

Climate Change & CDM* Specialist Consultancy Unit:

Overview of Services

IMBEWU Sustainability Legal Specialists (Pty) Ltd.

www.imbewu.co.za

(* Clean Development Mechanism of the Kyoto Protocol to the United Nations Framework Convention on Climate Change)

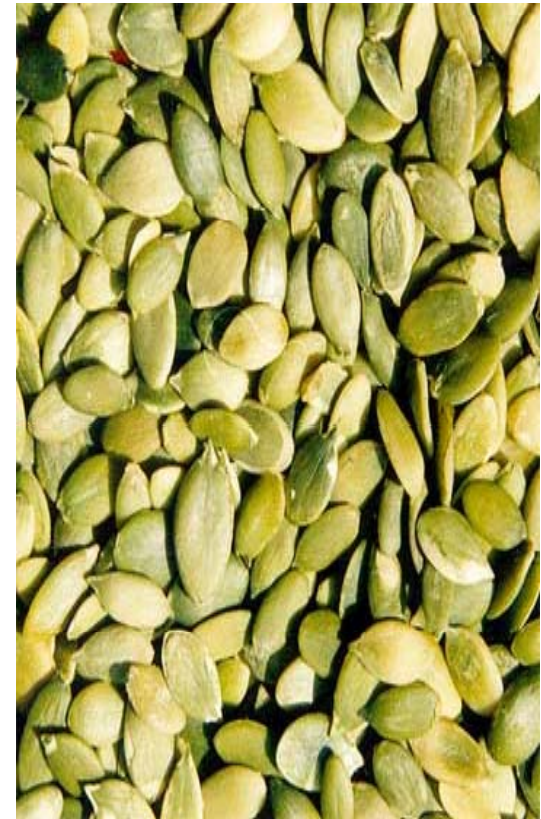
IMBEWU

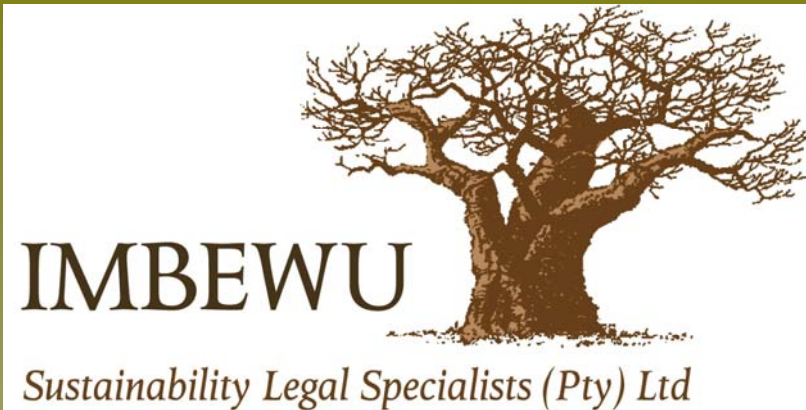
- A Johannesburg (South Africa) based legal specialist consultancy.
- Provides services to the South African and international markets.
- Employs six lawyers all specialising in an aspect of environmental, climate change or health & safety law.
- Collaborates with law firm Warburton Attorneys in order to provide specialist environmental litigation and other legal services, including commercial services, to its clients and also to provide attorney client privilege, where appropriate.
- Most of the professional services offered by IMBEWU can also be provided in French. IMBEWU provides technical French/English translation services in its field of expertise.



Company Philosophy

- The word “**imbewu**” means “**seed**” in the Southern African Nguni languages of Zulu and Xhosa.
- This notion of growth resonates with IMBEWU’s focus on sustainable development in the South African region.
- Indeed “IMBEWU” (“seed”) is an apt point of departure for our goal of providing ‘fruitful’ and practical sustainability legal advice that seeks to inform South African and African sustainable development.





Climate change & CDM-related legal consultancy services



Strategic Carbon Business Advice

- Carbon Business Strategy development (public or private, e.g.: CEF).
- Policy development (public or private).
- Strategic advice on specific climate change related matters, especially regarding the carbon market.
- CDM projects and carbon transaction due diligence (legal and technical).
- Strategic advice in terms of the international and national legal regime pertaining to climate change, including the relevance of international negotiations for the post-2012 carbon market.
- Sectoral strategic advice, e.g.: banks, insurance.
- Strategic assistance to DNA and institutional entities.
- Strategic assistance for the sale of carbon credits (CDM or voluntary market).

Practical assistance

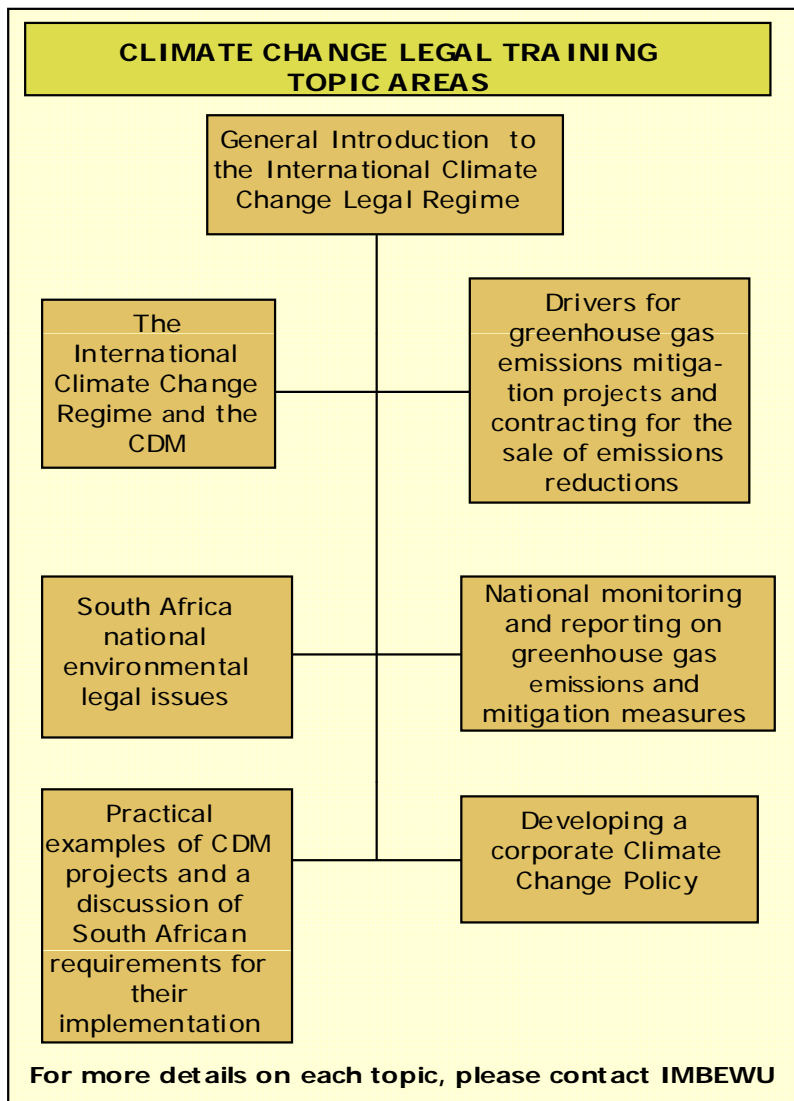


- Compliance with international and national policies and legislation.
- Legal assistance with the conventional legal aspects of CDM project development, e.g., identification, development, commissioning, operation and decommissioning.
- Legal assistance with the carbon-related legal aspects of CDM projects.
- Drafting and negotiating of Emission Reduction Purchase Agreements (ERPAs) for the purchase and sale of carbon credits.
- Drafting and negotiating of other relevant contracts, including Project Development Contracts, Co-operation Agreements aimed at promoting efficient project implementation.

Implementation of CDM projects

- CDM project identification.
- CDM project risk assessment/due diligence – both legal and technical (via our network of specialist consultants practicing in related disciplines).
- CDM project cycle prescribed at the international level (including: the legal aspects of the Project Design Document, Validation, Registration, Monitoring, Verification, Certification and Issuance of Certified Emissions Reductions).
- Assistance with applications for host country approval to the South African Designated National Authority (DNA) for the CDM.
- General environmental legal advice during the life cycle of CDM projects (project development, operation and decommissioning).
- Specific advice on a CDM project's SHE (safety, health and environmental) legal compliance.
- Assistance with authorization process, e.g., environmental impact assessment.
- Advice on contractual relationships pertinent to climate change and CDM, e.g., commercial contractual relationships for the purchase and sale of CERs.

Capacity building



- Specialist development of customised and focused legal training courses.
- In-house training courses, aimed at addressing specific topics or issues, as selected by the client.
- Each course is developed in accordance with the client's needs and expectations and in consideration of the audience capabilities and expected outcomes.
- Courses vary in scope, depth and duration in accordance with the client's brief.
- Provides learning programmes aimed at providing a practical, cost effective and focused overview of climate related legal and strategic issues.
- IMBEWU has applied to the South African Sectoral Education and Training Authority (SETA) to achieve the status of "SETA Recorded Service Provider".

Monitoring of new developments

- Legislation.
- Policy.
- International best practice.
- Standards & Technical guidelines.
- Political and lobbying agenda.
- Carbon markets, e.g.: carbon prices – EUA, CER, VER- , development of standards, implementation of carbon credit registries and the international transaction log, emissions trading schemes.
- The CDM, e.g., new methodologies, Executive Board decisions and recommendations, proceedings of conference of the parties.
- Carbon contracting, e.g., new ERPA templates, specific issues like VAT, best practices.
- Conference proceedings.
- Specific legal developments internationally and in the SADC and African regions.
- Updates on national Parliamentary sessions.
- Updates on South African case law.

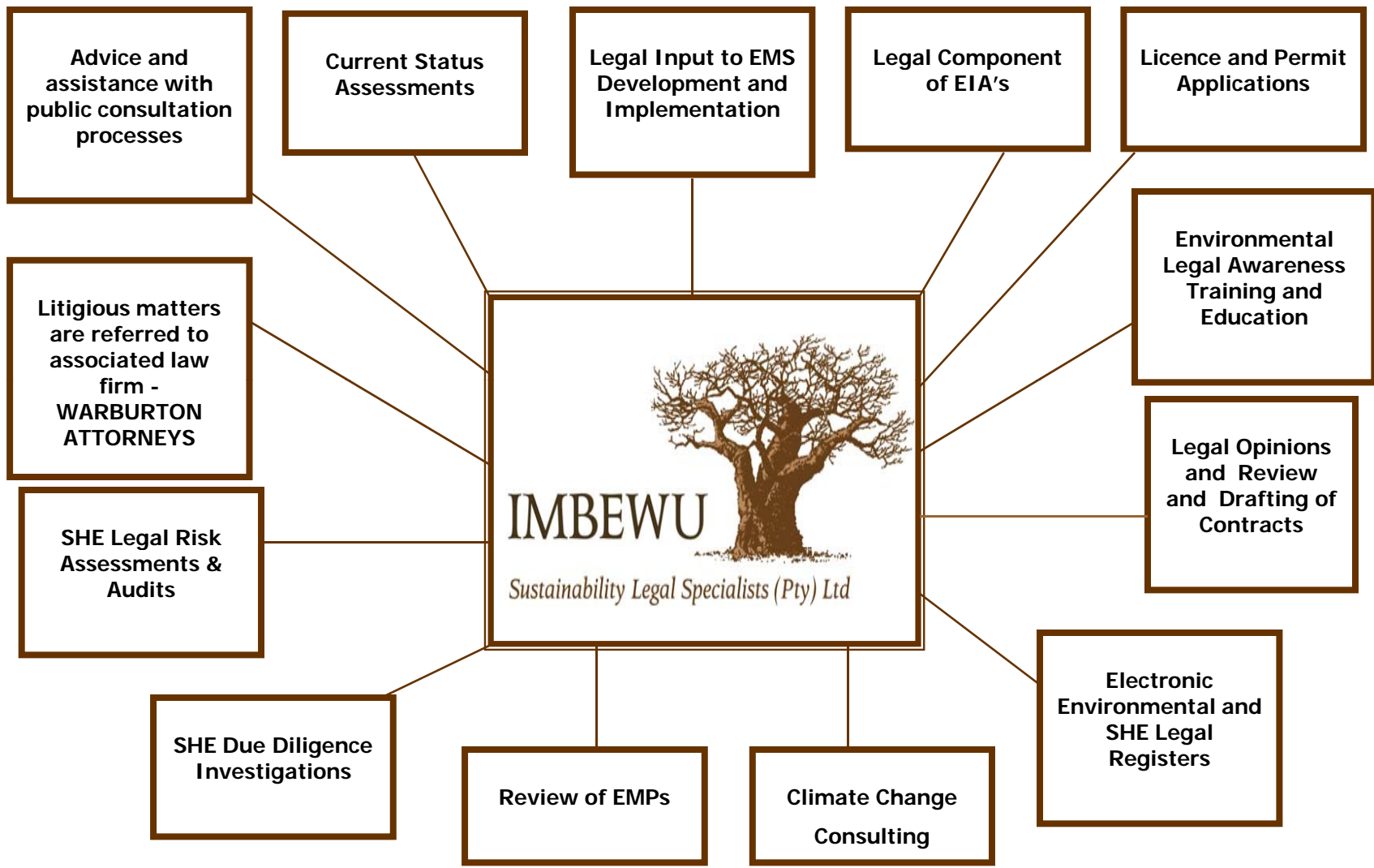


Overview of other services

- IMBEWU approaches sustainability legal issues from an integrated and multi-disciplinary perspective to offer the most adequate and skilled enviro-legal services, which include amongst others:
 - Environmental Impact Assessments (EIA).
 - Authorisation Processes.
 - Environmental Risk Assessments.
 - SHE Audits.
 - Environmental Management Plans (EMP).
 - Environmental Legal Training.
 - Legal Opinions.
 - Environmental Management Programme Reports (EMPR) for the mining industry. And;
 - SHE Due Diligence Investigations.



IMBEWU ENVIRO-LEGAL SPECIALISTS (PTY) LTD



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