

IHA CONFIDENTIALITY AND NON-DISCLOSURE POLICY FOR THE UNESCO-IHA GHG STATUS OF FRESHWATER RESERVOIRS PROJECT

DATED 1 MAY 2009

TERMINOLOGY

In this document unless the context otherwise requires:

GHG means greenhouse gas.

IHA means the not-for-profit international mutual association of the hydropower sector known as the International Hydropower Association headquartered in Central Office, Floor 5 (West), Nine Sutton Court Road, Sutton, London SM1 4SZ, United Kingdom.

measurement campaign means the application of the Measurement Specification to a Project Reservoir by a Measurement Team.

Measurement Specification means the explicit set of technical and scientific requirements to be satisfied for the measuring of GHG emissions from reservoirs developed by the Project and published with open access jointly by the UNESCO and the IHA in successive editions, the current edition being and known as the First Edition dated 20 April 2009.

Measurement Team means a group of scientific experts verified by the IHA who plan and conduct measurement campaigns in relation to a Participant's Project Reservoir.

Participant means a party who owns or controls a Project Reservoir.

Policy means this document known as the IHA Confidentiality and Non-Disclosure Policy for the Project.

Project means the UNESCO-IHA GHG Status of Freshwater Reservoirs Project.

Project Reservoir means a reservoir in the Project.

reservoir means a man-made body of water used for storage, regulation and control of water resources.

rules of access means a system formulated by the IHA to manage entry to a Project database and Project predictive models subject to this Policy and including the principle of "the greater and more open the data contribution the greater and more open the access".

UNESCO means the United Nations Educational Scientific and Cultural Organization, a specialised agency of the United Nations.

PREAMBLE

The cooperation of Participants is critical to the provision of high-quality data for the Project. Keeping certain data confidential is essential to maintaining that cooperation.

As a result the IHA has formulated this Policy for the maintaining and use of data from Participants for the Project including data taken by Measurement Teams from Project Reservoirs in order to prevent disclosure about individual Participants' business. This is detailed in the following sections of this Policy.

GENERAL

1. The IHA considers data provided by Participants for the Project including data taken by Measurement Teams from Project Reservoirs to be strictly confidential and maintains and uses such data accordingly subject to the provisions of this Policy.

NATURE OF PROJECT

2. By taking part in the Project, Participants and Measurement Teams acknowledge that data provided by Participants including data taken by Measurement Teams from Project Reservoirs is to be maintained and used by the IHA for the purposes of the Project including the following Project outputs:
 - 2.1 Project communications.
 - 2.2 The Measurement Specification.
 - 2.3 A database with access to Participants and Measurement Teams subject to rules of access.
 - 2.4 Predictive models with access to Participants and Measurement Teams subject to rules of access.

NON-DISCLOSURE OF PARTICIPANT IDENTITY

3. The IHA and Measurement Teams will not disclose the identity of a Participant to any third party without the explicit consent of the Participant obtained by the IHA.

NON-DISCLOSURE OF PROJECT RESERVOIR IDENTITY

4. The IHA and Measurement Teams will not disclose the identity of a Project Reservoir to any third party without the explicit consent of the Participant obtained by the IHA.

NON-DISCLOSURE OF PROJECT RESERVOIR DATA

5. Measurement Teams will not disclose Project Reservoir data to any third party without the explicit consent of the Participant and the IHA.

PROJECT RESERVOIR DATA CAPTURE PROCESS

6. Project Reservoir data capture will be guided by the following process:
 - 6.1 A Measurement Team conducts a measurement campaign on a Project Reservoir.

- 6.2 Data from the said measurement campaign is delivered in a timely manner by the Measurement Team to the Participant who owns or controls the Project Reservoir.
- 6.3 The said Participant vets the said delivered data and on-delivers it in a timely manner to the IHA.
- 6.4 The IHA maintains and uses the said on-delivered data for the purposes of the Project in accordance with this Policy.

EXCEPTIONS

7. Provisions 1, 3, 4, or 5 of this Policy, separately or in combination, shall not apply where:
 - 7.1 data;
 - 7.2 the identity of a Participant; or
 - 7.3 the identity of a Participant's reservoiris in or becomes part of the public domain without breach of provisions 1, 3, 4, or 5 of this Policy.
8. This Policy shall not apply where the IHA, a Participant, and a Measurement Team enter into a memorandum of understanding in relation to data provided by that Participant for the Project including data taken by that Measurement Team from that Participant's Project Reservoir.

MEMORANDUM OF UNDERSTANDING

9. The IHA recommends that where a Participant has particular issues regarding confidentiality and non-disclosure in relation to data provided by a Participant for the Project including data taken by a Measurement Team from that Participant's Project Reservoir that such a Participant enter into a memorandum of understanding with the IHA and the Measurement Team for the same.
10. The IHA will use this Policy as a guide for the purposes of entering into a memorandum of understanding of the type referred to in provision 9 of this Policy.