

CHECKLIST 3: CONSIDERATIONS FOR DISCUSSION WITH AN INDEPENDENT LEGAL ADVISOR

Understanding legal terms	YES / NO	Notes
1. Are the terms and conditions of the agreement clearly defined?	<input type="checkbox"/> <input type="checkbox"/>	
2. Have the different options for project management been explained to me in plain English?	<input type="checkbox"/> <input type="checkbox"/>	
3. Have confidentiality requirements – including any NDAs – been explained to me in plain English?	<input type="checkbox"/> <input type="checkbox"/>	
Rights and responsibilities		
4. Do I have the legal right to carry out this project?	<input type="checkbox"/> <input type="checkbox"/>	
5. Have I, or my project partner, identified all the Eligible Interest Holders and obtained their consent?	<input type="checkbox"/> <input type="checkbox"/>	
6. If I am the project proponent, do I understand my rights and responsibilities associated with this status?	<input type="checkbox"/> <input type="checkbox"/>	
7. If I designate a carbon project developer as the proponent, how will this affect my rights and responsibilities?	<input type="checkbox"/> <input type="checkbox"/>	
8. If I engage a carbon service provider, have we agreed to a clear land management strategy and division of responsibilities?	<input type="checkbox"/> <input type="checkbox"/>	
9. Have the carbon provider and I agreed on a transparent and fair remuneration plan for the project? Do I understand how the plan may be linked with project performance?	<input type="checkbox"/> <input type="checkbox"/>	
10. Do I understand my obligations in delivering the project, whether they relate to reporting, monitoring, land management, land access, or other aspects?	<input type="checkbox"/> <input type="checkbox"/>	
11. Has the division of intellectual property ownership between the project partner and me been explained clearly? Do I understand how intellectual property interacts with confidentiality requirements?	<input type="checkbox"/> <input type="checkbox"/>	
12. Do I understand who has the right to market and sell any ACCUs received because of this project?	<input type="checkbox"/> <input type="checkbox"/>	

CHECKLIST 3: CONSIDERATIONS FOR DISCUSSION WITH AN INDEPENDENT LEGAL ADVISOR (CONTINUED)

	Potential liabilities and disputes	YES / NO	Notes
13.	Am I aware of any potential liabilities under this agreement?	<input type="checkbox"/> <input type="checkbox"/>	
14.	Have I been provided with a timeline on when the project partner will implement project activities, and is there an exit clause if they fail to stick to this timeline?	<input type="checkbox"/> <input type="checkbox"/>	
15.	Do I understand my responsibilities to the project partner if I cancel the project (voluntary revocation)?	<input type="checkbox"/> <input type="checkbox"/>	
16.	Is there a straightforward dispute management process in place?	<input type="checkbox"/> <input type="checkbox"/>	
17.	Am I aware of the revocation requirements in case of a non-delivery of ACCUs?	<input type="checkbox"/> <input type="checkbox"/>	
18.	Do I understand a reversal event's financial and legal risks?	<input type="checkbox"/> <input type="checkbox"/>	
19.	Do I have a management plan to reduce the risk of disturbance or reversal events?	<input type="checkbox"/> <input type="checkbox"/>	
20.	Do I understand my obligations in the event of a reversal?	<input type="checkbox"/> <input type="checkbox"/>	
21.	Do I understand the legal risks of a breach of confidentiality?	<input type="checkbox"/> <input type="checkbox"/>	
22.	Do I understand the risks of not meeting my obligations under the agreement?	<input type="checkbox"/> <input type="checkbox"/>	
23.	Do I understand the impact of an ACCU Scheme project on my ability to sell my property, including the need to transfer (novate) the agreement to a new owner?	<input type="checkbox"/> <input type="checkbox"/>	
24.	Do I understand how the project might affect succession planning?	<input type="checkbox"/> <input type="checkbox"/>	

***For further details on engagement with a legal advisor, please refer to [Section 5](#).**