational Entities (DOEs) with a view to making a recommendation to the CMP at its sixth session, if necessary.

*Background:* The Board at its fifty-sixth meeting considered a draft “Procedure on the matter of liability of the DOEs for excess issuance of the CERs” and agreed to launch a call for public inputs on this

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<sup>1</sup> Please refer to rules 28 and 7 of the Rules of Procedures of the Executive Board, 4/CMP.1 <FCCC/KP/CMP/2005/8/Add.1>.

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procedure. The Board further requested the secretariat to prepare a summary of the inputs received for consideration of the Board at the fifty-seventh meeting.

6. ► **Action:** The Board may wish to consider what type of information regarding DOE performance will be made publicly available.

*Background:* Following the CMP request, through its decision 2/CMP5, paragraph 18, to improve access to information on the performance of DOEs, including through improved reporting on performance, capacity and accessibility of services of these entities.

**(b) Methodologies for baselines and monitoring plans**

7. ► **Action:** The Board may wish to approve the draft “Guidelines for determining the eligibility criteria related to the inclusion of CPAs in registered programmes of activities”, as contained in annex 2 to these annotations.

*Background:* Following the CMP request, through its decision 2/CMP.5, paragraph 36, to continue to revise the relevant procedures and guidance on PoAs, the Board at its fifty-sixth meeting considered draft “Guidelines for determining the eligibility criteria related to the inclusion of CPAs in registered programmes of activities”, and requested the secretariat, with the support of a number of members of the Board, to revise the document based on the comments provided, for consideration by the Board at a future meeting.

8. ► **Action:** The Board may wish to agree on the general principles for the development of guidance for project participants on the use of a first-of-its-kind barrier and the assessment of common practice, including the definition of the applicable region, similar technologies and thresholds for penetration rates.

*Background:* Following the CMP request, through its decision 2/CMP.5, paragraph 24 (b), to develop guidance for project participants on the use of first-of-its-kind barrier and the assessment of common practice, the Board at its fifty-sixth meeting took note of the recent progress work related to first-of-its-kind and common practice and requested the secretariat to further work on it for consideration of the Board at a future meeting.

**4) Management plan and resources for the work on the CDM**

9. ► **Action:** With regard to compliance with indicative timelines, the Board may wish to consider an update on the progress made on the introduction of revised registration, issuance, and review processes which is included in the draft report of the Board to CMP annexes to these annotations.

*Background:* Following the CMP request, through its decision 2/CMP.5, paragraph 41, the Board has to report to CMP 6 on the revised procedures and the impact of their interim implementation, with a view to adoption of the revised procedures by CMP 6. The Board has adopted revised registration, issuance and review procedures during previous meetings and should report on the progress made.

**5) Other matters****(a) Guidance by CMP**

10. ► **Action:** The Board may wish to approve “Procedure for appeals against adverse rulings by the CDM Executive Board regarding requests for registration or issuance” with a view to making a recommendation to the CMP at its sixth session, as contained in annex 3 to these annotations.

*Background:* Following the CMP request, through its decision 2/CMP.5, paragraph 42, the Board at its fifty-sixth meeting considered draft “Procedure for appeals against adverse rulings by the CDM Executive Board regarding requests for registration or issuance” and requested the secretariat to revise the draft

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incorporating the comments by members for consideration by the Board at its fifty-seventh meeting. The Board further agreed that, in responding to the request contained in paragraph 42 (b) of decision 2/CMP.5, the Board should provide options regarding appropriate body to serve as the appeals body and requested the secretariat to work with a small group of members to develop a proposal in this regard for consideration by the Board at its fifty-seventh meeting.

11. ► **Action:** The Board may wish to consider for adoption the draft annual report of the Board to CMP, as contained in annex 4 to these annotations.

*Background:* The Board took note of the status of the requests made by the CMP (decision 2/CMP.5) to the Board through a workplan prepared by the secretariat which structures the guidance, mandates, activities and timelines. The Board further agreed to the main elements to be included in its annual report and to consider the draft annual report to the CMP for adoption at its fifty-seventh meeting.

**(b) Relations with Designated Operational and Applicant Entities**

12. ► **Action:** The Board may wish to (a) take note of the report by the Chair of the CDM DOE/AE Coordination Forum; and (b) provide feedback to the forum, as appropriate.

*Background:* Views on issues to be addressed to the Board by the CDM DOE/AE Coordination Forum are being sought from the DOEs and AEs. The Chair of the forum will present these orally to the Board for its consideration at the meeting.

**(c) Relations with stakeholders, intergovernmental and non-governmental organizations**

13. ► **Action:** The Board may wish to discuss modalities and communication between project participants and the Board and identify areas requiring further clarification.

*Background:* The CMP request, through its decision 2/CMP.5, paragraph 8, requested the Board to enhance its communications with project participants and stakeholders, including through the establishment of modalities and procedures for direct communication between the Board and project participants in relation to individual projects, and to report on actions taken to CMP 6.

14. ► **Action:** The Board may wish to (a) agree to avail itself for informal briefings with registered observers in the afternoon of the last day of the meeting; and (b) invite members and alternates to share information on events in which they participated.

*Background:* On the occasion of the last meeting of the Board, the Chair and other members of the Board met with registered observers for an informal briefing and agreed to continue with such meetings in the afternoon of the last day of its future meetings, unless otherwise indicated.

**(d) Other business**

15. ► **Action:** The Board may wish to take note of communications submitted by the public since the last meeting and agree on any actions, as appropriate.

*Background:* At its thirty-first meeting, the Board revised its procedures for public communication, as contained in annex 37 to its report. These procedures shall be followed with respect to all unsolicited submissions.

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The following communications from **Designated National Authorities (DNAs) and/or Governments** have been sent to the Board prior to its fifty-seventh meeting:

- (a) Letter from Mr. Su Wei, Department of Climate Change National Development and Reform Commission - DNA China, received on 20 September 2010, relating to issues on tariff of renewable energy projects;
- (b) Letter from Mr. Rajani Ranjan Rashmi, Joint Secretary, Ministry of Environment & Forests & National Focal Point for UNFCCC - Government of India, received on 19 September 2010, relating to India's view-Recall of review of issuances for HFC-23 CDM projects;
- (c) Letter from Mr. Prasad R. Menon, Minister of Power - Government of India, received on 16 August 2010, relating to the EB decision not to register project 3020.

The following communications were received from **Designated Operational Entities (DOEs)** prior to its fifty-seventh meeting:

- (a) Letter from Mr. Michael Lehmann, DNV, received on 7 September 2010, relating to draft liability procedures;

The following communications from other stakeholders have been sent to the Board prior to its fifty-seventh meeting:

- (a) Letter from Mr. Miles Austin, Carbon Market and Investors Association, received on 27 September 2010, relating to the appeals procedure;
- (b) Letter from Mr. Jean Eugène Voninahitsy, Association Bemolanga Reforestation en paulownia Morafenobe Madagascar, received on 18 September 2010, relating to the approved methodology for paulownia tree;
- (c) Letter from Mr. Mei Shengfang, China Association of Fluorine and Silicone Industry, received on 16 September 2010, relating to notes on the issue of HFC-23 Incineration Issuance;
- (d) Letter from Mr. Kai-Uwe Schmidt, World Bank, received on 15 September 2010, relating to the 5th LAC Carbon Forum and EB57;
- (e) Letter from Mr. José Carlos Carvalho, SEMAD, received on 14 September 2010, relating to a statement on project activity 2569;
- (f) Letter from Mr. Raul Krauser, MDL, received on 14 September 2010, relating to objections on Project Activity 2569;
- (g) Letter from Mr. Simone Mori, ENEL, received on 13 September 2010, relating to the post Copenhagen pathway;
- (h) Letter from Ms. Inga Björk Klevby, UN-Habitat, received on 9 September 2010, relating to a city-wide PoA;
- (i) Letter from Mr. Martin Enderlin, PD Forum, received on 8 September 2010, relating to inputs on annotated agenda for EB56;
- (j) Letter from Ms. Anne Arquit Niederberger, Policy Solutions, received on 06 September 2010, relating to inputs on annotated agenda for EB56,

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- (k) Letter from Mr. Henry Derwent, IETA, received on 2 September 2010, relating to timing of information release;
- (l) Letter from Mr. Henry Derwent, IETA, received on 2 September 2010, relating to difficult policy decisions;
- (m) Letter from Mr. Martin Enderlin, PD Forum, received on 30 August 2010, relating to EB55 decisions on E+E-policy guidance and Chinese tariffs;
- (n) Letter from Mr. Ron Traill, Mondi, received on 27 July 2010, relating to the issuance process for Mondi's project (Ref. 0966).

16. ► **Action:** The Board may wish to consider any other business it deems necessary.

**6) Conclusion of the meeting**

17. ► **Action:** The Board may wish to agree the report of the fifty-seventh meeting.

*Background:* The Chair will summarize the meeting and adopt the report, including references to any decisions taken.

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