

Name of submitter: Steve Suppan _____

Check the box that applies to submitter:

CDM DOE or Validation & verification body (VVB)

Contact email of submitter:

Date: _____ 15 May 2024 _____

Legend for Columns

1 = Section Number in the document
 2= Paragraph, table or figure number
 3 = Nature of input is general, technical or editorial
 4 = Comment – the actual feedback or observation, including justification for what needs changing
 5 = Proposed change – suggest the text if possible
 6 = Assessment of comment – secretariat to document response/action taken to comment

1	2	3	4	5	6
Section no.	Para., table or figure no.	Type of input G = general T = technical E= editorial	Comment	Proposed change (Include proposed text)	Assessment of comment (Completed by secretariat)
2.1	6	E	It is not clear to whom the letter of approval is sent nor to whom the activity participant is to demonstrate the sustainable development contribution of its activities.	Paragraph 6: “Letter of Approval (LOA) to the Supervisory Body” and “demonstrate to the Designated Operational Entity”	
5	17	G/E	“shall be shared at the local stakeholder consultation”; if the sharing is to result in a cooperative relationship among the DOE, the activity participants and the local stakeholders, greater detail about the languages (e.g. by using DeepL to machine translate documents into indigenous languages) and procedures for sharing is advisable.	In IATP’s April 22 letter to the SB, we recommended how the sharing of the safeguards risks assessment and plan could be improved. IATP asks that the SB reconsider these recommendations wherever “shall be shared at the local stakeholder consultation” appears in the SDT, e.g. paragraph 17, p. 19.	
5	19 a	G	Is the activity participant the sole decider about when and how to decommission an activity? Do DOEs or host country authorities have a role in this decision?		
5	19b	E	In the absence of host country legal/regulatory requirements relevant to one or more of the eleven principles, activity participants must apply the criteria and guiding questions, at least until such time as the host country develops regulations that are applicable to the principles.	“If host country does not have legal/regulatory requirements on one of eleven principles, the activity participant may shall apply the criteria and guiding questions of the principles.”	

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5	Table 1	G/E	If the host country lacks legal/regulatory requirements relevant to the implementation of safeguards, the SB should encourage host countries to adopt such requirements, using industry best practices as interim measures.	In case of lack of legal/regulatory requirements of the host party, the activity participant may shall take industry best practices or voluntary corporate policies of the organization to assess if the aspects are harmful. Host countries should develop relevant requirements to implement safeguards and assess risks, using industry best practices or voluntary corporate policies as interim measures.	
5	Para 19 c, p. 21	G/E	It is proposed that activity participants, and not DOEs should be in charge of “Monitoring parameters and acceptance criteria that can be tracked over activity crediting periods,” To make the safeguards plan credible to local stakeholders, the DOE should define the monitoring parameters and acceptance criteria.	Monitoring parameters and acceptance criteria that can be tracked over activity crediting periods shall be developed by the DOE as part of the validation and verification process.	
5	Para 15, p. 17	E	The SDT should be user friendly, so that activity participants, DOEs and host country authorities do not have to search the UNFCCC website to find a cross-referenced text.	Add an URL footnote to locate “Glossary: Article 6.4 mechanism terms”, so that the reader does not have to search the UNFCCC website to find the Glossary. Given the role of the Designated Operational Entity in validating and verifying the activity participant’s Environmental and Social Management Plan, the definitions section of the SDT should include the DOE definition from the Glossary.	
5	Para 26, p. 25	G/E	The issue of determining pre-activity or overlapping liabilities in the territory of a proposed activity is a very difficult issue not likely to be resolved by local regulation. Host countries should be encouraged to develop national laws on underlying liabilities in project areas to ensure that there is consistency for activity participants in how underlying liabilities are treated legally.	If this paragraph is maintained, add to “subnational or local regulation” “tribal or indigenous law” throughout the SDT draft where “subnational or local regulation” appears. The inclusion of indigenous law here would be consistent with Principle 9: Indigenous Peoples.	

Call for public input – Template for input [Draft: Article 6.4 sustainable development tool \(ver. 06.0\)](#)

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5	P2.3 p. 31	E		Add a first criterion P.2.3.0 to parallel that for energy (para 23, p. 23): Activity shall not affect the availability and reliability of the water supply to other users	
5	Para 36, p. 31.	E	There is no feasible way for an activity participant to disaggregate water use for the activity from other water uses in the project area, and hence no way to ensure water conservation in general for the project area.	Recommend deletion of “The activity shall ensure that water resources covering surface water and ground water are conserved.”	
5	Para 51, p. 42	E	The most qualified managers of safeguards may be those living in the activities project area.	The proposed activity shall promote education programmes for local communities to access labour and management opportunities created by the proposed activity	
5	Paras. 77-78	G/E	These are underdeveloped paragraphs that should reference the United Nations Convention Against Corruption (https://www.unodc.org/unodc/en/treaties/CAC/index.html) to which most Member States are Parties. From this Convention, definitions and illustrative examples applicable to the SDT can be drawn. These chapeau paragraphs should clarify the roles of the activity participants, DOEs and relevant host country authorities in preventing, investigating and enforcing both national and UN Convention anti-corruption requirements.	Minimally, reference the United Nations Convention Against Corruption as a normative text to be applied by activity participants, DOEs and host country authorities, in addition to national legal/regulatory requirements.	
5	Para 81	E	Per footnote 52	Add to “recognized by the host government and/or academia” and/or UNESCO	

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5	Para 94, p. 76	G/E	Given the complexity of the safeguards plan and risk assessment and given the variety of local stakeholders in an activities project area, the SDT should allow the DOE to conduct multiple interviews if needed.	“by reviewing stakeholder consultation documents[inputs/comments] and conducting an interview interviews with local stakeholders and employing professional judgement”	
5	Para 96	G/E	This paragraph should specify to whom confirmation should be given. We suggest to the activity participants, the local stakeholders, and the relevant host country authorities, as well as to the Supervisory Body.	The DOE shall provide confirmation to activity participants, host country authorities and the Supervisory Body that based on the A6.4 Environmental and Social Management Plan and the A6.4 Sustainable Development Form, the proposed activity results in no harm and contributes to sustainable development.	
5	Para 97, p. 77	G	Even though the Supervisory Body does not seek comment on removals and methodologies, the matter of “observed deviation” raises the issue of how activity participants and DOEs are to interpret, verify and report emissions reversal events that may affect the capacity of the activity participants to realize their safeguard plan and risk assessment, as well as their sustainable development assessment. The SB should develop further guidance on these matters in the draft SDT after they have invited comments on Appendix 1.		