

From: ECE-Aarhus-Compliance

Sent: Thursday, December 8, 2022 8:26 AM

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Subject: RE: ACCC/M/2021/4 (European Union) - invitation to open session at Committee's 77th meeting (13-16 December 2022)

Dear Ms. Belenyessy,

Thank you for confirming the participation of the European Union in the open session to discuss its plan of action on request ACCC/M/2021/4 to be held next Thursday, 15 December, at the Compliance Committee's seventy-seventh meeting.

In my email of 5 December, I had indicated that the Committee would in advance of the meeting provide a brief summary of its concerns regarding the plan of action to assist the Party concerned to prepare for the open session. Please see the Committee's brief summary below:

According to the European Union's plan of action on request ACCC/M/2021/4, following a call for evidence and a public consultation, the Commission is expected by the end of 2022 to adopt a Communication "on the findings adopted by the Aarhus Convention Compliance Committee in case ACCC/C/2015/128 as regards state aid: Analysing the implications of the findings and assessing the options available". The plan of action states that any further steps for 2023 will depend on the comments received during this public consultation, further analysis by the Commission, and the outcome of the final assessment contained in the Communication. Given the above, it is not possible for the Committee to conclude that the measures proposed in the plan of action, in its current form, will be appropriate to fulfil the recommendation in paragraph 131 of the findings on communication ACCC/C/2015/128. The Committee accordingly awaits the publication of the Commission's communication, and the receipt of further information at that point as to the measures that the European Union proposes to take to implement the recommendations in paragraph 131 of the findings.

We hope the above is of assistance. The link to join the open session will be sent to all registered participants this weekend, following the expiry of the deadline for registration on Friday, 9 December.

We look forward to the participation of the European Union in the open session on 15 December.

Kind regards,

Fiona



Fiona Marshall

Environmental Affairs Officer – Secretary to the Compliance Committee

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