

MINISTERIO DE FINANZAS PUBLICAS
GUATEMALA, C. A.

1193

30 de junio de 2020

Señor
Marco Scuriatti
Representante Residente
Banco Mundial
Su Despacho

Señor Representante:

Tengo el agrado de dirigirme a usted, para hacer referencia a la Carta de Intención suscrita el 26 de abril de 2017, entre el Banco Internacional de Reconstrucción y Fomento (BIRF) en su calidad de fiduciario del Fondo de Carbono del Fondo Cooperativo para el Carbono de los Bosques ("FCPF, por sus siglas en inglés) y la República de Guatemala sobre la potencial Compra de Reducción de Emisiones resultantes del "Programa Nacional de Reducción de Emisiones de Guatemala a través el Fortalecimiento de la Gobernabilidad Forestal en Comunidades Vulnerables", y sus respectivas Enmiendas suscritas el 26 de abril de 2019 y el 27 de diciembre de 2019.

En ese sentido, me permito trasladar un ejemplar en original de la Tercera Enmienda a la citada Carta de Intención, debidamente firmada por el suscrito.

Sin otro particular, me suscribo de usted, atentamente,


Alvaro González Ricci
MINISTRO DE FINANZAS PÚBLICAS



Anexo: lo indicado

DCP/RMOS/MR/SN/TV



Y. Seynabou Sakho
Director, Central America
Latin America and the Caribbean Region

June 29, 2020

His Excellency
Álvaro González Ricci
Minister of Public Finance
Ministry of Public Finance
Guatemala, Guatemala

Re: Third Amendment to the Letter of Intent between the International Bank for Reconstruction and Development, acting as the trustee of the Carbon Fund of the Forest Carbon Partnership Facility, and the Republic of Guatemala with respect to the “Guatemala National Emission Reduction Program: Through Strengthening Forestry Governance in Vulnerable Communities”

Excellency:

We refer to the Letter of Intent between the International Bank for Reconstruction and Development (“**IBRD**”) acting as the trustee (“**Trustee**”) of the Carbon Fund of the Forest Carbon Partnership Facility (“**Carbon Fund**”) and the Republic of Guatemala (“**Program Entity**”) and together referred to as “**Parties**”) dated April 26, 2017 (“**Letter of Intent**”), as amended on April 26, 2019 and December 27, 2019, with respect to the “Guatemala National Emission Reduction Program: Through Strengthening Forestry Governance in Vulnerable Communities.” Capitalized terms used in this amendment letter shall have the same meaning ascribed to them in the Letter of Intent.

1. The Parties agree to herewith amend the Letter of Intent as follows:
 - (a) The Exclusivity Period specified in Section 3.1 of the Letter of Intent shall be extended from twenty-four (24) months to forty-three (43) months and four (4) days until November 30, 2020.
 - (b) Section 3.3 of the Letter of Intent shall be deleted in its entirety and replaced as follows:

“**3.3** The Parties agree that, following the submission of the ER Program Document to the Carbon Fund of the FCPF and provided that the Carbon Fund of the FCPF decides to proceed with ERPA negotiations (“**ERPA Negotiation Start Date**”), the Parties will use all reasonable endeavors to negotiate and execute an ERPA in good faith and on the basis of the terms of this Letter of Intent, within the remaining part of the Exclusivity

”

Period (i.e. the period from the ERPA Negotiation Start Date to the end of the Exclusivity Period). In the event that the remaining part of the Exclusivity Period is less than ten (10) months ("ERPA Negotiation Period"), the Exclusivity Period shall extend to the end of the ERPA Negotiation Period, but in any case, no later than December 31, 2020."

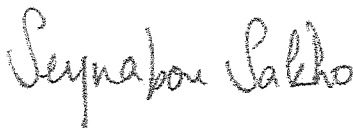
- (c) Section 7.2 of the Letter of Intent shall be deleted in its entirety and replaced as follows:

"7.2 If the ERPA Negotiation Period has not started within forty (40) months and two (2) days from the date of this Letter of Intent (August 28, 2020), the Trustee may, at its sole and absolute discretion, either terminate this Letter of Intent and the understandings it provides or extend the deadline provided in this Clause 7.2."

2. In the event that the participants of the Carbon Fund have not approved the proposed extension of the Exclusivity Period by July 31, 2020, this amendment letter shall be deemed null and void and the Letter of Intent shall terminate with immediate effect. In the event that the participants of the Carbon Fund only approve an extension of the Exclusivity Period that is shorter than the extension provided for above in paragraph 1. (a), the Parties shall further amend the Letter of Intent to reflect such approved shorter extension period. The Trustee shall promptly notify the Program Entity of the corresponding decision made by the participants of the Carbon Fund.
3. Unless expressly provided for otherwise in this amendment letter, all other provisions of the Letter of Intent shall remain unchanged and in full force and effect.

Please confirm your agreement to the foregoing amendment letter by countersigning the received copies in the spaces provided below and return it to me in care of the Carbon Finance Unit, MC-3-309, the World Bank, 1818 H Street, Washington D.C. 20433, U.S.A. Following your countersignature, the provisions of this amendment letter shall become effective on the date of this letter.

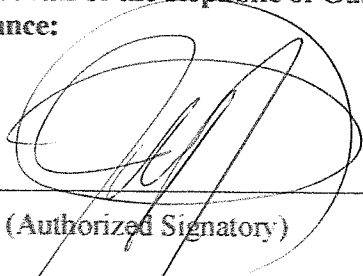
Sincerely,



Y. Seynabou Sakho
Director
Central America
Latin America and the Caribbean Region

AGREED AND CONFIRMED:

On behalf of the Republic of Guatemala, represented by the Ministry of Public Finance:

A handwritten signature in black ink, consisting of several overlapping loops and a central vertical stroke, positioned above a horizontal line.

(Authorized Signatory)

Name: Alvaro Gonzalez Ricci
Title: Minister