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Ref: ACCC/C/2013/94

5 January 2014

Mrs. Lissie Klingenberg Jørgensen
Head of section
Danish Environmental Protection Agency
Ministry of the Environment
29, Strandgade str.
DK-1401 Copenhagen K
Denmark

Dear Mrs. Klingenberg Jørgensen,

Re: Communication to the Aarhus Convention Compliance Committee concerning compliance by Denmark in connection with the construction of an underground metro in Copenhagen (ACCC/C/2013/94)

On 29 July 2013, the secretariat of the Convention on Access to Information, Public Participation in Decision-making and Access to Justice in Environmental Matters (Aarhus Convention) received the above communication addressed to the Compliance Committee of the Convention. The communication concerns compliance by Denmark with the public participation provisions of the Convention in connection with the construction of an underground metro in central Copenhagen. The communication was submitted in accordance with the provisions of chapter VI of the annex to decision I/7 of the Meeting of the Parties.

Please find enclosed a copy of the communication, which is being forwarded to you at the request of the Committee in accordance with the provisions of paragraph 22 of the annex to decision I/7. The communication has been registered under the symbol ACCC/C/2013/94, which you are invited to cite in future correspondence on the matter. The datasheet on the communication is attached and the main documentation relating to the communication will be shortly available on the Committee's web site at:
<http://www.unece.org/env/pp/pubcom.htm>.

The Compliance Committee, having considered the admissibility of the communication at its forty-second meeting (24-27 September 2013), has on a preliminary basis determined it to be admissible in accordance with paragraph 20 of the annex to decision I/7. Please note, however, that the Committee has decided that the communication should be suspended pending the outcome of the communicant's ongoing proceedings before the Nature and Environmental Appeal Board. A copy of the preliminary determination on admissibility is attached.

In the light of the pending communication being suspended, you are not required to respond to the communication in any way pending the outcome of the communicant's

ongoing proceedings before the Nature and Environmental Appeal Board. At that stage, the Committee will decide whether to continue or close the case. The communication is thus sent to you for your information only.

Please do not hesitate to contact the secretariat if you wish for any clarification of the above.

Yours sincerely,



Fiona Marshall
Secretary to the Aarhus Convention Compliance Committee

Cc: Permanent Mission of Denmark to the United Nations Office and other international organizations in Geneva
Mr. Steffen Hamann on behalf of Beboerforeningerne omkring Marmorkirken

Encs. Communication ACCC/C/2013/94 (including annexes)
Preliminary determination on admissibility
Datasheet on the communication