

----- Message from "Azam, Ahmed (DEFRA)" on Fri, 29 Apr 2016 11:48:33 +0000 -----

To: Gillian Lobo  
cc: Fiona Marshall, Sophie Marjanac  
Subject: RE: Decision V/9n concerning the United Kingdom - questions from Communicant ClientEarth to the Party concerned

Dear Gillian

You asked what steps has the UK taken to comply with paragraph 8 in relation to other court procedures that are subject to Article 9, including proceedings for private nuisance?

As you are aware, the Government consulted on proposed changes to the environmental costs protection regime last year. A number of respondents to the Government's consultation have suggested extending the environmental costs protection regime further than currently proposed, including extending the regime to private nuisance claims. We are currently considering responses to the consultation.

We therefore consider that it would be sensible to wait until the outcome of the consultation is known before considering the issue of private nuisance further at this point in time.

Regards  
Ahmed

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