

From: Will Rundle <will.rundle@foe.co.uk>
To: aarhus compliance <aarhus.compliance@unece.org>
Cc: Kierra Box <kierra.box@foe.co.uk>, Fiona Marshall <Fiona.Marshall@unece.org>
Date: 06/06/2018 12:18 PM
Subject: RE: ACCC/C/2017/150

Dear Secretariat

Further to your email below (for which thank you), we note that we have not received the UK's response to the complaint that we have raised under ACCC/C/2017/150, and the deadline of 5 June has now passed for it to do so. Please advise if you have in fact received correspondence from them, and if so would you be able to update us of it please?

We note that in section 2.8 of the draft guide that you have referred us to (also attached) that:

"If the Party concerned does not respond within the five-month deadline, the Committee will likewise proceed to consider the substance of the file, on the basis of the information before it."

Please confirm if the Committee will now consider the substance of the complaint, and whether or not the UK is now prevented from making late submissions. We would be concerned over the delay they would cause if they are permitted to do so. That is not least because they have had five months to respond already.

A further concern we have is that if a hearing is now to be arranged, then due to the UK's apparent failure to respond we will not be advised in advance of the position it takes so that we can be given reasonable opportunity to prepare, and also to assist the committee by correcting any factual errors or new issues raised by the Party Concerned.

If the Committee would like further information from us in relation to our Communication do please let us know. For example, a copy of a UK public consultation on the preparation of new laws that can significantly affect the environment, which could provide helpful comparison to the failure to consult as required by the Convention in the current complaint.

I look forward to hearing back from you and thank you for your assistance.

Regards

Will

Head of Legal for Friends of the Earth
T: 020 7566 1687 (ext. 1687)



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