

## Final Ruling Regarding the Request for Issuance of CERs of

### “Datong River Zhuchaxia Hydropower Station” (2845)

The CDM-Executive Board decided to reject the request for issuance of certified emission reductions (CERs) for the above project activity on 15 April 2011, for the monitoring period 18 December 2009 to 29 May 2010, in accordance with of the “*Procedures for review of requests for issuance of CERs*”, version 1.3, EB 55 Annex 41, paragraphs 20 and 29 (the procedures). According to paragraph 28 of the procedures, the rulings shall contain the reasons and rationale for the final decision, which are as follows:

- The DOE did not provide sufficient justification that the final verification and certification of CERs was only based on the verification that took place after the publication of the original monitoring report in the UNFCCC CDM website, in that:
  - a) The DOE stated that “the initial verification as an integral part of the formal CDM verification process” and an “initial verification” was conducted by the DOE on 18 March 2010 to confirm the project implementation status and readiness to monitor and report the emission reductions, which was prior to making the monitoring report publicly available (on 04 June 2010). However, paragraph 62 of the CDM Modalities & Procedures stipulates “...the designated operational entity contracted by the project participants to perform the verification shall make the monitoring report publicly available, and shall:  
(b) Conduct on-site inspections...”
- The revised verification report and monitoring report have removed all references to the initial verification and this does not provide sufficient justification that the final verification and certification of CERs was only based on the verification that took place after the publication of the original monitoring report in the UNFCCC CDM website.

Please note that, however, in accordance with paragraph 96 of the Report of the 28<sup>th</sup> EB Meeting, in cases where the reasons for rejection can be addressed by means of a revised verification report based on a revised monitoring report, the DOE may request permission (including explanation of reasons) to submit a revised request for issuance for the same monitoring period covered by the rejection. The Board will consider such a request at the subsequent EB meeting following that request in accordance with the procedures and decide on a case-by-case basis. In these cases the Board will provide further guidance, as appropriate. In cases where such a revised request for issuance is also rejected it shall not be possible to resubmit for a third time.

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#### History of the document

<b>Project</b> 2845	Related to EB 60 Paragraphs 99 (c) 15 April 2011	<b>Decision Class:</b> Ruling <b>Document Type:</b> Information Note <b>Business Function:</b> Issuance
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