



United Nations  
Climate Change Secretariat

Nations Unies  
Secrétariat sur les changements climatiques

Ms. Tania Lee  
International Rivers  
2150 Allston Way, Suite 300  
Berkeley, CA 94704  
United States of America

Date: 8 May 2013  
Reference: 2013-250-S  
Direct line: +49 228 815 1687

*Sent by e-mail to: tlee@internationalrivers.org*

**Re.: Request for the CDM Executive Board to review the Project 9038: Nam Ngum 5**

Dear Ms. Lee,

Thank you for your letter received on 11 April 2013, which has been made available to the CDM Executive Board.

On behalf of the Chair of the Board, I would like to thank you for communicating your request for the Board to review the CDM Project Activity 9038: Nam Ngum 5 Hydropower Project (**Lao People's Democratic Republic**).

I would like to inform you that the Board has registered the aforementioned project as, after assessment, it was considered in compliance with the applicable CDM requirements.

On a general note, I would like to reiterate that the host country designated national authority (DNA) can request a review of requests for registration or issuance of any project located in its country within 28 days of their publication on the UNFCCC website<sup>1</sup>. We would therefore like to continue encouraging you to share your concerns with host country DNAs in a timely manner.

Please also note that only the host country's authorities have the prerogative to assess and enforce compliance with national laws. As a result, any legal action against projects violating national laws must be undertaken at the national level. Similarly, the host country DNA is responsible for assessing the contribution of the project to sustainable development. Projects identified as not in compliance with nationally defined sustainable development requirements should be reported to national authorities.

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<sup>1</sup> [http://cdm.unfccc.int/Projects/Projects/request\\_reg.html](http://cdm.unfccc.int/Projects/Projects/request_reg.html)



Page 2

Finally, please note that any entity that has submitted comments during the global stakeholder consultation process which were not taken into consideration by the DOE, can file a complaint against the DOE in accordance with Appendix 3 of the Accreditation Procedure<sup>2</sup>

Thank you once again for contacting the Board with your concerns and requests.

Yours sincerely,

Andrew Howard  
Secretary to the CDM Executive Board

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<sup>2</sup> [https://cdm.unfccc.int/Reference/Procedures/accr\\_proc01.pdf](https://cdm.unfccc.int/Reference/Procedures/accr_proc01.pdf)