



Mr. Steven Herz, Sierra Club
Ms. Eva Filzmoser, CDM Watch

Date: 22 December 2011
Reference: 63-2, 63-10
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*Sent by e-mail to: steve.herz@sierraclub.org,
eva.filzmoser@cdm-watch.org
Cc to: Martin.Hession@decc.gsi.gov.uk*

Re.: Request for Review of the Additionality of CDM Project 4533: Greenhouse Gas Emission Reductions Through Super Critical Technology - Coastal Andhra Power Ltd., India, dated 24 June 2011, and Concerns over the failure to consider our request for review of the additionality of CDM Project 4533: Greenhouse Gas Emission Reductions Through Super Critical Technology - Coastal Andhra Power Ltd., India, dated 28 July 2011

Dear Mr. Herz and Ms. Filzmoser,

Thank you for your letters to the CDM Executive Board (hereinafter is referred to as the Board), dated 24 June 2011 and 28 July 2011. On behalf of the Chair of the Board, I am writing to respond to your letters.

Your letter dated 28 July 2011 was provided to the Board on the date of its submission. However, we regret that we were not able to make your first letter immediately available to the Board.

As I am sure you are already aware, the 'Procedure for requests for registration of proposed CDM project activities' (EB 59, Annex 12) provide members of the Board with a minimum of 14 days to consider a secretariat summary note on the request for registration and a total of 28 days to decide whether to request a review. In light of this, it is not always possible to consider submissions received shortly before the end of the period for requesting a review. Please note that the secretariat maintains a publicly available list of projects for which requests for registration have been submitted, and that the progress of each project can be tracked through the system significantly before the commencement of the 28 day period for requesting a review.

I would also like to respond to the specific questions raised at the end of your second letter.

The secretariat routinely makes letters available to the Board upon receipt and sends acknowledgement to the senders. We regret the oversight that led to this not happening in this instance. I would like to inform you that the secretariat is developing a system which will allow real-time availability of submissions from stakeholders.

The responsibility to assess concerns regarding a project rests primarily with the validating DOE and concerns should be addressed in the first instance to a DOE. At present there are no provisions to reconsider registration. However, means of addressing significant deficiencies in validation and verification reports which lead to registration/issuance have been discussed in a recently organized integrated workshop on project cycle and programme of activities¹, and stakeholders' views were collected. The Board at its sixty-third meeting considered an information note on addressing significant deficiencies in previous validation and verification activities² and requested the secretariat to prepare a draft procedure based on guidance from the Board on this issue. Furthermore,

¹ https://cdm.unfccc.int/stakeholder/workshops/poa/presentations/an_deficiency.pdf

² <https://cdm.unfccc.int/Meetings/MeetingInfo/DB/RCFV7EBNTD03U54/view#>



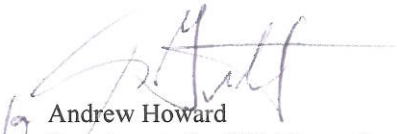
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the Board considered stakeholder inputs to the draft procedure at its sixty-fifth meeting and requested the secretariat to conduct a study involving experts in the relevant fields.

In addition, I would like to take this opportunity to inform you that according to the latest version of 'Procedure for review of requests for registration'³, a designated national authority (DNA) can also request for review. Hence, additionally, in future you may wish to inform the respective DNA of your serious concerns regarding a project's compliance with CDM rules.

I hope that this letter has adequately addressed the issues raised in your letters.

Yours sincerely,


Andrew Howard
Secretary to the CDM Executive Board

³ https://cdm.unfccc.int/Reference/Procedures/reg_proc08.pdf