

 <p>CDM: FORM FOR SUBMISSION OF A “LETTER TO THE BOARD” (Version 01.2)</p> <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>	
Name of the stakeholder ¹ submitting this form (individual/organization):	Ana Paula Beber Veiga Ecopart Assessoria em Negócios Empresariais Ltda.
Address and contact details of the individual submitting this form:	Address: Rua Padre João Manuel, 222 01411-000 São Paulo – SP Brazil Telephone number: +55 11 3063-9068 E-mail address: ana.veiga@eqao.com.br
Title/Subject (give a short title or specify the subject of your submission)	Unplanned expansion of a CMD project activity whose crediting period has expired
Please mention whether the submitter of the form is:	<input type="checkbox"/> Project participant <input checked="" type="checkbox"/> Other stakeholder, please specify CDM Consultant
Specify whether you want the letter to be treated as confidential ² :	<input type="checkbox"/> To be treated as confidential <input checked="" type="checkbox"/> To be publicly available (UNFCCC CDM web site)
Please choose any of the type(s) below ³ to describe the purpose of this submission.	
<input type="checkbox"/> Type I: <input checked="" type="checkbox"/> Request for clarification <input type="checkbox"/> Revision of existing rules <input type="checkbox"/> Standards. Please specify reference <input type="checkbox"/> Procedures. Please specify reference <input type="checkbox"/> Guidance. Please specify reference <input type="checkbox"/> Forms. Please specify reference <input type="checkbox"/> Others. Please specify reference <input type="checkbox"/> Type II: Request for Introduction of new rules <input checked="" type="checkbox"/> Type III: Provision of information and suggestions on policy issues	
Please describe in detail the issue on which you request a response from the Board, including the exact reference source and version (if applicable).	

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

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

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

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On July 5th, 2013 the clarification request AM_CLA_0249 was submitted to the Meth Pannel. The aim of the request was seeking guidance regarding the possibility to implement a CDM Project Activity in the same project boundary of another CDM Project Activity for which the crediting period had already expired.

The above referenced submission was considered at Meth Pannel 60 and 61. After MP Meeting 61, an information note (Annex 10, MP 61) was published stating that the Pannel had identified a policy issue and would have to seek guidance from the CMD Executive Board (CDM EB). In addition, MP indicated that no prohibitive concerns were raised regarding the implementation of a “new landfill” constructed on top of a “closed landfill” and its subsequent registration as a CDM Project Activity, unless ACM0001 was revised.

During its 76th Meeting, the CDM EB considered the MP request and, acknowledging that paragraph 49 of the CDM Modalities and Procedures did not provide clear guidance regarding the issue, *agreed to seek guidance from the CMP on whether a new mitigation activity on the same physical/geographical site of a registered CDM project activity whose crediting period has expired can be considered as a new project activity eligible to apply for CDM registration* (from paragraph 44, EB 76th Meetig Report).

With this regard, the CMP made the following statement:

“16. (...) a new project activity or component project activity could be registered at the same physical or geographical location at which a project activity or component project activity whose crediting period has expired existed, if the new project activity or component project activity is not a continuation or modification of the old project activity or component project activity;

In light of the above, on behalf of the Project Participants of the project refered to in AM_CLA_0249, we would like to seek guidance on the next steps to be taken in order to proceed with the necessary activities related to the request for registration of a new CDM Project Activity whitin the same boundary of another CDM Preoject Activity for which the crediting period have already expired.

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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Not applicable. This section was itentionnally left blank.

If necessary, list attached files containing relevant information (if any)

- Not applicable. This section was itentionnally left blank.

Section below to be filled in by UNFCCC secretariat

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History of document

Version	Date	Nature of revision
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01.1	09 August 2011	Editorial revision.
01	04 August 2011	Initial publication date.

<p>Decision Class: Regulatory Document Type: Form Business Function: Governance</p>
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