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Submission concerning the call for public input on the subject of the draft "Guidance on criteria for baseline setting and monitoring", as to whether the concept of prior consideration of JI should apply under the Track 2 procedure

Dear Sir or Madam,

Thank you very much for giving us the opportunity to provide a submission regarding the call for public input mentioned above.

According to Article 6 Kyoto Protocol and its further implementations in the Marrakesh agreements, additionality of the emission reductions credited in Joint Implementation projects is required. The additionality criterion is the verification that the counterfactual scenario (baseline scenario) is valid, i.e. that the emission reductions have actually been caused by the JI mechanism. This presupposes inherently that the mechanism is necessary for project implementation. Otherwise, a windfall profit distorting competition would occur and the environmental integrity the mechanism would not be ensured. Demonstration that a project mechanism is necessary for project implementation, however, can only be credible if it is shown that the project mechanism could possibly have had an influence in the decision to go ahead with the project content. This can be demonstrated by using available evidence that the project mechanism has been considered before the project start date. Therefore, in the CDM, prior consideration was integrated from the very beginning, at first in the additionality tool. It has evolved into a separate procedure to ensure independence and credibility of the prior consideration documentation and remains a key point for the credibility of the additionality demonstration.

As these considerations also apply for Joint Implementation, prior consideration is de facto already included in the JI standards as per the additionality criterion. A viable method making the proof of

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prior consideration more substantial could be the adoption, mutatis mutandis, of the "Guidelines on the demonstration and assessment of prior consideration of the CDM", EB62, annex 13, by the JISC.

Yours sincerely,

On behalf of the German DNA/DFP

A handwritten signature in blue ink, consisting of a large, stylized 'F' followed by a cursive 'Wolke'.

Frank Wolke