

16 October 2013  
English only

## Economic Commission for Europe

Meeting of the Parties to the Convention  
on Environmental Impact Assessment  
in a Transboundary Context

Meeting of the Parties to the Convention  
on Environmental Impact Assessment in  
a Transboundary Context serving as the  
Meeting of the Parties to the Protocol on  
Strategic Environmental Assessment

## Working Group on Environmental Impact Assessment and Strategic Environmental Assessment

### Third meeting

Geneva, 11–15 November 2013

Items 3, 4, 5, 6 and 8 of the provisional agenda

### Compliance and implementation

Exchange of good practices

Subregional cooperation and capacity-building

Promoting ratification and application of the Protocol

Budget, financial arrangements and financial assistance

## Implementation of the workplan activities

### Note by the secretariat

This note summarises the present status (October 2013) of the implementation of activities in the workplan (decisions V/9 and I/9). In addition, it presents related activities not included into the workplan but which are being or have been carried out by the secretariat in co-operation with other partners. To facilitate the review of the workplan, the following colours are used to indicate the degree of implementation.

| <i>Degree of implementation</i>                     | <i>Workplan activities</i> | <i>Other activities</i> |
|---|----------------------------|-------------------------|
| No arrangements made, or no funding                 | 7 (15%)                    | 1                       |
| To be done, but not normally requiring funding      | 1 (2%)                     | 0                       |
| Outline arrangements, including funding             | 10 (22%)                   | 0                       |
| Firm arrangements with funding for 2013, or ongoing | 14 (30.5%)                 | 2                       |
| Completed   | 14 (30.5%)                 | 10                      |
| <b>Total</b>  | <b>46 (100%)</b>           | <b>13</b>               |

| <i>Activities /sub-activities</i>  | <i>Organizational arrangements / lead country</i>  | <i>Time schedule</i>  | <i>Budget / Funding</i>   | <i>Status</i>   |
|--|--|---|---|---|
| <b>Compliance with and implementation of the Convention and the Protocol</b>   |  |   | Most items included in Implementation Committee and secretariat costs. Exceptions are identified below. |   |
| 1. Consideration by the Implementation Committee of received compliance submissions.   | Implementation Committee, with the support of the secretariat.   | 2011–2014, presented to MOP6 <sup>a</sup> and the MOP/MOP2. <sup>b</sup>              | Estimated budget for translation of submissions: \$10,000.  | The Committee completed consideration of 3 submissions. Draft decision on compliance will be presented to MOP6. |
| 2. Report on the Committee's activities to MOP6 and MOP/MOP2.  | Implementation Committee, with the support of the secretariat.   | 2011–2014, presented to MOP6 and MOP/MOP2.  | –   | Ongoing (and will be completed by MOP6).  |
| 3. If necessary, review of the Committee's structure and functions and operating rules.  | Implementation Committee, with the support of the secretariat.   | 2011–2014, presented to MOP6 and MOP/MOP2.  | –   | Ongoing (and will be completed by MOP6).  |
| 4. Examination of the outcome of the third review of implementation.   | Implementation Committee, with the support of the secretariat.   | By the end of 2011.   | –   | Completed.  |
| 5. Simplification of the questionnaire for the report on implementation of the Convention, and its extension for the report on implementation of the Protocol. | Implementation Committee, with the support of the secretariat and, where appropriate, of WHO. <sup>c</sup> | Presentation of draft modified questionnaire to the Working Group by the end of 2012. | –   | Completed.  |

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|---|---|--|---|---|
| 6. Distribution of the questionnaire to the Parties to the Convention and to the Protocol for them to complete and return.  | Carried out by the secretariat.   | Issue of questionnaire, early 2013. Return of questionnaires by mid-2013.                      | –   | Completed.  |
| 7. Preparation of a draft review of implementation of the Convention and the Protocol.  | Carried out by the secretariat.   | Presentation of draft review to the Working Group at the end of 2013 and to MOP6 and MOP/MOP2. | Requires an external consultant, budget: \$20,000.  | Draft reviews were prepared and submitted to Working Group to consider in November 2013. To be finalized by MOP-6 and MOP/MOP-2 |
| 8. Country-specific performance reviews and technical assistance in drafting legislation, in agreement with Parties wishing to strengthen their implementation of and compliance with the Convention and the Protocol.<br><br>(a) Review would include a period in-country examining legislation, procedures and practice (case study), and would build upon earlier reviews further to decision IV/2. Parties experiencing similar problems might be assisted jointly. | Undertaken by external consultant(s) under supervision of members of the Committee, with support of the secretariat and, where appropriate, WHO. <sup>c</sup> | As decided by the Implementation Committee.  | \$75,000 (approximately \$25,000 per review), plus in-kind contributions from Parties providing experts and from target country providing interpretation, translation, etc., and/or through the EnvSec Initiative with regard to countries in Eastern Europe, the Caucasus and Central Asia. <sup>d</sup> | If necessary. Provided for in the budget adopted by MOP-5.  |

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| (b) Development of general guidance on resolving a possible systemic inconsistency between the Convention and environmental assessment within the framework of State ecological expertise |   |                      |                         | Completed. To be adopted by MOP-6.  |
| 9. Pre-accession legislative assistance:  | Uzbekistan  | 2014.                |                         |   |
| (a) Technical support to Uzbekistan to review its national legislation for implementation of the Convention and to propose amendments.  | External consultant(s), with support of the secretariat, possibly UNDP <sup>e</sup> Uzbekistan. |                      |                         | Funding provided by Switzerland, discussions held, consultant identified – but await for final approval from Uzbekistan to proceed in early 2014. |
| (b) (i) Technical advice to Belarus on improving legislation to implement the Protocol and advice in drafting necessary amendments.   | Belarus   | 2013.                |                         | Completed. Review prepared and discussed at national round table, with EnvSec (Sweden) funding.   |
| (b) (ii) Technical advice to Ukraine on improving legislation to implement the Protocol and advice in drafting necessary amendments.  | Ukraine   |                      |                         | Ukraine confirmed during Working Group in May that the technical advice is not needed at the moment.  |
| 10. Collection of findings and opinions from the Committee regarding the Convention and the Protocol, posted on website.  | Carried out by the secretariat.   | Annual updates.      |                         | Ongoing. (Annual updates of online collection of the Committee's findings and opinions.)  |

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| <b>Subregional cooperation and capacity-building to strengthen contacts between the Parties and others, including States outside the ECE<sup>g</sup> region</b>                  |  |                       |                         | Expected outcome: Workshop reports and possible reports on specific issues.                                 |
| <b>South-Eastern Europe subregion</b><br>1. Workshop(s) on implementation of the Convention, Protocol and Bucharest Agreement in the subregion.                                  | Lead country: Bosnia and Herzegovina, with support of the secretariat and UNEP. <sup>h</sup>       | 2013                  |                         | No funding available. Attempts to organize an event during SEA seminar in Croatia in September 2013 failed. |
| <b>Mediterranean subregion, including Adriatic Sea</b><br>2. Workshop in France on practical application of the Convention on the basis of the results in the previous workshops | Lead country: France, in collaboration with Spain.   | ?                     |                         | France, Spain and lead countries to confirm funding and/or organization.                                    |
| Carried forward workshop for Mediterranean   | Lead country: Morocco previously indicated an interest, possibly with support of GIZ. <sup>i</sup> | ?                     |                         | Funding largely available in budget, but difficulties establishing practical arrangements.                  |
| <b>Baltic Sea subregion</b><br>3. Holding at least two meetings<br>(a)   | Lead countries: Sweden, Poland, Germany, Estonia.  | 27–28 October 2011.   | In kind                 | Completed by Poland.  |
| (b)  |  | 20–21 September 2012. | In kind                 | Completed by Estonia.   |

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| (c)  |  | 2014?                | In kind  | A seminar planned to be held in Rostock, Germany, 17-18 October 2013, was cancelled. Possibly rescheduled for first half of 2014.     |
| <b>Eastern Europe, the Caucasus and Central Asia</b>   |  |                      | Donor or in-kind contributions by beneficiary countries. |   |
| 4. (a) Pilot transboundary EIA <sup>j</sup> , post-project analysis  | Belarus with Ukraine<br>External consultant(s), with support of the secretariat, UNDP Minsk, UNEP. | 2013–2014.           |  | Ongoing. Start-up workshop in April 2013, bilateral working group established. To be completed by MOP6. With EnvSec (Sweden) funding. |
| 4. (b) Pilot transboundary EIA   | Kyrgyzstan with Kazakhstan.  |                      | Possibly through the EnvSec Initiative.                  | Kyrgyzstan has confirmed that a pilot project is no longer needed.  |
| 5. Subregional workshop for Eastern Europe, the Caucasus and Central Asia on EIA in the context of climate change, biodiversity, desertification   | Lead country: Kazakhstan.  | –                    |  | No funding identified.  |
| 6. Seminars for all Eastern Europe, Caucasus and Central Asia countries for the exchange of information, legislation and good practice between all States, followed by the dissemination of seminar results in each country, including to the public and | Dissemination of seminar results: All Eastern Europe, Caucasus and Central Asia countries.         |                      |  |   |

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| NGOs. <sup>k</sup>  |   |                      |  |  |
| (a) Exchange among those countries that reformed their national legislation and have experience in strengthening their professional potential (invite experts from the EU, <sup>l</sup> for example); | Georgia   | 2014?                |  | Funding available (EAP-Green). Could be organized as part of a subregional coordination and experience sharing event planned for 2014 (or postponed to 2015-16). |
| (b) On EIA, nature protection areas and mining, and guidance on sectors such as mining, energy, construction and agriculture.   | Ukraine   | 2014?                |  | Funding available (EAP-Green). See above. Could be held during MOP?  |
| (c) Subregional conference to disseminate results of EIA pilot and SEA training.  | Belarus   | 2014                 |  | Ongoing, with EnvSec (Sweden) funding. Scheduled for Spring 2014. To be completed by MOP6  |
| 7. Conference on climate change and EIA.  | Lead country: Republic of Moldova, with the support of the secretariat. | 2014?                |  | Funding available (EAP-Green). Could be organized as part of subregional coordination and experience event in 2014 (or postponed to 2015-16).                    |
| 8. Conference “Silk Road: development and environmental protection in EIA”.   | Lead country: Uzbekistan.   | 2013-14.             | Possibly through the EnvSec Initiative. <sup>e</sup> | No funding identified. According to Uzbekistan, the conference is no longer a priority.  |

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| <b>Exchange of good practices</b>  |  |                      | \$40,000 (approximately \$10,000 per seminar, with up to four seminars) | Expected outcomes: From each workshop or seminar, a brief, clear document presenting advice on the most important identified problems for the theme in question. |
| 1. Biodiversity;   | Lead country: Belgium, with support of EC  | 2013.                | In kind.  | Completed in May 2013.   |
| 2. Renewable energy: wind farms, renewable fuels (including biomass) and large-scale solar;  | Lead country: Poland and Portugal, with support of REC-CEE. <sup>m</sup>   | 2014                 | In kind.  | A seminar on wind energy planned to be held by Poland during MOP-6 in June 2014.   |
| 3. One-day workshop on the long-range impacts of nuclear energy-related activities.  | Lead countries: Austria, Finland and Sweden.   | 2013.                | In kind.  | To be held in November 2013.   |
| <b>Promoting ratification and application of the Protocol on SEA<sup>n</sup></b>   |  |                      |   | Expected outcomes:<br>Ratifications  |
| 1. Maintenance of the Resource Manual, including its health annex.   | Lead: secretariat with the support of WHO.   | Ongoing.             |   | Ongoing. Resource Manual published electronically in English. To be published in electronically in Russian at the end 2013. Will be completed by MOP/MOP-2       |
| 2. Elaboration of compact and simplified version of the Resource Manual that focuses on the practical application of the Protocol. | Lead: secretariat with the assistance of an editorial group comprising, Austria, Finland, the Netherlands, EC, WHO and REC-CEE. <sup>m</sup> | –                    |   | Completed.   |



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| 3. Preparation of two-page informal pamphlets on key issues in SEA practice (e.g., how to diversify alternatives, stakeholder engagement, assessment tools, and health and SEA).  | Lead organization: the IAIA, <sup>o</sup> with the support of WHO, SEA and health experts, and the secretariat.  | Ongoing.             |                         | Ongoing, by IAIA.   |
| 4. Workshops, including training, on the application of the Protocol for countries in the ECE region and other Parties to the Protocol, in particular countries of South-Eastern and Eastern Europe, the Caucasus and Central Asia. | Lead country: organizing country (for training), with support of experts from Austria and Slovenia, and from REC-CEE and WHO <sup>c</sup> invited to share their experience. | –                    |                         |   |
| (a)   | Armenia  | 2013.                |                         | Workshop in November 2013, with EAP Green funding.                          |
| (b)   | Belarus  | 2013.                |                         | Completed. 3 local workshops in October 2013, with EnvSec (Sweden) funding. |
| (c)   | Georgia  | 2014-                |                         | Funding confirmed (EAP-Green), implementation possible 2014-2016).          |
| (d)   | Kazakhstan   | ?                    |                         | No funding identified, but initial discussions with EBRD. <sup>p</sup>      |
| (e)   | Republic of Moldova  | 2014-                |                         | Funding confirmed (EAP-Green), implementation possible 2014- 2016.          |

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| (f)   | Russian Federation  | ?                    |  | Some funding from Sweden, but no arrangements made.   |
| (g)   | Ukraine   | 2013.                |  | Completed in September 2013.  |
| 5. Pilot SEAs in selected countries, in selected sectors. | Lead countries: Armenia, Azerbaijan and Republic of Moldova, in collaboration with WHO, where relevant. |                      | Possibly through the EnvSec Initiative with regard to countries in Eastern Europe, the Caucasus and Central Asia. <sup>c</sup> |   |
| (a)   | Republic of Moldova   | 2014–                |  | Funding confirmed (EAP-Green). Several plans and programmes at national and local level identified as possible subject for SEA. Requested for 2014. |
| (b)   | Armenia   | 2014?                |  | Funding confirmed (EAP-Green). Originally scheduled for 2013 but postponed at Armenia's request. Timing and subject for SEA to be confirmed.        |
| (c)   | Azerbaijan  | 2014–                |  | Funding confirmed (EAGreen). Pilot subject and timing to be identified. Implementation possible in 2014-16  |

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|--|---|----------------------|-------------------------|--|
| 6. Preparation of a format for SEA notification.   | Lead: secretariat with assistance of an editorial group comprising Austria and Germany.                               | –                    |                         | Completed. To be adopted by MOP/MOP-2.   |
| 7. Development of legislation on SEA.  | Lead country: Republic of Moldova.  | 2013.                |                         | Completed. Legislative review prepared and discussed at national round table, funded by EAP-Green. |
| 8. Joint workshop on public participation in SEA in accordance with the Protocol and article 7 of the Aarhus Convention. | Lead: Bureau in collaboration with Task Force on Public Participation in Decision-making under the Aarhus Convention. | 29–30 October 2012.  |                         | Completed.   |
| <b>Other activities (not listed in the workplan)</b>   |   |                      |                         |  |
| Side event at 'Environment for Europe' Ministerial Conference, Kazakhstan.   | Secretariat   | 21–23 September 2011 |                         | Completed.   |
| Input to IAIA conference on SEA in Europe.   | Secretariat   | 21–23 September 2011 |                         | Completed.   |
| Providing input for 8th training workshop on transboundary EIA in Northeast Asia, Vladivostok (Russian Federation).      | Secretariat   | 12–14 October 2011   |                         | Completed.   |

| <i>Activities /sub-activities</i>   | <i>Organizational arrangements / lead country</i> | <i>Time schedule</i> | <i>Budget / Funding</i> | <i>Status</i>  |
|---|---|----------------------|-------------------------|--|
| Input to Rio+20 preparatory process.  | Secretariat                                       | 1–2 December 2011    |                         | Completed.   |
| Technical advice to the Government of Ukraine to assist it in bringing its legislation into line with the provisions of the Convention. | EU  | ?                    |                         | EU project ongoing (2012-end of 2014)  |
| Pilot SEA in Kyrgyzstan?  |   | ?                    |                         | No funding available. To be discussed with possible donors (GIZ, USAID <sup>9</sup> ). |
| SEA training in Uzbekistan.   | Secretariat, UNDP, GIZ                            | 9–12 November 2011   |                         | Completed.   |
| Convening a session on EIA of nuclear energy activities at IAIA Conference on Energy Future, Porto.                                     | Secretariat                                       | 29 May–1 June 2012   |                         | Completed.   |
| Promoting the Convention and its Protocol at a Conference on transboundary EIA in Eastern Asia Seoul.                                   | Secretariat                                       | 13–15 June 2012      |                         | Completed.   |
| Preparation of draft good practice recommendations on public participation in SEA.  | Lead: Bureau with secretariat                     | 2013                 |                         | Completed. To be adopted by MOP/MOP-2.   |

| <i>Activities /sub-activities</i>   | <i>Organizational arrangements / lead country</i> | <i>Time schedule</i> | <i>Budget / Funding</i> | <i>Status</i>                    |
|---|---|----------------------|-------------------------|----------------------------------|
| Input to the Final Conference on EIA in Central Asia and Azerbaijan, in Dushanbe  | CAREC, Switzerland secretariat                    | 4-6 July 2013        |                         | Completed                        |
| Translation of the SEA Resource Manual into Armenian, Azerbaijani and Georgian and the Simplified Resource Manual into Armenian and Azerbaijani | Secretariat, OSCE                                 | August 2013          | ENVSEC <sup>d</sup>     | Completed                        |
| Technical advice to the Government of Georgia to assist it in bringing its legislation into line with the provisions of the Convention.         | Secretariat                                       | 2013                 | EAP-Green               | Ongoing. To be completed by MOP6 |

<sup>a</sup> Sixth session of the Meeting of the Parties to the Convention.

<sup>b</sup> Second session of the Meeting of the Parties to the Convention serving as the Meeting of the Parties to the Protocol.

<sup>c</sup> World Health Organization, subject to the availability of funding.

<sup>d</sup> Environment and Security Initiative, subject to the availability of funding.

<sup>e</sup> United Nations Development Programme.

<sup>f</sup> European Commission.

<sup>g</sup> Economic Commission for Europe.

<sup>h</sup> United Nations Environment Programme.

<sup>i</sup> German Agency for International Cooperation.

<sup>j</sup> Environmental impact assessment.

<sup>k</sup> Non-governmental organizations.

<sup>l</sup> European Union.

<sup>m</sup> Regional Environmental Centre for Central and Eastern Europe, subject to the availability of funding.

<sup>n</sup> Strategic environmental assessment.

<sup>o</sup> International Association for Impact Assessment.

<sup>p</sup> European Bank for Reconstruction and Development.

<sup>q</sup> United States Agency for International Development.

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