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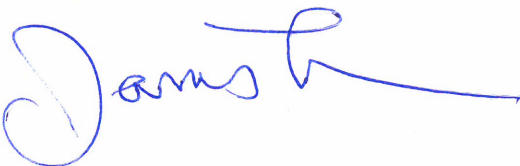
Dear Mr Ebbeson,

Subject: Communication ACCC/C/2008/32

We hereby respectfully ask you to consider adopting findings on the second part of ClientEarth communication ACCC/C/2008/32 with relation to compliance of the EU with the access to justice provisions of the Aarhus Convention.

The Compliance Committee adopted its findings on the first part of the Communication in 2011 and decided to stay the procedure until the Court of Justice of the EU adopts its ruling in joined cases C-404/12P and 405/12P. However, that case is only about the compliance of Regulation 1367/2006 applying the provisions of the Convention to EU institutions and bodies with regard to the definition of an administrative act as provided by Article 2 of the regulation. More particularly, the Court will rule on whether the definition of acts that can be challenged through the administrative procedure provided by Article 10 of Regulation 1367/2006 can be restricted to acts of "individual scope". All the other issues raised in the Communication can therefore be dealt with without waiting any longer for the decision of the Court. The communication was made in 2008, we think it is time the Committee adopts its decision.

Yours sincerely,



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