

**Annex I**



**CARBON MARKET**

**MODALITIES OF COMMUNICATION**

## To the Executive Board and the Secretariat

**Project 0164:** Bandeirantes Landfill Gas to Energy (**BLGE**) registered on 20 February 2006.

### Agreement on post-registration change in Project Participants in the Project

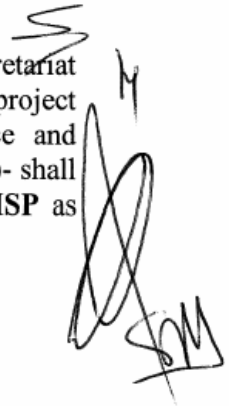
As per the last Statement on the Modalities for Communicating with the Executive Board and the Secretariat (**Statement II**), the existing project participants **BIOGAS**, **PMSP** and **KfW** have agreed that **BIOGÁS** and **PMSP** would remain as the only Project Participants authorized to communicate with the Executive Board and the UNFCCC Secretariat regarding any change of Project Participants and/or any relevant project matters – especially to any and all instructions regarding Issuance and Distribution and/or Allocation of Certified Emission Reductions (CERs) which shall be always jointly signed only by the focal points **BIOGÁS** and **PMSP**.

By the present communication the Project Participants and focal points – Biogás Energia Ambiental S.A (**BIOGÁS**) and Prefeitura Municipal de São Paulo (**PMSP**) herein undersigned agree to include **FORTIS BANK N.V./S.A.** as an additional Project Participant in the Project BLFGE.

### New Statement on the Modalities for Communicating with the Executive Board and the Secretariat (Statement III)

The Project Participants and focal points – **BIOGÁS** and **PMSP** – and the new Project Participant undersigned agree that:

- 1- **BIOGÁS** and **PMSP** shall remain serving as the focal points for all communications with regard to the Executive Board and the UNFCCC Secretariat with respect to all and any matter(s) concerning the Project **BLFGE**.
- 2- The New Project Participant **FORTIS BANK N.V./S.A.** declare that does not wish to be involved in taking decisions of any kind regarding the Issuance and Distribution of Certified Emissions Reduction (CERs) other than the 808.450 CERs as per the “Notice of Invitation to Tender nº 001/2007 (BM&F – Prefeitura de São Paulo)” and that specifically and irrevocably authorizes **BIOGÁS** and **PMSP** to decide on all and any matters regarding CERs derived from the Project **BLFGE**.
- 3- All communications with the Executive Board and the UNFCCC Secretariat regarding any change of Project Participants an/or any relevant project matters- especially to any and all instructions regarding Issuance and Distribution and/or Allocation of Certified Emission Reductions (CERs)- shall be valid only if jointly signed by the focal points **BIOGÁS** and **PMSP** as follows :

Handwritten signature and initials in black ink, located at the bottom right of the page. The signature appears to be a stylized 'S' followed by 'M' and 'P'.

**For BIOGÁS:** Antonio Carlos Delbin and Carlos Sasaki  
(joint signature)

**For PMSP:** Eduardo Jorge Martins Alves Sobrinho  
Secretary of Green and Environment

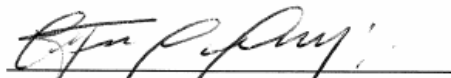
4- Instructions given for the allocation of Certified Emission Reductions (CERs) generated by the Project **BLFGE** remain valid as below indicated and any future changes shall be given by a joint authorization of **BIOGÁS** and **PMSP** :

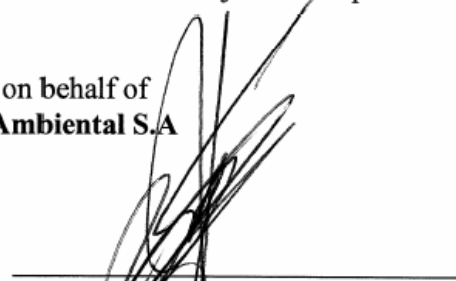
- a. **50% of the total CERs shall be allocated by BIOGÁS**
- b. **50% of the total CERs shall be allocated by PMSP**

This **Statement III** shall be valid until a new statement has been submitted to the Executive Board and the UNFCC Secretariat superseding this Statement and provided that the New Statement has been jointly signed by the focal points above nominated.


**DULY SIGNED** by the authorized representatives of the Project Participants

Signed for and on behalf of  
**Biogás Energia Ambiental S.A**

  
\_\_\_\_\_  
Antonio Carlos Delbin  
Technical Director  
Date: November 27<sup>th</sup>, 2007

  
\_\_\_\_\_  
Carlos Sasaki  
Financial Director  
Date: November 27<sup>th</sup>, 2007

Signed for and on behalf of  
**Prefeitura Municipal de São Paulo**

  
\_\_\_\_\_  
Eduardo Jorge Martins Alves Sobrinho  
Secretary of Green and Environment – PMSP  
Date: November 27<sup>th</sup>, 2007

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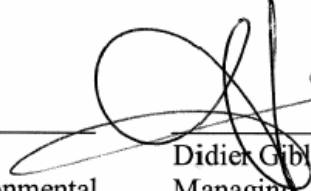
Signed for and on behalf of  
**FORTIS BANK N.V./S.A.**



Stany Schrans  
Head of Energy and Environmental  
Markets - Global Markets

Date: November 27<sup>th</sup>, 2007

Stany Schrans  
Head of Energy & Environmental Markets  
Global Markets  
Fortis Bank



Roger Rosier  
Head of Business Management  
Global Markets

Didier Giblet  
Managing Director - Global Energy  
and Commodities Group - Global  
Markets

Date: November 27<sup>th</sup>, 2007



**ANNEX**  
**BANDEIRANTES LANDFILL GAS TO ENERGY PROJECT**  
**Contact Information on new Participant in the Project Activity**

<b>Organization:</b>	Fortis N.V./S.A.
<b>Street/P.O.Box:</b>	Rokin 55
<b>Building:</b>	
<b>City:</b>	Amsterdam
<b>State/Region:</b>	
<b>Postfix/ZIP:</b>	P.O. Box 243 (1000AE)
<b>Country:</b>	Netherlands
<b>Telephone:</b>	+31 (0) 20 535 7422
<b>FAX:</b>	+31(O)20 527-1943
<b>E-Mail:</b>	patricia.rosenthal@nl.fortis.com
<b>URL:</b>	<a href="http://www.fortis.com">www.fortis.com</a>
<b>Represented by:</b>	
<b>Title:</b>	Ms.
<b>Salutation:</b>	-
<b>Last Name:</b>	Rosenthal
<b>Middle Name:</b>	-
<b>First Name:</b>	Patricia
<b>Department:</b>	Fortis Merchant Banking - Global Markets
<b>Mobile:</b>	+31 (0) 6 1276 2915
<b>Direct FAX:</b>	
<b>Direct tel:</b>	
<b>Personal E-Mail:</b>	patricia.rosenthal@nl.fortis.com

## To the Executive Board and the Secretariat

**Project 0164** : Bandeirantes Landfill Gas to Energy (**BLGE**) registered on 20 February 2006.

### Agreement on post-registration change in Project Participants in the Project

The existing Project Participants – Biogás Energia Ambiental S.A. (**BIOGÁS**) and Prefeitura Municipal de São Paulo (**PMSP**) – herein undersigned agree to include **KFW** as an additional Project Participant in the Project **BLFGE**.

### New Statement on the Modalities for Communicating with the Executive Board and the Secretariat ( Statement II)

The existing Project Participants –**BIOGÁS** and **PMSP** – and the new Project Participant undersigned agree that:

- 1- **BIOGÁS** and **PMSP** shall remain serving as the focal points for all communications with regard to the Executive Board and the UNFCCC Secretariat with respect to all and any matter(s) concerning the Project **BLFGE**.
- 2- The New Project Participant **KFW** declares that it does not wish to be involved in taking decisions of any kind regarding the Issuance and Distribution of Certified Emissions Reduction (CERs) other than the 1 million CERs as per the CER Purchase Contract dated April 6, 2006 between **BIOGÁS** and **KFW** and that it specifically and irrevocably authorizes **BIOGÁS** and **PMSP** to decide on all and any matters regarding CERs derived from the Project **BLFGE**.
- 3- **BIOGÁS** and **PMSP** shall remain solely authorized to communicate with the Executive Board and the UNFCCC Secretariat regarding any change of Project Participants an/or any relevant project matters- especially to any and all instructions regarding Issuance and Distribution and/or Allocation of Certified Emission Reductions (CERs) and Communication shall be jointly signed by the focal points **BIOGÁS** and **PMSP** as follows :

For **BIOGÁS** : Antonio Carlos Delbin and Carlos Sasaki  
(joint signature)

For **PMSP** : Eduardo Jorge Martins Alves Sobrinho  
Secretary of Green and Environment




4- Instructions for the forwarding of Certified Emission Reductions (CERs) generated by the Project **BLFGE** remain valid as below indicated and any future changes shall be given by a joint authorization of **BIOGÁS** and **PMSP** :


- a. **50% of the total CERs shall be forwarded by BIOGÁS**
- b. **50% of the total CERs shall be forwarded by PMSP**

This **Statement II** shall be valid until a new statement has been submitted to the Executive Board and the UNFCCC Secretariat superseding this Statement and provided that the New Statement has been jointly signed by the Project Participants above nominated.

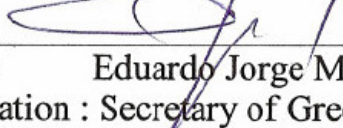
**DULY SIGNED** by the authorized representatives of the Project Participants

Signed for and on behalf of  
**Biogás Energia Ambiental S.A**

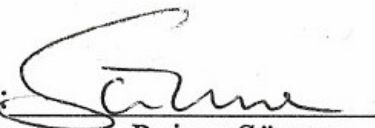
Sign :   
Name : Antonio Carlos Delbin  
Designation : Technical Director  
Date : November 22, 2006

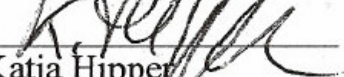
Sign :   
Name : Carlos Sasaki  
Designation : Financial Director  
Date : November 22, 2006

Signed for and on behalf of  
**Prefeitura Municipal de São Paulo**

Sign :   
Name : Eduardo Jorge Martins Alves Sobrinho  
Designation : Secretary of Green and Environment - PMSP  
Date :

Signed for and on behalf of  
**KFW**

Sign :   
Name : Rainer Sünnen  
Designation : Vice President  
Date : November 22, 2006

Sign :   
Name : Katja Hipper  
Designation : Senior Project Manager  
Date : November 22, 2006

Organization:	KfW
Street/P.O.Box:	Palmengartenstr. 5-9
Building:	
City:	Frankfurt
State/Region:	
Postfix/ZIP:	60325
Country:	Germany
Telephone:	+49-69-7431-4218
FAX:	+49-69-7431-4775
E-Mail:	<a href="mailto:carbonfund@kfw.de">carbonfund@kfw.de</a>
URL:	
Represented by:	
Title:	Senior Project Manager
Salutation:	
Last Name:	Hipper
Middle Name:	
First Name:	Katja
Department:	KfW Carbon Fund
Mobile:	
Direct FAX:	
Direct tel:	
Personal E-Mail:	



São Paulo, 21st of September 2005

**Statement on The Modalities for Communicating with The Executive Board and  
The UNFCCC Secretariat**

**Reference: Bandeirantes Landfill Gas to Energy Project**

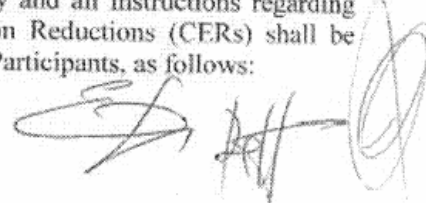
Following the instructions established by the "Procedures for Registration of a CDM Project Activity" (version 02, EB11), Biogás Energia Ambiental S.A., Brazilian private entity, and the municipality of São Paulo (Prefeitura Municipal de São Paulo), Brazilian public entity, hereby come to declare that:

1. As per definitions in chapter A.3 of the Project Design Document and in item 5 of the Validation Final Report, the **Project Participants** are as follows:
  - a. Brazilian Private Entity: **Biogás Energia Ambiental S.A.**
  - b. Brazilian Public Entity: **Municipality of São Paulo.**
  
2. As per definitions in chapter A.2 of the Project Design Document and in item 3.1 of the Validation Final Report, the Certified Emission Reductions generated by the project shall be split and forwarded to the individual account of each of the project participants, as follows:
  - 50% of the total CERs shall be forwarded to the account of Biogás Energia Ambiental S.A.;
  - 50% of the total CERs shall be forwarded to the account of Municipality of São Paulo.
  
3. Focal points for the above mentioned CDM initiative are:

**Biogás Energia Ambiental S.A.**  
Antônio Carlos Delbin  
Technical Director  
R. Guararapes, 1909 cj 41  
04561-004  
São Paulo - SP  
Tel: +55 11 3918 4833 ext. 21  
Fax: +55 11 3918 4833 ext. 20  
[delbin@biogas-ambiental.com.br](mailto:delbin@biogas-ambiental.com.br)

**Prefeitura Municipal de São Paulo**  
Eduardo Jorge Martins Alves Sobrinho  
Secretary of Green and Environment  
Rua do Paraíso, 387 3º. Andar - Paraíso  
04103-000  
São Paulo - SP  
Tel: +55 11 3372 2205  
Fax: +55 11 3372 2200  
[eduardojorge@prefeitura.sp.gov.br](mailto:eduardojorge@prefeitura.sp.gov.br)

4. All communications with the Executive Board and the UNFCCC Secretariat relating to project matters and especially to any and all instructions regarding Issuance and Distribution of Certified Emission Reductions (CERs) shall be valid only if jointly signed by the above Project Participants, as follows:



**For Biogás Energia Ambiental S.A:**

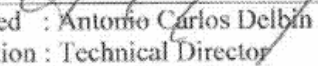
Antônio Carlos Delbin and Carlos Zenhiti Sasaki (joint signature)


**For the Municipality of São Paulo:**

Eduardo Jorge Martins Alves Sobrinho  
Secretary of Green and Environment

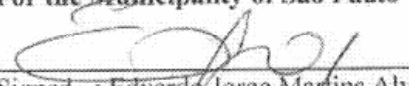

**DULY EXECUTED**

**For Biogás Energia Ambiental S.A**

  
Signed : Antonio Carlos Delbin  
Position : Technical Director  
Dated :

  
Signed : Carlos Zenhiti Sasaki  
Position : Financial Director  
Dated

**For the Municipality of São Paulo**

  
Signed : Eduardo Jorge Martins Alves Sobrinho  
Position : Secretary of Green and Environment  
Dated : 

Memorandum 03  
Maria Augusta Santos  
RF 577.903.1.04  
CIMA - G - AJ  
6/2007

**Biogás**

ENERGIA AMBIENTAL S.A.  
Rua Mogeiro, nº 1580 - Vl. Perus  
São Paulo - SP - Cep: 05206-240  
CNPJ: 04.131.501/0001-68  
IE : 116.188.672.113

**To the Executive Board and the Secretariat**

**Project 0373** : São João Landfill Gas to Energy (SJ) registered on 02 July 2006.

**Agreement on post-registration change in Project Participants in the Project**

The existing Project Participants – Biogás Energia Ambiental .A (**BIOGÁS**) and Prefeitura Municipal de São Paulo (**PMSP**) – herein undersigned agree to include **KFW** as an additional Project Participant in the Project SJ.

**New Statement on the Modalities for Communicating with the Executive Board and the Secretariat ( Statement II)**

The existing Project Participants –**BIOGÁS** and **PMSP** – and the new Project Participant undersigned agree that:

- 1- **BIOGÁS** and **PMSP** shall remain serving as the focal points for all communications with regard to the Executive Board and the UNFCCC Secretariat with respect to all and any matter(s) concerning the Project **SJ**.
- 2- The New Project Participant **KFW** declare that does not wish to be involved in taking decisions of any kind regarding the Issuance and Distribution of Certified Emissions Reduction (CERs) and that specifically and irrevocably authorizes **BIOGÁS** and **PMSP** to decide on all and any matters regarding CERs derived from the Project **SJ**.
- 3- All communications with the Executive Board and the UNFCCC Secretariat regarding any change of Project Participants an/or any relevant project matters- especially to any and all instructions regarding Issuance and Distribution and/or Allocation of Certified Emission Reductions (CERs)- shall be valid only if jointly signed by the focal points **BIOGÁS** and **PMSP** as follows :

**For BIOGÁS** : Antonio Carlos Delbin and Carlos Sasaki  
(joint signature)

**For PMSP** : Eduardo Jorge Martins Alves Sobrinho  
Secretary of Green and Environment

- 4- Instructions given for the allocation of Certified Emission Reductions (CERs) generated by the Project **SJ** remain valid as below indicated and any future changes shall be given by a joint authorization of **BIOGÁS** and **PMSP** :
  - a. **50% of the total CERs shall be allocated to the account of BIOGÁS**
  - b. **50% of the total CERs shall be allocated to the account of PMSP**

Memo 047/VMA 07/2007  
fer 04  
Maria Augusta Santos  
RF 577.803.1.04  
S/MA.F.G.-AJ

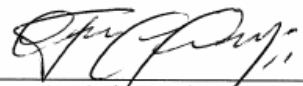
# Biogás


ENERGIA AMBIENTAL S.A.  
Rua Mogéiro, nº 1580 - Vl. Perus  
São Paulo - SP - Cep: 05206-240  
CNPJ: 04.131.501/0001-68  
IE : 116.188.672.113

This **Statement II** shall be valid until a new statement has been submitted to the Executive Board and the UNFCC Secretariat superseding this Statement and provided that the New Statement has been jointly signed by the focal points above nominated.

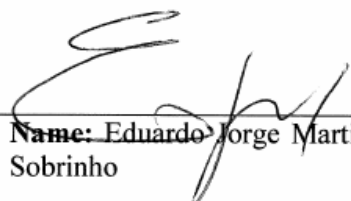
**DULY SIGNED** by the authorized representatives of the Project Participants

Signed for and on behalf of  
**Biogás Energia Ambiental S.A**

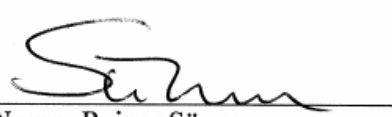
  
Name: Antônio Carlos Delbin  
Designation: Technical Director  
Date: May 09, 2007

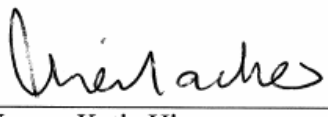
  
Name: Carlos Sasaki  
Designation: Financial Director  
Date: May 09, 2007

Signed for and on behalf of  
**Prefeitura Municipal de São Paulo**

  
Name: Eduardo Jorge Martins Alves Sobrinho  
Designation: Secretary of Green and Environment - PMSP  
Date: May 09, 2007

Signed for and on behalf of  
**KFW**

  
Name: Rainer Sünner  
Designation: Vice President  
Date: May 09, 2007

  
Name: ~~Katja Hipper~~ PETER THEILACKER  
Designation: Senior Project Manager  
Date: May 09, 2007

Memo 04/2007/SVMA 07/2007  
fl. 05  
Maria Augusta Santos  
RF 577/903.1.04  
SVMA - G - AJ

# Biogás

ENERGIA AMBIENTAL S.A.  
Rua Mogeiro, nº 1580 - VI. Perus  
São Paulo - SP - Cep: 05206-240  
CNPJ: 04.131.501/0001-68  
IE : 116.188.672.113

Organization:	KfW Bankengruppe
Street/P.O.Box:	Palmengartenstrasse 30 5-3
Building:	
City:	Frankfurt am Main
State/Region:	
Postfix/ZIP:	60325
Country:	Germany
Telephone:	+49 69 7431-0
FAX:	+49 69 7431-2944
E-Mail:	
URL:	<a href="http://www.kfw.de">http://www.kfw.de</a>
Represented by:	
Title:	Vice President / Senior Project Manager
Salutation:	Mr. / Mrs. Mr.
Last Name:	Sünnen / <del>Hipper</del> Theilacker
Middle Name:	
First Name:	Rainer / <del>Katja</del> Peter
Department:	Board
Mobile:	
Direct FAX:	
Direct tel:	
Personal E-Mail:	<a href="mailto:rainer.sunnen@kfw.de">rainer.sunnen@kfw.de</a> / <a href="mailto:katja.hipper@kfw.de">katja.hipper@kfw.de</a> <del><a href="mailto:Peter.Theilacker@kfw.de">Peter.Theilacker@kfw.de</a></del>

PETER.THEILACKER@KFW.DE



São Paulo, 02 de março de 2006.

**Statement on The Modelities for Communicating with The Executive Board and  
The UNFCCC Secretariat**

Reference: São João Landfill Gas to Energy Project

Following the instructions established by the "Procedures for Registration of a CDM Project Activity" Biogás Energia Ambiental S.A., Brazilian private entity, and the municipality of São Paulo (Prefeitura Municipal de São Paulo), Brazilian public entity, hereby come to declare that:

1. As per definitions in chapter A.3 of the Project Design Document and in item 5 of the Validation Final Report, the Project Participants are as follows:
  - a. Brazilian Private Entity: Biogás Energia Ambiental S.A
  - b. Brazilian Public Entity: Municipality of São Paulo
  
2. As per definitions in chapter A.2 of the Project Design Document and in item 3.1 of the Validation Final Report, the Certified Emission Reductions generated by the project shall be split and forwarded to the individual account of each of the project participants, as follows:
  - 50% of the total CERs shall be forwarded to the account of Biogás Energia Ambiental S.A;
  - 50% of the total CERs shall be forwarded to the account of Municipality of São Paulo.
  
3. Focal points for the above mentioned CDM initiative are:

**Biogás Energia Ambiental S.A.**  
Antonio Carlos Delbin  
Technical Director  
Rua Guararapes, nº 1909 – 4º andar  
Brooklin - cep: 04561-004  
São Paulo – SP  
Tel.: + 55 11 5505-5533 ext. 260  
Fax.: + 55 11 5505-5533 ext. 263  
delbin@biogas-ambiental.com.br

**Prefeitura Municipal de São Paulo**  
Eduardo Jorge Martins Alves Sobrinho  
Secretary of Green and Environment  
Rua do Paraíso, nº 387 – 3º andar  
Paraíso – cep: 04103-000  
São Paulo – SP  
Tel.: + 55 11 3372-2205  
Fax.: + 55 11 3372-2200  
eduardojorge@prefeitura.sp.gov.br

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0 - JO. AMÉRICA  
O UTE 001/2006  
Bel Valdir Gonçalves  
Oficial  
- SP

All communications with the Executive Board and the UNFCCC Secretariat relating to project matters and especially to any and all instructions regarding Issuance and Distribution of Certified Emission Reductions (CERs) shall be valid only if jointly signed by the above Project Participants, as follows:

**For Biogás Energia Ambiental S.A. :**

*Antonio Carlos Delbin / Carlos Sasaki (jointly signed)*

**For the Municipality of São Paulo :**

*Eduardo Jorge Martins Alves Sobrinho*

**DULY EXECUTED**



**For Biogás Energia Ambiental S.A.**

Signed: Antonio Carlos Delbin  
Position: Technical Director

Signed : Carlos Sasaki  
Position : Financial Director

**For the Municipality of São Paulo**

Signed: Eduardo Jorge Martins Alves Sobrinho  
Position: Secretary of Green an Environment

OFICIAL DE REG. CIVIL DAS PESS. NAT. 9.º SUBDISTRITO VILA MARIANA - SP  
Bel. João Baptista Marselotto - Oficial  
PRAÇA OSWALDO CRUZ, 39 - PARAISO - CEP: 04004-070 - TEL.: 3087-7928 / 3080-8874

Reconheço por semelhança a firma de EDUARDO JORGE MARTINS ALVES SOBRINHO em documento com valor econômico, e dou fé.

São Paulo, 03 de Março de 2006  
Em testemunho da verdade.  
LIDIANE DOS ANJOS - Escrevente  
Valor 4,28 Válido somente com o selo



REGISTRO CIVIL DO JARDIM AMÉRICA 209 SUBDISTRITO-BEL VALDIR GONCALVES  
R. Henrique Schaumann, 518, Jardim América, Capital - SP Tel:3081-9388  
Reconheço por semelhança as firmas de ANTONIO CARLOS DELBIN e CARLOS ZENHITI SASAKI em documento com valor econômico, as quais conferem com padrões depositados nesta serventia.  
São Paulo, 03 de Março de 2006.  
Em testemunho da verdade.

Antonio Carlos Delbin - Escrevente autorizado  
Válido somente com selo de autenticidade  
(Firma 8,40) 2 : 3008974007344000063893

ESTE DOCUMENTO, PARA PROUZIR EFEITO NO BRASIL E PARA VALER CONTRA TERCEIROS, DEVERÁ SER VERTIDO EM VERNÁCULO, E REGISTRADA A TRADUÇÃO, EM TÍTULOS E DOCUMENTOS (PROV. N.º 58/89).

