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*Document 1*  
*Translated from the Spanish original*

On September 21, 2007

## **MOST EXCELLENT TOWN HALL OF ALMENDRALEJO**

Most illustrious Mr.: D. **José María Ramírez Morán**, mayor of the most excellent **Town hall of Almendralejo**

**Matter:** Fulfillment of the established in the Municipal Regulation of Spilled and Treatment.

D. **Félix Lorenzo Donoso**, of legal age, with domicile to notifications effects in c / *Guadeloupe 17, 06200 Almendralejo* (Badajoz), ID card *9154113K*, phone *675 043 835*, in name and representation of *the Plataforma Against the Contamination of Almendralejo*, registered in the register of Associations of the Commission of Presidency of the Junta of Extremadura with the number *3.829*, before **Vd.**, it appears and, as better it proceeds in right,

### **EXPOSES:**

That by means of the written present comes to request information established by the **LAW 27/2006**, of July 18, by that there are regulated the rights of access to information, of public participation and of access to the justice on the subject of environment (it incorporates the Instructions 2003/4/CE and 2003/35/CE).

### **FACTS:**

With date June 02, **2005** by means of writing directed to the Town hall there was requested information about the number of industries forced to ask for authorization of spilled according to the established in the Municipal Regulation of Spilled, and all the authorizations which had been granted.

With date June 23, **2005**, there was requested by means of writing information about the grade of fulfillment so that it was possible to initialize the construction of the new sewage treatment plant and arrangement of the creek of The Stings. (Based on the report of Hydrographic Confederacy of the Guadiana).

With date October 26, **2005**, there is received answer to the writing sent by the Platform of date June 2, 2005, in which is affirmed textually that:

*“First: Although reminder writing has been sent to all the subscribers with industrial tariff, we understand that the really forced ones will not exceed of one hundred.”*

*Second: Until now of the order of sixty companies have presented documents and request, being in process of regularization of the authorizations of spilled, of that 56 have been granted with Provisional Authorizations, since some complementary documents are needed from them to complete the records.*

*Third: There have been granted 56 Provisional Authorizations and 1 definitive Authorization.”*

With date October 26, **2005**, there is received answer to the writing sent by the Platform of date June 23, 2005, in which is affirmed textually that:

*“First: To correct the existence of spilled to the creek of The Stings a collector's project is made, so that later it is possible to act in this creek for his recovery.*

*Second: At present there are fulfilled in everything possible the specifications of the Municipal Regulation of Spilled and Treatment in force.*

*Third: We do not know in this Service the situation of the sanctioning records that have been initialized against this*

*Most excellent Town hall.*

*Fourth: Since we have said the solution after these problems is in project writing phase, nevertheless, all the spilled ones are received in the emissary which goes up to the EDARU.*

*Fifth: The alcoholeras (plants dealing with alcohol products) are provided with proper treatment system, and his spilled are correct, as it is deduced of the last report of development of the EDARU.*

Passed more than two years from the last evaluation of the state of fulfillment of the Municipal Regulation of Spilled and Treatment, and admitting that some measurements are carried out to improve the current state of the situation, like the initialized one of works for the construction of a collector who passes for the right margin of the creek of The Stings to gather spilled irregular that earlier were deposited straight to the natural river bed, we think that the contamination situation for spilled irregular has not improved of palpable form as it would be of waiting.

We believe that it is of vital importance that the Municipal Regulation of Spilled and Treatment to be applied, since this norm is a very useful tool if what we want that our city stops being considered to be one of the most polluting of the region.

On the other hand, we understand that the right to health (art. 43 Spanish Constitution) and to the protection of the environment (art. 45 Spanish Constitution) must be observed by the public powers in his performances, since the citizens demand a change of the living conditions in the cities and municipalities, which allow them a major well-being and serviceability in the coexistence.

It is necessary to bear in mind that the infractions committed by some companies, reverberate negatively in sanctions in all the citizens equally, without distinction of those who are inobservant and who not. It is a big injustice on having punished equally the offender and the ones that fulfill the established norms.

For the exposed thing

#### **REQUESTS:**

**First:** Communicate to him the number of companies or industries that are forced to obtain the authorization of spilled according to the established in the Municipal Regulation of Spilled and Treatment.

**Second:** Communicate to him the number of provisional authorizations that have been granted.

**Third:** Communicate to him the number of definitive authorizations that have been granted.

**Four:** Communicate, if as it steadies in the writing of date October 26, 2005, the alcoholeras are provided at present with proper treatment system. In affirmative case, indicate him if they have the necessary licenses, specified the system used for the achievement of this proper treatment, and copy of the last realized analyses before the effluent ones are spilled to the public sewerage.

**Fifth:** Communicate to him the number of sanctions imposed by infractions to the Municipal Regulation of Spilled and Treatment, as it is established in articulated of the same one.

**Sixth:** Communicate to him the number of sanctions to the Town hall in the last ten years for spilled to the river bed of the creeks of The Stings and Harnina, anyone that there should be the causes and the qualification that has been given them, as well as the quantities of the same ones.

Without another individual receive my most cordial greeting.

In Almendralejo to, on September 21, 2007

Fdo. Félix Lorenzo Donoso

*Platform Against the Contamination of Almendralejo*

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