

Minister of Environmental Protection and Natural Resources of Ukraine  
Shooter R.O.  
Minister of Digital Transformation of Ukraine  
M.A. Fedorov

### **Appeal of public organizations regarding the preservation of access to environmental open data**

Non-governmental organizations are members of Working Group 3 "Environment, Climate Change and Energy Security" of the Ukrainian National Platform of the Civil Society Forum of the Eastern Partnership (UNP FGS ShP) and Working Group 5 "Energy, Transport, Environment and Climate Change" of the Ukrainian side of the Ukraine-EU Civil Society Platform (U.S. PGS) support appeal C on preserving access to ecological open data, taking into account the conditions of martial law, prepared by the public organization "Save Dnipro".

Referring to the Decree of the Cabinet of Ministers of Ukraine of February 24, 2022 No. 181-r on the issue of introducing and ensuring the implementation of measures of the legal regime of martial law in Ukraine, many authorities at various levels have closed access to the majority of open data from Resolution of the CMU 835 of October 21, 2015. and do not submit them to the Open Data Portal.

Given the fact that access to environmental information is protected by the Aarhus Convention on Access to Information, Public Participation in the Decision-Making Process and Access to Justice on Environmental Matters, Article 34 of the Constitution of Ukraine, and the Resolution of the Cabinet of Ministers of Ukraine On Some Issues of State Monitoring in the field of atmospheric air protection, open access to these data is Ukraine's obligation according to the norms of international and Ukrainian law, including in the next version of Resolution of the Cabinet of Ministers of Ukraine No. 835 of October 21, 2015.

Taking into account the above-mentioned high public interest in environmental information and its significance for the civil safety of the population, we emphasize the mandatory preservation of lists of ecological open data and the mandatory preservation of public access to all sets of ecological open data in Resolution of the CMU No. 835 On Approval of the Regulations on Data Sets , which are subject to publication in the form of open data.

Today, when Ukraine won the right to apply for membership in the EU, we have no right to postpone the course taken for the openness of activity and transparency of the European model. Expanding the list of open environmental data is aimed at improving and streamlining decisions, bringing Ukrainian legislation into line with European Union law, and fulfilling Ukraine's obligations under the Association Agreement in the area of providing access to environmental information.

Open environmental data does not contradict the requirements of wartime and is critical, in particular, for the possibility of restoring the liberated territories and for maintaining a safe life in the larger territory of the country.

On behalf of WG5 of the PSS  
coordinator

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On behalf of WG3 UNP FGS ShP

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