



**CLEAN DEVELOPMENT MECHANISM EXECUTIVE BOARD**

**PROPOSED AGENDA AND ANNOTATIONS**

Fortieth meeting

UNFCCC  
Bonn, Germany  
15 - 17 June 2008

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## I. PROPOSED AGENDA

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\*For more information please visit the page CDM Project activities “under review” and “review requested” of the UNFCCC CDM website ([http://cdm.unfccc.int/Projects/under\\_review.html](http://cdm.unfccc.int/Projects/under_review.html) and <http://cdm.unfccc.int/Projects/review.html>).

\*\*For more information please visit the “issuance of CERs” section of the UNFCCC CDM website (<http://cdm.unfccc.int/Issuance>).



## 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. 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 consider to have any conflict of interest relating to the work of the Board.

### 2. Adoption of the agenda

3. ► **Action:** Members may wish to adopt the proposed agenda for the fortieth meeting.

*Background:* The Board agreed, at its thirty-ninth meeting, on items to be included in the provisional agenda for its fortieth meeting. In accordance with rule 21 of the rules of procedure 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 23 May 2008 and thereafter posted on the UNFCCC CDM website.

### 3. Work plan

#### (a) Accreditation of operational entities

##### *General guidance*

4. ► **Action:** The Board may wish to take note of the preparations of the workshop on accreditation standards for DOEs, which will include the Accreditation Panel and all AEs/DOEs.

*Background:* The Board, at its last meeting, took note of progress of document on elaboration of accreditation standards for DOEs and agreed to a proposal of the Panel to hold a workshop, inviting all AEs/DOEs to exchange views on the document and requested the secretariat to start making the required arrangements. The Board also requested the Panel to complete the work on the document expeditiously and submit it for consideration by the Board at its forty-first meeting.

#### (b) Methodologies for baselines and monitoring

##### *General guidance*

5. ► **Action:** The Board may wish to approve the draft guidance on common practice analysis, which will complement the requirements specified in the “tool for demonstration and assessment of additionality”.

*Background:* The Board, at its last meeting, considered the draft guidance on the application of common practice step prepared by the secretariat. The Board requested the secretariat to further work on the document and to conduct an analysis of implications of removing the common practice test from the demonstration of additionality by project activities in the renewable energy field.

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<sup>1</sup> Please refer to rules 28 and 7 of the rules of procedures of the Executive Board.



6. ► **Action:** The Board may wish to take note of the oral report of the secretariat on energy efficiency and also of the draft report on possible tools and guidance related to energy efficiency.

*Background:* The Board, at its last meeting, took note of the oral progress report of the secretariat on the work related to energy efficiency. The secretariat informed the Board that the work to identify tools and guidance is underway, and the draft report on possible tools/guidance will be provided for consideration by the Board at its fortieth meeting.

(c) **Issues relating to CDM afforestation and reforestation project activities**

*General guidance*

7. ► **Action:** The Board may wish to approve the draft guidance on change in the selected values of minimum tree crown cover, minimum land area and minimum tree height required for hosting an afforestation or reforestation project activity under the CDM, as contained in annex 1 to the annotations.

*Background:* During its thirty-ninth meeting, the Board considered the request by DNAs of Ghana and India for a change to the values of minimum tree height, tree crown cover and land area selected and reported to the Board, in order to host an A/R project activity under the CDM. The Board in principle agreed that a change in selected values may be allowed only where there is no registered A/R CDM project activity in the host country and requested the secretariat to develop draft guidance and procedure for such requests for consideration by the Board in its fortieth meeting.

(d) **Issues relating to small-scale CDM project activities**

*General guidance*

8. ► **Action:** The Board may wish to consider the shortlist of experts prepared by the secretariat with a view to appoint members of the SSC Working Group and increasing its membership by one member, taking fully into account the consideration of regional balance.

*Background:* At its thirty-eight meeting the Board agreed to open a call for experts in order to reconstitute the SSC WG with a view to prepare a shortlist of experts for consideration by the Board. The Board considered the short list at its thirty-ninth meeting and agreed to conclude its discussion on the selection of members at its fortieth meeting.

9. ► **Action:** The Board may wish to agree to a minor revision to ‘procedures for the submission and consideration of a proposed new small scale methodology’. The revision is made to clarify the timelines within which the project participants may provide response to clarifications requested by the SSC WG on a new methodology submission if they wish the case to be considered at meeting after one in which the clarification is requested.

*Background:* Paragraph 13 and 14 of the ‘Procedures for the submission and consideration of a proposed new small-scale methodology’ elaborate the timelines for analysis and recommendation on submitted new methodologies by the SSC WG. To facilitate proper preparation of documentation for consideration at the SSC WG by secretariat and its availability to the members of SSC WG prior to a meeting, there is a need to stipulate a deadline within which the project participants can respond to clarifications on a submitted new methodology requested by the SSC WG. It is proposed that the project participants shall provide further clarifications requested within three weeks from the date of the receiving the requested clarifications via secretariat, if they wish the case to be considered at immediately next meeting of SSC WG.

**(e) Matters relating to the registration of CDM project activities**

10. ► **Action:** The Board may wish to take stock on the progress of registration.

*Background:* The information available in the section on “Project Activities” on the UNFCCC CDM website (<<http://cdm.unfccc.int/Projects>>), indicates the status of project activities submitted for registration. The main information, as of 30 May 2008, can be summarized as follows:

- (a) Registered CDM project activities: 1068 (one thousand and sixty-eight);
- (b) Request for registration: 52 (fifty-two);
- (c) Request for review: 29 (twenty-nine);
- (d) Corrections requested: 58 (fifty-eight);
- (e) Under review: 20 (twenty);
- (f) Rejected CDM project activities: 66 (sixty-six);
- (g) Withdrawn: 15 (fifteen);

***Case specific***

11. ► **Action:** The Board shall consider the requests for review of the twenty-three (23) requests for registration listed in table 1 below.

*Table 1: Projects for which a review has been requested by three or more Board members or one Party involved.*

<i>Ref No.</i>	<i>Title</i>	<i>A</i>	<i>B</i>	<i>C</i>
1328	Brasil Central Energia S.A. – Sacre 2 Small Hydro Power Plant Project	?	?	?
1368	Qinghai Ge-ermu Gas Turbine Power Plant Project	?	?	?
1447	Use of FINEX Off Gas for power generation in Pohang Steel Works	?	?	?
1470	Chuanwei Group 24 MW Waste Gas based Captive Power Plant	?	?	?
1474	Qinghai Qinggangxia 43.8MW Hydropower Project	?	?	?
1492	GEPL Biomass energy generation project at Faridabad, Haryana	?	?	?
1499	Chongqing Menkantan Hydroelectric Project	?	?	?
1507	Yunnan Dehong Longchuan Bienaihe 1st and 2nd Level Hydropower Stations	?	?	?
1517	Guizhou Shuicheng Jinshizi Hydropower Station	?	?	?
1535	Changwa 10 MW Small-scale Hydro Project	?	?	?
1544	Dwarikesh 8 MW Bagasse-Based Power Generation Project, Bijnor, UP India	?	?	?
1549	9 MW Neria Hydroelectric project, Karnataka, India	?	?	?
1556	Nanzhahe Cascade Hydropower Project	?	?	?
1574	20 MW Bagasse Based Co-generation Power Project at Bannari Amman Sugars Limited, Nanjangud, Karnataka	?	?	?
1586	Santo Domingo Wind Energy Project	?	?	?
1590	China Tongwan Hydropower Project	?	?	?
1596	Guangxi Bajiangkou Hydropower Project	?	?	?
1599	Shandong Zaozhuang 15MW waste heat recovery for electricity	?	?	?



Ref No.	Title	A	B	C
	generation project (1)			
1604	Guangxi Xiafu Hydro Power Project	?	?	?
1607	Hubei Xiakou Hydropower Project of Nanzhang County, Xiangfan City, Hubei Province, P.R. China	?	?	?
1616	Methane Recovery in Wastewater Treatment, Project AMA07-W-01, Perak, Malaysia	?	?	?
1623	Yulong Tongli WHR Project	?	?	?
1624	Pingyuan Tongli WHR Project	?	?	?

*Background:* Three (3) or more members of the Executive Board or a Party involved requested a review of the requests for registration of the cases listed in table 1 above. In accordance with “Procedures for review referred to in paragraph 41 of the modalities and procedures for a clean development mechanism”, for each case the Board shall decide whether to register the project activity as requested (case A in table 1), request that changes be made in the project documentation prior to registration (case B in table 1), or undertake a review (case C in table 1). If the Board agrees to undertake a review of these requests for registration it shall also decide on the scope of the review and the composition of the review team for each case.

12. **Action:** The Board shall consider the recommendation of the review team for the twenty (20) project activities listed in table 2, which the Board placed under review at its thirty-ninth meeting.

Table 2: Projects which were placed “Under review” at EB39

Ref No.	Title	A	B	C
1265	Chile: Quilleco Hydroelectric Project	?	?	?
1374	Chile: Hornitos Hydroelectric Project	?	?	?
1378	Martinuv Espigão Hydroelectric Project	?	?	?
1381	Shanghai Baoshan Grid Connected Natural Gas Combined Cycle Power Plant Project	?	?	?
1397	Comprehensive utilization of waste coal gas for electricity generation project in Shaanxi Xinglong Cogeneration Co. Ltd	?	?	?
1406	Tianjin Shuangkou Landfill Gas Recovery and Electricity Generation	?	?	?
1412	Rehabilitation of six HPPs in the Republic of Macedonia	?	?	?
1421	8.5 MW wind power project in Chitradurga district in Karnataka by Jindal Aluminium Ltd.	?	?	?
1427	Low-temperature waste heat recovery for electricity generation project of Anhui Huaibei Mining (Group) Cement Co. Ltd.	?	?	?
1432	Ganluo Kaijianqiao Hydropower Project, P.R.China	?	?	?
1452	Matan 7MW Hydro Power Project in Guizhou Province, China	?	?	?
1462	ISL Waste Heat Recovery Project, India	?	?	?
1468	Jilin Liaoyuan Meihe coal mine methane power generation project	?	?	?
1475	Optimization of steam consumption in the process by installation of free flow falling film finisher evaporator and retrofit to the chemical recovery boiler in Cachar Paper Mill	?	?	?



Ref No.	Title	A	B	C
	of Hindustan Paper Corporation Limited			
1523	Daguan Hongshayan 9.6 MW Small Hydropower Project in Yunnan Province, P.R.China	?	?	?
1539	Liyutang small Hydropower project	?	?	?
1540	Generation of electricity from 3.2 MW capacity wind mills by Gujarat JHM at Bhambarwadi, Maharashtra	?	?	?
1541	10 MW Biomass Based Renewable Energy Generation for the Grid at Saradambika Power Plant Private Limited at Chandrapur District, Maharashtra	?	?	?
1542	Generation of electricity from 9.6 MW capacity wind mills by Sun-n-Sand Hotels Pvt. Ltd. at Bhambarwadi, Maharashtra	?	?	?
1545	Hot air generation using renewable biomass fuel for spray drying application at H. & R. Johnson (India) Ltd, Kunigal	?	?	?

*Background:* At its thirty-ninth meeting the Board decided to place the project activities identified in table 2 above under review. A review has been conducted by the review teams and a recommendation has been circulated to the Board. In accordance with the “Procedures for review referred to in paragraph 41 of the modalities and procedures for a clean development mechanism”, the Board shall decide whether to register the project activities (case A in table 2), to request the DOE and project participants to make corrections (case B in table 2), or to reject the project activities (case C in table 2).

13. **Action:** The Board may wish to consider corrections made to the proposed CDM project activities listed in table 3 below.

*Table 3: Projects to be registered with corrections following consideration of a request for review*

Ref No.	Title
0737	Switching fossil fuels in an industrial facility by Indorama Cement Ltd
1166	Bundled wind energy power projects (2004 policy) in Rajasthan
1253	Baragan Hydro Electric Project, 3.0 MW (being expanded to 4.9 MW)
1259	Enercon Wind Farm (Hindustan) Ltd in Karnataka
1268	Tungabhadra wind power project in Karnataka

*Background:* At previous meetings, following consideration by the Board of the request for reviews of requests for registration of the project activities listed in table 3 above, the Board agreed that the project activities could be registered following corrections. The DOEs have submitted revised documentation which the Board may wish to consider, in accordance with the clarifications to paragraph 10 of the “Procedures for review referred to in paragraph 41 of the modalities and procedures for a clean development mechanism”.

14. **Action:** The Board may wish to consider corrections made to the proposed CDM project activities listed in table 4 below.

*Table 4: Projects to be registered with corrections following consideration of a review*

Ref No.	Title	A	B
1132	2.76 MW Grid Connected Renewable Energy Project in Rajasthan by Kalani Industries	?	?
1288	Nava Bharat RE Bagasse Project	?	?
1333	Zhongzhou 16.5 MW Hydropower Project	?	?



*Background:* At previous meetings, following consideration by the Board of the reviews of requests for registration of the project activities listed in table 4 above, the Board agreed that the project activities could be registered following corrections. The DOEs have submitted revised documentation which the Board may wish to consider in accordance with the clarifications to paragraph 18(b) of the “Procedures for review referred to in paragraph 41 of the modalities and procedures for a clean development mechanism”. If the Board considers the corrections as satisfactory, the projects shall be registered (case A in table 4), otherwise the requests are rejected (case B in table 4).

### *General guidance*

15. ► **Action:** The Board may wish to consider a proposal from the secretariat with a view to approving a standardization of the format of the modalities of communications between project participants and the Board.

*Background:* Due to time constraints at its thirty-ninth meeting, the Board agreed to consider the proposal for the standardization of the format of the modalities of communications between project participants and the Executive Board at its fortieth meeting.

16. ► **Action:** The Board may wish to consider a proposal from the secretariat with a view to approve procedures for processing and reporting on validation of CDM project activities as contained in annex 3 of these annotations.

*Background:* At its thirty-ninth meeting, the Board took note of the proposal from the secretariat regarding procedures for conducting validation for increasing the transparency of the validation and public comment process and agreed to consider it further at its fortieth meeting.

17. ► **Action:** The Board may wish to consider the shortlist of experts prepared by the secretariat with a view to selecting additional members of the registration and issuance team (RIT), taking fully into account the consideration of regional balance.

*Background:* Due to time constraints at its thirty-ninth meeting the Board agreed to consider the shortlist of experts for membership of the registration and issuance team (RIT) at its fortieth meeting.

### **(f) Matters relating to the issuance of certified emission reductions and the CDM registry**

18. ► **Action:** The Board may wish to take stock of the progress of issuance and the operation of the CDM registry.

*Background:* The information available in the section on “Issuance of CERs” on the UNFCCC CDM website (<http://cdm.unfccc.int/Issuance>), indicates the status of request for issuance. The main information, as of 30 May 2008, can be summarized as follows:

- (a) CERs issued: 613 issuances, aggregate 148,811,192 CERs
- (b) Requests for Issuance: 29 requests, 4,472,511 aggregate CERs
- (c) Requests for review: 5 requests, 2,372,732 aggregate CERs
- (d) Under review: 5 (five)



*Case specific*

19. ► **Action:** The Board shall consider requests for review of the five (5) requests for issuance listed in table 5.

*Table 5: Requests for issuance for which a review has been requested by three or more Board members or one Party involved.*

<i>Ref. No.</i>	<i>Title</i>	<i>No. of CERs</i>	<i>A</i>	<i>B</i>	<i>C</i>
0202	Zillo Lorenzetti Bagasse Cogeneration Project (ZLBC)	63515	?	?	?
0542	AWMS Methane Recovery Project MX06-S-42, Guanajuato, Michoacán, and Querétaro, México	5794	?	?	?
0711	Mysore Cements Limited Portland Slag Cement project	144458	?	?	?
0751	Sanquhar and Delta Small Hydro Power Projects	9114	?	?	?
0868	No.2 HFC-23 Decomposition Project of Zhejiang Juhua Co., Ltd, P. R. China	2149851	?	?	?

*Background:* Three (3) or more members of the Executive Board or a Party involved requested a review of the requests for issuance listed in table 5 above. In accordance with the “Procedures for review referred to in paragraph 65 of the modalities and procedures for a clean development mechanism”, for each case the Board shall decide whether to instruct the CDM registry administrator to issue the requested CERs (case A in table 5), to issue CERs following corrections (case B in table 5) or to undertake a review of the request for issuance (case C in table 5). If the Board agrees to undertake a review of these requests for issuance it shall also decide on the scope of the review and the composition of the review team for each case.

20. ► **Action:** The Board shall consider the recommendation of the review team for the five (5) project activities listed in table 6, which the Board placed under review at its thirty-ninth meeting.

*Table 6: Projects which were placed “Under review” at EB39*

<i>Ref No.</i>	<i>Title</i>	<i>No. of CERs</i>	<i>A</i>	<i>B</i>	<i>C</i>
0033	Methane capture and combustion from swine manure treatment for Pocillas and La Estrella	150537	?	?	?
0191	Monte Rosa Bagasse Cogeneration Project (MRBCP)	79401	?	?	?
0254	Lepanto Landfill Gas Management Project	14479	?	?	?
0450	Methane Capture and Combustion from Swine Manure Treatment Project at PT Indotirta Suaka Bulan Farm in Indonesia	23474	?	?	?
0546	SRGEL Non-Conventional Energy Sources Biomass Power Project	32616	?	?	?

*Background:* At its thirty-ninth meeting the Board decided to place the project activities identified in table 6 above under review. A review has been conducted by the review teams and a recommendation has been circulated to the Board. In accordance with the “Procedures for review referred to in paragraph 65 of the modalities and procedures for a clean development mechanism”, for each case the Board shall decide whether to approve the proposed issuance of CERs (case A in table 6), to request the DOE to make corrections based on the findings from the review before approving the issuance of CERs (case B in Table 6), or to decline to approve the proposed issuance of CERs (case C in Table 6).



21. **Action:** The Board may wish to provide guidance in relation to requests for deviation submitted by DOEs prior to issuance.

*Background:* Three (3) requests for deviation have been submitted by a DOE to the Board since its thirty-ninth meeting for consideration by the Board at its fortieth meeting.

(g) **Modalities for collaboration with the Subsidiary Bodies**

22. **Action:** The Board may wish to take note of issues considered at the twenty-eighth session of the Subsidiary Bodies related to the clean development mechanism.

*Background:* SBSTA 28 will consider agenda items pertinent to the CDM including items 8 (a) “Implications of the establishment of new hydrochlorofluorocarbon-22 (HCFC-22) facilities seeking to obtain certified emission reductions for the destruction of hydrofluorocarbon-23 (HFC-23)” and 8 (b) “Carbon dioxide capture and storage in geological formations as clean development mechanism project activities”. The conclusions of these and pertinent agenda items will be presented by the secretariat to Board at the meeting.

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

23. **Action:** The Board may wish to: (a) take note of the report by the secretariat on the status of resources; (b) consider the update by the secretariat on the operationalization for implementing the CMP request; and (c) take further action, as necessary.

*Background:* The status of income and expenditure is presented in annex 4 of these annotations.

5. **Other matters**

(a) **Regional distribution**

24. **Action:** The Board may wish to take note of the current status of distribution of CDM project activities and an update from the secretariat on the various activities in this area.

*Background:* The CMP, at its second session, adopted decision 1/CMP.2, which contains several elements relating to regional distribution and capacity building, including an encouragement to the Executive Secretary to continue to facilitate the regional distribution of project activities.

(b) **Relations with Designated National Authorities**

25. **Action:** The Board may wish to note the briefing of the secretariat on the preparations of the sixth meeting of the CDM DNA Forum to be held on 27 - 28 October 2008 in Santiago de Chile.

*Background:* The CMP, at its first session, requested the Board, in relation to regional distribution and capacity-building, to broaden the participation in the CDM, including through meetings with a designated national authorities forum on a regular basis in conjunction with meetings of CMP and its subsidiary bodies. The Board, at its twenty-third meeting, agreed to establish the CDM DNA forum and requested the secretariat to provide support to this forum..

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

26. **Action:** The Board may wish to (a) take note of the report by the Chair of the 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 thirty-ninth meeting.

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

27. ► **Action:** The Board may wish to (a) agree to avail itself for informal briefings with registered observers in the afternoon of 17 June 2008; and (b) invite members and alternates to share information on events in which they participated.

*Background:* On the occasion of its last meeting, 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.

Board members and alternates continued receiving communications from the public and invitations to participate in CDM-related events.

**(e) Other business**

28. ► **Action:** The Board may wish to take note of communications submitted by the public 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.

The following communications have been sent to the Board prior to its fortieth meeting:

(a) Letter from Mr. Johannes Heister, Team Leader Policy and Methodology, Carbon Finance Unit, The World Bank received on 2 May 2008 regarding “Procedure and Guidance on registration of Programme of Activities and Issuance of CERs for a PoA”;

(b) Letter from Dr. Anri Engel, Rechtsanwalt, Partner, Rupprecht, Engel & Kornisch received on 5 May 2008 regarding project 0443 - Capex S.A. - Agua de Cajon thermal power plant - Open and combined cycle conversion;

(c) Letter from Mr. Othmar Schwank, Managing Director and Mr. Stefan Kessler, Senior Project Manager, INFRAS received on 6 May 2008 regarding NM035 on manufacturing of energy efficient domestic refrigerators (Ref 1195);

(d) Letter from Mr. Nick Clarke, Managing Director, Carbon Resource Management received on 13 May 2008 regarding “Request of clarification of the reasons for the rejection of project 1109”;

(e) Letter from Mr. Gautam Goel, Managing Director - Dhampur Sugar Mills Ltd received on 14 May 2008 regarding Request for reconsideration of DSM-Asmoli Bagasse Cogeneration Project (1148) and DSM-Dhampur Bagasse Cogeneration Project (1215);

(f) Letter from Mr. P. Panduranga Rao, Director & CEO, Lanco Kondapalli Power Private Limited received on 23 May 2008 regarding “Response to Lanco Kondapalli Power Private Limited’s request for clarification (AM\_CLA\_0070);



(g) Letter from Ms. Belinda Kinhead, Associate Director - Head of Implementation, EcoSecurities received on 23 May 2008 regarding “Delays in Registration Requests Publication”;

(h) Letter from Mr. Mr. Lucas Radel, ENC received on 28 May 2008 regarding “Project 0052 -- request for clarification”.

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

#### **6. Conclusion of the meeting**

30. ► **Action:** The Board may wish to agree the report of the fortieth meeting.

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

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