



Schweizerische Eidgenossenschaft
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Swiss Confederation

Federal Department of the Environment,
Transport, Energy and Communications DETEC

Federal Office for the Environment FOEN
Climate Division

FOEN, MOL, 3003 Berne

CEP Carbon Emissions Partners S.A.
Mr. Fabian Knodel
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CH-1222 Vézenaz, Geneva
Switzerland

Reference: J294-0485

Project reference: "Modernization and technical reequipping of PJSC "Donbasenergo" TPP"

Our reference: MOL

Contact person: MOL

Berne, October 24, 2012

Letter of approval for a project under article 6 of the Kyoto Protocol (JI)

The Federal Office for the Environment (FOEN), acting as the Swiss Designated Focal Point (DFP) confirms that Switzerland :

1. has ratified the Kyoto Protocol on July 09, 2003 ;
2. approves voluntary participation in the JI project activity mentioned above ;
3. by this letter of approval, also authorizes "CEP Carbon Emissions Partners S.A." to participate as project proponent to the JI project activity named above.

Signed on behalf of the Federal Office for the Environment FOEN

Andrea Burkhardt
Head of the Climate Division

Annex: Legal information for Swiss JI project participants regarding business transactions abroad

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Annex:

Legal information for Swiss JI project participants regarding business transactions abroad

The Swiss Designated Focal Point under article 6 of the Kyoto Protocol recalls that the applicability of certain Swiss legal provisions extends to actions by JI project participants in foreign countries.

In particular, participants are reminded of:

- (i) article 322septies of the Swiss Criminal Code which prohibits bribery of foreign public officials;
- (ii) article 4a of the Swiss Unfair Competition Act which prohibits bribery of private persons in Switzerland and in foreign countries;
- (iii) article 102 of the Swiss Criminal Code which extends liability for the two afore-mentioned offences to legal entities.

For further information for Swiss businesses operating abroad on how to prevent corruption please visit: www.seco.admin.ch/themen/00645/00657/index.html?lang=de