



Federal Ministry for the
Environment, Nature Conservation
and Nuclear Safety



Federal Ministry for the Environment, Nature Conservation and Nuclear Safety, ZG III 6, D-11055 Berlin, Germany

TEL +49 - (0) 3018 - 305 - 2253/2267

FAX +49 - (0) 3018 - 305 - 3393

Ms. Fiona Marshall

matthias.sauer@bmu.bund.de

alice.kine@bmu.bund.de

www.bmu.de

Secretary to the Compliance Committee
Aarhus Convention Secretariat
Environment Division
Room 429-2
United Nations
Avenue de la Paix 10
CH-1211 Geneva 10

Switzerland

Response of the Federal Republic of Germany to the draft findings and recommendations with regard to communication ACCC/C/2008/31 concerning compliance by Germany

Your letter of 11. November 2013 with the enclosed draft findings and recommendations regarding communication ACCC/C/2008/31

Reference: ZG III 6 - 45074/7.2

Berlin, 6.12.2013

Dear Ms. Marshall,

Thank you for the letter and its attachment and as well for the invitation to submit a reply until the 9. December 2013.

Please find enclosed the Response of the Federal Republic of Germany to the draft findings and recommendations with regard to communication ACCC/C/2008/31 concerning compliance by Germany. The original will be submitted by standard mail.

In addition, I enclose





Page 2

- the judgement of the Federal Administrative Court (*Bundesverwaltungsgericht*) of 5. September 2013 (7 C 21.12) in English language, and
- a version of the draft findings and recommendations with track changes on some editorial issues.

Furthermore you asked for a clear indication, if Germany agrees with the recommendations made by the Committee:

The draft findings and recommendations conclude that Germany fails to comply with Article 9, paragraph 2 and 3 of the Convention with regard to two specific allegations. In accordance to our enclosed reply we do not agree with these two remaining findings of non-compliance as concluded by the Committee in paragraph 100 of the draft findings and recommendations.

Yours sincerely,

For the Federal Ministry for the Environment,
Nature Conservation and Nuclear Safety

Matthias Sauer

Head of Division





Page 3

Enclosure(s)

- * Response of the Federal Republic of Germany
- * Judgement of the Federal Administrative Court on Case 7 C 21.12
- * Draft findings and recommendations in track change

