

**Resolution no. 7, of March 5,
2008, which amends resolutions no. 1, no. 2,
no. 3 and no. 4 of this same Commission
concerning the invitations for comments sent
by project proponents to the stakeholders
involved, interested and/or affected by
project activities under the Clean
Development Mechanism and provides other
measures.**

The Interministerial Commission on Global Climate Change, created by the Decree of July 7, 1999, in the use of its attributions as per Article 3, clauses III and IV,

Whereas the First Conference of the Parties serving as the Meeting of the Parties to the Kyoto Protocol adopted the preliminary decisions contained in decisions 17/CP.7, 19/CP.9, 14/CP.10 and 21/CP.8-Annex II, recommended by the Conference of the Parties, with these decisions thus assuming the following numeration 3/CMP.1, 5/CMP.1, 6/CMP.1 and 4/CMP.1-Annex II,

Whereas the need for updating the consulting procedures for those stakeholders involved, interested and/or affected by CDM project activities dealt with in clause II, Article 3 of Resolution no. 1, of September 11, 2003,

Whereas the information concerning the verification, certification and issuance of certified emission reductions stemming from project activities under the Clean Development Mechanism is at the disposal of the Designated National Authority on the CDM Executive Board's web site,

Whereas the Third Conference of the Parties serving as the Meeting of the Parties to the Kyoto Protocol decided to review the limit for small scale afforestation or reforestation activities under the Clean Development Mechanism,

DECIDES:

Art. 1 – Clause II, Article 3 of Resolution no. 1 of this Commission, of September 11, 2003 is hereby revoked.

Art. 2 – Clause I, article 3 of Resolution no. 1 of this Commission, of September 11, 2003, now reads as follows:

“I – the project design document in the form determined by the Executive Board of the Clean Development Mechanism, established within the scope of the Kyoto Protocol to the United Nations Framework Convention on Climate Change, for the purpose of approving project activity by the Commission, as determined by this Commission's resolutions. Additionally, as an informative element to the Interministerial Commission on Global

Climate Change, a description must be presented of the project activity's contribution towards sustainable development according to Annex III to this resolution and in compliance with Article 12.2 of the Kyoto Protocol.

Art. 3 – With the objective of obtaining approval for project activities under the Clean Development Mechanism, project proponents must send a copy of the invitations for comments, sent by project proponents, to the Executive Secretariat of the Interministerial Commission on Global Climate Change, printed and on electronic media, as well as the respective notifications of receipt, to the stakeholders involved, interested or affected by project activities under the Clean Development Mechanism, according to item “b”, paragraph 37, Annex I of Resolution no. 1; item “b”, paragraph 12, Annex II of Resolution no. 2; and item “b”, paragraph 22, Annex I of Resolution no. 3.

First paragraph. The invitations for comments mentioned in the caption of this article shall be sent 15 days in advance of the validation process in order to guarantee the comments shall be incorporated in the documentation to be submitted to this Commission aimed at obtaining approval for project activities by the Designated National Authority.

Second paragraph. If a project activity under the Clean Development Mechanism is contained in only one state or in the Federal District, the invitations for comment mentioned in the caption of this article shall be sent at least to the following addressees:

- I – City hall and city council of each township involved, and in the case of the Federal District, respecting its cumulative competence established in the Federal Constitution;
- II – State and township environmental bodies involved;
- III – Brazilian Forum of NGOs and Social Movements for the Environment and Development – <http://www.fboms.org.br>;
- IV – Community associations whose purposes are direct or indirectly related to project activity;
- V – State Attorney General of the state involved, or, depending on the case, the Attorney General of the Federal District and Territories;
- VI – Federal Attorney General.

Third paragraph. If a project activity under the Clean Development Mechanism is presented in only one project design document that includes, by bundling, other project activities in more than one state or in the Federal District, the invitations for comments mentioned in the caption of this article shall be sent, at least, to the addressees listed in the clauses in the second paragraph of this article for each project activity in the bundling:

Fourth paragraph. If the limit of a project activity extends over the geographical borders of more than one state or the Federal District, the invitations for comments mentioned in the caption of this article shall be sent, at least, to the following addressees:

- I – Government and legislative assembly of each state involved, or, in the case of the Federal District, the Legislative Chamber;
- II – Federal and state environmental bodies involved;
- III – Brazilian Forum of NGOs and Social Movements for the Environment and Development – <http://www.fboms.org.br>;
- IV – National entities whose purposes are direct or indirectly related to project activity;

V – State Attorney General of the states involved, and/or, depending on the case, the Attorney General of the Federal District and Territories;

VI – Federal Attorney General.

Fifth paragraph. The invitations for comments sent by project proponents to the stakeholders dealt with in the caption and in other paragraphs of this article shall:

I – contain the name and type of project activity under the Clean Development Mechanism, as shown in the project design document – PDD;

II – inform the specific electronic address for the web site where copies can be obtained, in Portuguese, of the last available version of the project design document in question, as well as the description of the project activity's contribution under the Clean Development Mechanism towards sustainable development, as per Annex III of Resolution no. 1 of this Commission, guaranteeing this site will remain accessible at least until conclusion of the project activity registration process by the CDM Executive Board; and

III – provide an address so stakeholders who do not have access to the Internet can request a written and timely copy of the documentation mentioned in clause II of this paragraph from the project proponent.

Art. 4 – Articles 5 and 6 of Resolution no. 4 of December 6, 2006 are hereby revoked.

Art. 5 – Clause IV, article 3 of Resolution no. 1 of September 11, 2003, now reads as follows:

“IV – a declaration signed by the legal representatives of each of the national participants in project activities under the Clean Development Mechanism stipulating the person responsible and contact information with the Executive Secretariat of the Interministerial Commission on Global Climate Change;”

Art. 6 – Article 4 of Resolution no. 3 of March 24, 2006, now reads as follows:

“The declaration requested in clause IV of article 3 of Resolution no. 1 of September 11, 2003 must be addressed to the Executive Secretariat of this Commission and signed by the legal representatives of each of the national participants in project activities under the Clean Development Mechanism, as per the models shown in Annex III of this Resolution;

Single paragraph: Each national participant in project activities under the Clean Development Mechanism must forward the documents that prove the legitimacy of his/her representative to sign the document mentioned in this article's caption.”

Art. 7 – Annex III of Resolution no. 3 of March 24, 2006 now reads as shown in Annex I of this resolution.

Art. 8 – Item “i”, paragraph 1 of Annex II of Resolution no. 2 of August 10, 2005 of this Commission, now reads as follows:

“(i) “Small scale afforestation or reforestation project activities under the CDM” are those activities that must generate net anthropogenic removals of greenhouse gases by sinks of less than sixteen kilotons of CO₂ per year and that are developed or implemented by low-income communities and people, as determined by the host Party. If a small scale afforestation and reforestation project activity under the CDM generates net anthropogenic removals of greenhouse gases by sinks greater than sixteen kilotons of CO₂ per year, the additional removals will not be accepted for issuance of tCERs or lCERs.”

Art. 9 – This resolution takes effect on the date of its publication.

SERGIO MACHADO REZENDE
President of the Commission

**ANNEX TO RESOLUTION NO. 7 OF THE INTERMINISTERIAL COMMISSION ON
GLOBAL CLIMATE CHANGE**

DECLARATION

(The project participant), in compliance with Article 3, IV of Resolution no. 1 of the Interministerial Commission on Global Climate Change, hereby declares:

The person responsible for communication with the Executive Secretariat of the Interministerial Commission on Global Climate Change for project (name and location of project), is (name and Company's CNPJ), represented by (Name; nationality; marital status; profession), who can be contacted at (address; phones; fax; e-mail, etc.).

Date

Signature of the legal representative for each national participant in the project activity.