

Simplified Approval Process

Annex 9a: Legal due diligence



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9.A Legal Due Diligence

AFD has carried out Customer Due Diligence (CDD) with regard to Conservation International and the Critical Ecosystem Partnership Fund (CEPF) in accordance with its internal procedures. These identification and integrity checks fulfilled AFD requirements. These CDD will be updated regularly throughout our business relationship with CI according to the periodicity provided for by AFD internal procedures. AFD (the Accredited Entity for the Project) concludes that Conservation International /CEPF (The Executive Entity) has the financial management and administrative capabilities to handle the GCF Project titled "Ecosystem-based Adaptation in the Indian Ocean - EBA IO". An attestation to this effect is provided as Annex 9b.

Government or regulatory approvals, licenses or permits required for implementing the Project

No specific licenses or permits are required by the Project at this stage. Depending on the activities proposed by Civil Society Organizations (CSOs), subprojects could require permits or licenses although, based on AFD's past experience of working with CEPF, most subprojects are not expected to require permits or licenses to undertake the types of activities needed to address ecosystem-based adaptation. Assessment of whether permits and licenses will be needed is part of the technical review and administrative due diligence that will be undertaken as part of the subproject grant making process. CEPF's grant making process and the due diligence requirements for CSOs are described in detail in section 4.3 of the Operations Manual (provided as Annex 21). In the case that licenses, permits or other types of authorization are required, it will be the responsibility of CSOs to obtain them prior to grants being approved.

Applicable taxes and foreign exchange regulations

The grants made available by CI through CEPF in the Comores, Madagascar, Mauritius and the Seychelles will be tax exempt. CEPF is a program of Conservation International Foundation (CI), which is a nonprofit public benefit corporation and is not organized for the private gain of any person. It is organized under the Nonprofit Public Benefit Corporation Law for charitable purposes. The specific purpose of this corporation is to encourage and support charitable, scientific, and educational programs and objectives, within the meaning of Section 501c (3) of the United States Internal Revenue Code of 1954. A copy of CI's articles of incorporation is provided as Annex 9c.

Insurance policies or requirements related to the Project

There are no specific insurance policies or requirements related to the Project.