

**Secretariat of the
Espoo Convention**

**Implementation Committee
of the Espoo Convention**

Ministry of Ecology and Natural Resources of Ukraine presents its compliments to the Implementation Committee of the Espoo Convention and Espoo Convention Secretariat and has the honour to inform the following.

Ministry of Ecology and Natural Resources informs that according to Article 5 of Chapter V “Final Provisions” Law of Ukraine "On regulation of urban development" # 3038-VI dated 17.02.2011 is determined that conclusions of experts to design estimates for construction of facilities which had been received prior entering into force of mentioned Law shall be valid for two years from the date of the entering into force of this Law:

"5. Initial data for planning, the conclusions of experts to design estimates for construction of facilities, the conclusions of experts to the urban project planning documentation which had been received prior entering into force of this Law shall be valid for two years from the date of the entering into force of this Law."

Taking into account the entry into force of mentioned the Law of Ukraine (12 March 2011) since 12 March 2013, the conclusions of experts which were provided earlier are invalid.

Thus, in our opinion, the legal bases for canceling of conclusion of State complex expertise on Phase I of the project are absent.

The permission of the State Ecological Inspection on Environmental Protection of North-Western Black Sea region dated 18 July 2005 # 1691/05 for carrying out the project “Creation of Danube-Black Sea Deep Water Navigation Canal in the Ukrainian sector of the Danube Delta. Phase I” was valid until 31 December 2005 and at present is not valid. Other decisions on granting permission for the first phase of the project were not taken.

Also we provide the copies of documents sent by notes:

Nota of Embassy of Ukraine in Romania dated 15 August 2008 #1538;

Nota of Embassy of Ukraine in Romania dated 08 September 2008 #1670;

Nota of Embassy of Ukraine in Romania dated 19 January .2009 # 96.

At the same time, we note the following:

Ukrainian scientists have not identified transboundary impact of the project activities on the environment of the countries which are located upstream of the river Danube and Prut rivers;

the final report of the Committee on request of UNECE Espoo Convention (July 2006) contains no reference to the possibility of environmental impact any country except Romania.

We would like to take this opportunity to emphasize the high level of the previous cooperation and look forward to strengthening mutual efforts in the field of environmental protection.

**Deputy Minister on
European Integration**

Mykola KUZIO