



CLIMATE**FOCUS**

Legal preparedness for REDD+: Project level support





WHO WE ARE

- Climate change advisors
- REDD+ as one of our main expertise areas
- Our offices: Amsterdam, Washington DC, Bangkok, Bogota, Lisbon and São Paulo
- Working languages: English, Spanish, French, German, Dutch and Portuguese



OUR GENERAL WORK ON REDD+

- Policy analysis and design
- Regulatory frameworks & capacity building
- Project development & structure
- Contract drafting + negotiation + due diligence
- Support to sub-national entities in REDD+





OUR LEGAL SUPPORT TO REDD+ PROJECTS

- Carbon rights Support
 - Assessing carbon ownership; ter arrangements
- Project structuring advice
 - Legal options for project structuring (e.g. SPVs)
 - Tax, regulatory issues
 - Assisting in formal set-up
 - Benefit and revenue sharing





OUR LEGAL SUPPORT TO REDD+ PROJECTS

- **Contract drafting, review and negotiation**
 - Agreements to secure carbon rights
 - Project structuring agreements
 - Benefit sharing agreements
 - Emission reduction purchase agreements
- **Due diligence**
 - Carbon ownership risks
 - Regulatory risks
 - Tax liabilities





EXAMPLES OF LEGAL SUPPORT TO REDD+ PROJECTS

- Reserva Maya REDD+ project (Guatemala) 
- Noel Kempff REDD + project (Bolivia) 
- Gola Forest REDD Project (Sierra Leone) 
- Sebangau National Park (Indonesia) 
- Bale Mt. Eco-Region REDD+ (Ethiopia) 
- Bajo Mira and Frontera REDD+ (Colombia) 
- Mato Grosso REDD+ project activities (Brazil) 

WHAT REDD+ PROJECT DEVELOPERS ASK US

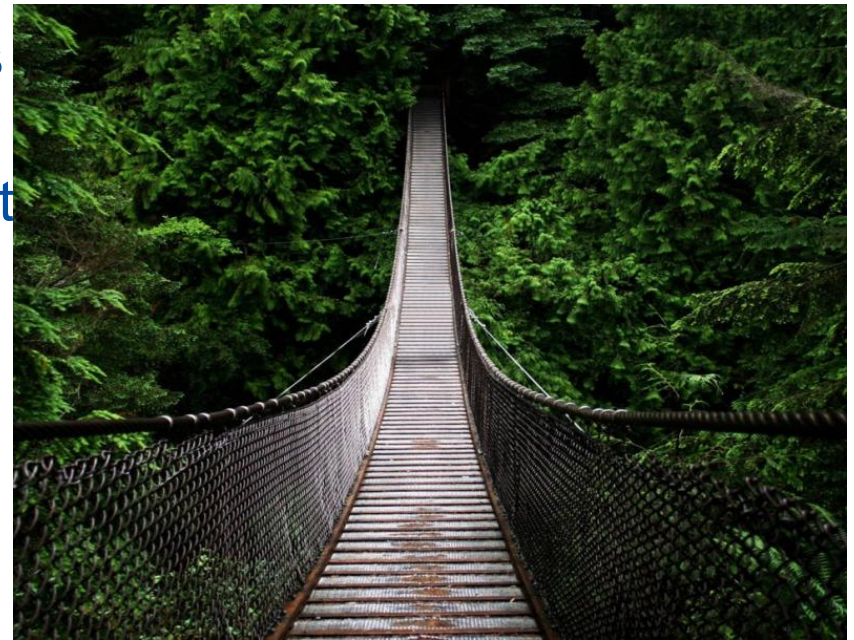
- Who owns the carbon credits?
- What is the best legal structure for the project?
- What legal documents are Required?
- How to structure benefit sharing
- What requirements does existing national legislation impose on a REDD+ project?





OUR LEGAL SUPPORT TO LEGAL AND POLICY REDD+ FRAMEWORKS

- Legal and policy gap assessments of frameworks
 - Legal/policy barriers to projects
 - Suitability of existing legal mechanisms for REDD+ projects
- Advising on legislative options for:
 - Carbon ownership & tenure arrangements
 - Procedures and safeguards
 - Liabilities for reversals
 - Removing legal and policy barriers to investment





EXAMPLES OF LEGAL/POLICY SUPPORT TO REDD+ READINESS

- Advising on integrating REDD+ in legislation in Vietnam, Laos, PNG
- Designing subnational REDD+ frameworks in Ghana
- R-PP development in Kenya and Ghana
- Financing options for REDD+ in Mexico





WHAT GOVERNMENTS/INSTITUTIONAL ACTORS ASKS US

- Does current legislation in my country support the development of REDD+ projects?
- What legislation should be adopted or modified to promote REDD+ projects?
- How to establish consultative mechanisms for the national REDD+ process?
- What institutional structure can I adopt to ensure an effective REDD+ strategy?
- How to ensure local communities are beneficiaries of carbon revenues?





Thank you!

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