

From: ECE-Aarhus-Compliance

Sent: Thursday, December 8, 2022 8:47 AM

To: Bouman, N.W.M. (Nicolette) - DGMI [REDACTED]

Cc: gev [REDACTED]; Duin, Michelle [REDACTED]; info@greenpeace.nl;

[jan haverkamp](#) [REDACTED]; [Bondine Kloostr](#) [REDACTED];

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Subject: RE: Decision VII/8m (Netherlands) - invitation to open session at Committee's 77th meeting (13-16 December 2022)

Dear Ms. Bouman,

Thank you for confirming that the Netherlands will participate in the open session to discuss its plan of action on decision VII/8m to be held next Friday, 16 December, at the Compliance Committee's seventy-seventh meeting.

In my email of 3 December, I had indicated that the Committee would in advance of the meeting provide a brief summary outlining some 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:

Regarding paragraph 3 (b) of decision VII/8m, the Committee invites the Party concerned to clarify how the case law and legislative developments described in its plan of action address the requirement in paragraph 3 (b) to ensure that public officials, including the judiciary, are under a legal and enforceable duty to ensure that documents relating to, or referring to, the imperative reasons of overriding public interest regarding a Natura 2000 site are considered to be environmental information within the meaning of article 2 (3) (b) of the Convention.

We hope the above may be 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 Netherlands in the open session on 16 December.

Kind regards,

Fiona



Fiona Marshall

Environmental Affairs Officer – Secretary to the Compliance Committee

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