

Simplified Approval Process

Annex 9a: Legal due diligence



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9.A Legal Due Diligence

Please provide the following information:

- *Details of any government or regulatory approvals, licenses or permits required for implementing and operating the project/programme, the relevant issuing authority, and the date of issuance or expected date of issuance.*

While no government or regulatory approvals, licenses, or permits are required for implementing this project, it is worth confirming the support and coordination with government authorities as follows:

- No-Objection letter by the National Designated Authority (NDA) in Brazil, Brasilia, dated May 26th 2023.
- Direct involvement and participation of the NDA in the project preparation and the corresponding proposed activities.
- Involvement and direct participation of one representative of the Ministry of Environment, one of the Ministry of Agriculture Livestock and Food Supply, as well as of the Environmental Secretary of Pará State – SEMAS-PA.

For the operation of the project, the Accredited Entity (AE) as well as Executing Entities (EE) are legally established and enabled to operate locally in Brazil.

- *Describe applicable taxes (or exemptions thereof) and foreign exchange regulations related to the project/programme.*

According to the Panamanian and Brazilian fiscal legislations, Executing Entities (payers), in this case Fundación Avina from Panama as well as Belterra and Conexsus from Brazil, will not be directly subject to pay any applicable taxes for services, purchases, or any other expense related to the project. However, it is worth clarifying that taxes for expenses related to this project will be paid directly by the consultants and providers, who will incorporate those taxes in the total amount they charge Fundación Avina, Belterra or Conexsus . No foreign exchange regulation will apply.

- *Details of any insurance policies or requirements related to the project/programme.*

The implementation of the project itself does not require the endorsement of any insurance policy, but Fundación Avina does always require consultants and/or any other service provider to fulfill the corresponding requirements to operate, including insurance policy coverages as may deem necessary to ensure that activities are held safely and securely without any risk for the people involved or the project.

Additionally, it is worth mentioning, Fundación Avina staff linked to all our projects have insurance policies.