

	<b>CDM: FORM FOR SUBMISSION OF A “LETTER TO THE BOARD” (Version 01.2)</b>
	<p>This form should be used only by project participants and other stakeholders for submitting a “Letter to the Board” in accordance with the latest version of the <i>Modalities and procedures for direct communication with stakeholders</i></p>
<i>Name of the stakeholder<sup>1</sup> submitting this form (individual/organization):</i>	<p>Sandeep Kota Core CarbonX Solutions Private Limited</p>
<i>Address and contact details of the individual submitting this form:</i>	<p>Address: 6-3-903/A/4/1, Vani Nilaya, Suryanagar Colony, Somajiguda, Hyderabad 500080 Telephone number: +91-40-64102137 E-mail address: <a href="mailto:skota@corecarbonx.com">skota@corecarbonx.com</a></p>
<i>Title/Subject (give a short title or specify the subject of your submission)</i>	<p>Queries on the Prior Consideraiton and Start Date</p>
<i>Please mention whether the submitter of the form is:</i>	<p><input type="checkbox"/> Project participant <input checked="" type="checkbox"/> Other stakeholder, please specify <a href="#">Consultant</a></p>
<i>Specify whether you want the letter to be treated as confidential<sup>2</sup>:</i>	<p><input type="checkbox"/> To be treated as confidential <input checked="" type="checkbox"/> To be publicly available (UNFCCC CDM web site)</p>
<i>Please choose any of the type(s) below<sup>3</sup> to describe the purpose of this submission.</i>	
<p><input checked="" type="checkbox"/> <b>Type I:</b></p> <p style="padding-left: 40px;"> <input checked="" type="checkbox"/> <b>Request for clarification</b>                      <input type="checkbox"/> <b>Revision of existing rules</b>  <input type="checkbox"/> Standards. Please specify reference  <input type="checkbox"/> Procedures. Please specify reference  <input checked="" type="checkbox"/> Guidance. Please specify reference <a href="#">Guidelines on Demonstration and assessment of the prior consideration of the CDM, EB 62, Annex 13</a>  <input type="checkbox"/> Forms. Please specify reference  <input type="checkbox"/> Others. Please specify reference </p> <p><input type="checkbox"/> <b>Type II: Request for Introduction of new rules</b></p> <p><input type="checkbox"/> <b>Type III: Provision of information and suggestions on policy issues</b></p>	
<i>Please describe in detail the issue on which you request a response from the Board, including the exact reference source and version (if applicable).</i>	

<sup>1</sup> DNAs and DOEs shall use the respective DNA/DOE forms for communication with the Board.

<sup>2</sup> As per the applicable modalities and procedures, the Board may make its response publicly available.

<sup>3</sup> Latest CDM regulatory documents and information are available at: <http://cdm.unfccc.int/Reference/index.html> .

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## Clarification 1:

The Guidelines on Demonstration and assessment of the prior consideration of the CDM, EB 62, Annex 13 states the following in the Paragraph 2.

“The Board decided that for project activities with a starting date on or after 2 August 2008, the project participant must inform a Host Party designated national authority (DNA) and the UNFCCC secretariat in writing of the commencement of the project activity and of their intention to seek CDM status. Such notification must be made within six months of the project activity start date and shall contain the precise geographical location and a brief description of the proposed project activity, using the standardized form F-CDM-Prior Consideration.”

We would request the Board to please clarify if the timeline of 6 months is being met considering date or it has to be based on timing between two events ( timing between start date and timing of submission of prior consideration ) for the following project:

Examples : X project activity start date was on 08/10/2010 which is signing date of the contract with the bank for loan and the contract was signed at 2.00 PM . Thus, six months will be 1.59PM on 08/04/2012. In case the project proponent submit the prior consideration form before 1.59PM 08/04/2011 whether the same can be considered submission of prior consideration form within six months?

We seek board guidance on definition of “within six months”. This timeline “ within six months” considers the timing or it consider the date only. Whether the calculation of six month will start from the same date or from the next day?

## Clarification 2:

As per paragraph 67 of EB 41 meeting, the start date has been defined as "In light of the above definition, the start date shall be considered to be the date on which the project participant has committed to expenditures related to the implementation or related to the construction of the project activity. This, for example, can be the date on which contracts have been signed for equipment or construction/operation services required for the project activity. Minor pre-project expenses, e.g. the contracting of services /payment of fees for feasibility studies or preliminary surveys, should not be considered in the determination of the start date as they do not necessarily indicate the commencement of implementation of the project. For those project activities which do not require construction or significant pre-project implementation (e.g. light bulb replacement) the start date is to be considered the date when real action occurs. In the context of the above definition, pre-project planning is not considered “real action”.”

We would like to bring to the notice of the Board that that the PP usually avails loan on payment of 1% of the loan amount as the loan processing fee on the date of loan agreement. This is an expenditure committed for the project activity and it is not a major expenses. We would like to have your guidance that whether expenditure associated with loan processing fee amount can be treated as the date on which the project participant has committed for expenditure related to the implementation or related to the construction of the project activity? Whether the same date can be treated as start date for the project activity? The project proponent has signed the contract for civil works and the electro mechanical works only after the signing of the loan agreement. In this context we would like to seek the clarification if the Loan Agreement should be considered as the start date or the contract for the civil works and the electro mechanical works should be considered as the start date?

*Please provide any specific suggestions or further information which would address the issue raised in the previous section, including the exact reference source and version (if applicable).*

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<i>If necessary, list attached files containing relevant information (if any)</i>	<ul style="list-style-type: none"> <li>[replace this bracket with text, the field will expand automatically with size of text]</li> </ul>
<b>Section below to be filled in by UNFCCC secretariat</b>	
Date when the form was received at UNFCCC secretariat	9 October 2012
Reference number	2012-170-S

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**History of document**

<b>Version</b>	<b>Date</b>	<b>Nature of revision</b>
01.2	08 February 2012	Editorial revision.
01.1	09 August 2011	Editorial revision.
01	04 August 2011	Initial publication date.
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