

**Growing Green
through the Rule of Law:
Capacity Building
for Carbon Markets
for Africa**



Carbon Markets Training

August 9 & 10, 2011
GIMPA Executive Conference Center



Leitner Center
for International Law and Justice
AT FORDHAM LAW SCHOOL, NEW YORK CITY



**African Center for
Development Law & Policy**

WITH THE SUPPORT OF



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ABOUT THE TRAINING

Climate change is easily among the most pressing and complex environmental problems facing our planet. Environmental protection, however, cannot be pursued in isolation from broader goals, particularly development and poverty eradication in developing countries. Reconciling development and environmental protection is, therefore, the primary goal of the international climate change regime. This training will provide an overview of the international climate change treaties, markets and mechanisms, to assist members of Ghanaian government, industry and civil society to further their awareness and understanding of international climate law, policy and markets, in particular the opportunities present for promoting sustainable development in Ghana.

This training builds upon the June 2011 *Tapping Unused Potential for Sustainable Development: The Clean Development Mechanism and Ghana* workshop with specific instruction on the relevant international treaties and mechanisms. Following the suggestions of the workshop participants, the training will involve interactive lectures to promote learning and exchange, and aid in the crafting of both individual projects and more general policies going forward. More specifically, the training will begin by examining the nature of the problem, its policy implications, and the international response to global warming, with an analysis of the 1992 United Nations Framework Convention on Climate Change (UNFCCC), the 1997 Kyoto Protocol, and the 2001 Marrakesh Accords. Next, the training will review the flexible mechanisms introduced under the Protocol: Emission trading, joint implementation and the clean development mechanism (CDM), with a particular focus on the latter as most relevant to developing countries like Ghana. Following this examination of the existing regime, day two will move on to examine two critical new approaches in turn: Reduced emissions from deforestation and degradation (REDD), and Nationally Appropriate Mitigation Actions (NAMAs). Finally, the training will conclude with an analysis of the international carbon markets, including the European Union Emission Trading Scheme; emerging markets in other jurisdictions, particularly in Asia; voluntary carbon trading markets; and the future of the CDM and carbon markets, generally.

TRAINING OBJECTIVE

To build capacity on the legal and regulatory frameworks surrounding carbon markets, both internationally and in Ghana, to support project developers seeking to address relevant legal issues under new and existing mechanisms.

MEETING TIME AND PLACE

The Training will take place on August 9 & 10, 2011 at the GIMPA Executive Conference Center, Ghana Institute for Management and Public Administration (GIMPA), Greenhill Achimota Golf – Legon Road, Achimota, Accra.

TRAINING AGENDA



TUESDAY 9 AUGUST 2011

9:00AM – 9:15AM: INTRODUCTION & OVERVIEW

ALENA HERKLOTZ

Adjunct Professor & Levinson Fellow, Sustainable Development Legal Initiative (SDLI), Leitner Center for International Law and Justice, Fordham Law School

9:15AM – 11:15AM: OVERVIEW OF INTERNATIONAL CLIMATE CHANGE REGIME: THE UNFCCC, KYOTO & MARRAKESH

- The international legal framework for the carbon market: The 1992 UNFCCC, the 1997 Kyoto Protocol, and the 2001 Marrakesh Accords
- The post-2012 climate regime: Legal issues concerning the close of the first Kyoto commitment period and new sectors and other developments in the global framework.

PAOLO GALIZZI

Associate Clinical Professor of Law & Director, SDLI, Leitner Center for International Law and Justice, Fordham Law School

NELSON AKONDO

GE Rule of Law Fellow, African Center for Development Law and Policy (ACDLP)

11:15AM – 11:30AM: COFFEE BREAK

11:30AM – 1:30PM: OVERVIEW OF THE KYOTO MECHANISMS

- Kyoto's flexible mechanisms: Emission trading, joint implementation, and the clean development mechanism (CDM)
- How carbon markets work: Market-based approaches to pollution control

ALENA HERKLOTZ

KOFI ABOTSI

Lecturer, Faculty of Law, KNUST & Executive Director, ACDLP

1:30PM – 3:00PM: LUNCH

3:00PM – 5:00PM: THE CLEAN DEVELOPMENT MECHANISM (CDM)

- The international regulatory framework for CDM: Rules and principles
- The CDM Approval Processes: Host Country and Executive Board
- Programmatic CDM

DANIEL BENEFOH TUTU
CDM Secretariat, Ministry of Environment, Science & Technology

MICHAEL KERSTETTER
Associate, Energy, Infrastructure, and Project Finance Group, White & Case

Agenda continued on next page



TRAINING AGENDA *CONTINUED*

WEDNESDAY 10 AUGUST 2011

9:00AM – 11:00: REDUCED EMISSIONS FROM DEFORESTATION AND DEGRADATION (REDD)

- What is REDD? The legal and regulatory dimensions of forest-based carbon reductions
- The new REDD roadmap: A phased approach to readiness, and the issue of safeguards
- Looking ahead: Funding; a better, more fully defined mechanism; and national arrangements in Ghana

WINSTON ASANTE
*Forest Carbon Research Scientist,
Cocoa Carbon Initiative, Katoomba
Incubator for Ecosystems Services &
Nature Conservation Research Center*

11:00AM – 11:15AM: COFFEE BREAK

11:15AM – 1:15PM: NATIONALLY APPROPRIATE MITIGATION ACTIONS (NAMAs)

- What are NAMAs? An new mechanism for achieving common but differentiated responsibility
- Latest developments under the international framework: Funding; registration; and measuring, reporting and verification requirements (MRV)
- NAMAs strategies in Ghana

DANIEL BENEFOH TUTU

1:15PM – 3:00PM: LUNCH

3:00PM – 5:00PM: CARBON TRADING MARKETS

- Sources of supply and demand
- European Union Emissions Trading Scheme and new and emerging markets
- Phases of project design and development
- Legal and contractual issues in carbon trading and finance

ALENA HERKLOTZ

MICHAEL KERSTETTER