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UNITED NATIONS

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16 August 2012

Brigitte Artmann
Kreisrätin/Kreisvorsitzende
Bündnis 90/Die Grünen
KV Wunsiedel
Am Frauenholz 22
95615 Marktredwitz, Germany

Dear Ms. Artmann,

Re: Communication to the Aarhus Convention Compliance Committee concerning compliance by the Czech Republic with provisions of the Convention in connection with non-discrimination and public participation in the decision-making for the Temelin nuclear power project (Ref. ACCC/C/2012/71)

On 31 May 2012, the secretariat of the Convention on Access to Information, Public Participation in Decision-making and Access to Justice in Environmental Matters (Aarhus Convention) received from you the above communication addressed to the Compliance Committee of the Convention. The communication concerns compliance by the Czech Republic with the provisions of the Convention on non-discrimination and public participation in the decision-making process for the Temelin nuclear power project. The communication was submitted in accordance with the provisions of chapter VI of the annex to decision I/7 of the Meeting of the Parties.

The communication has been registered under the symbol ACCC/C/2012/71, which you are invited to cite in future correspondence on the matter. The main documentation relating to the communication will be shortly available on the Committee's web site at: <http://www.unece.org/env/pp/pubcom.htm>.

The Compliance Committee, having considered the admissibility of the communication at its thirty-seventh meeting (26-29 June 2012), has on a preliminary basis determined it to be admissible in accordance with paragraph 20 of the annex to decision I/7. A copy of the preliminary determination on admissibility is attached. Please note, however, that the Committee has not reached any conclusions with respect to the compliance issues referred to in the communication.

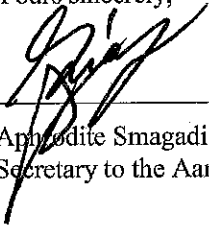
In order to facilitate further consideration of the communication, the Committee invites you to address a number of questions that are annexed to this letter. Please provide any supplementary documentation which is necessary to substantiate your response to the questions. At the same time, you are encouraged to avoid submitting to the Committee excessive documentation which is not strictly relevant to the allegations of non-compliance.

In a letter to the Party concerned, a copy of which you will receive for your information, the Committee has invited the Party to address other questions. You are welcome to respond to those questions, if you so wish.

You are invited to submit your response to the Committee as soon as possible, but no later than **16 January 2013**.

Please do not hesitate to contact the secretariat if you have any questions.

Yours sincerely,



Aphrodite Smagadi
Secretary to the Aarhus Convention Compliance Committee

cc: Ms. Marië Petrová, Ministry of the Environment, Czech Republic
Permanent Mission of the Czech Republic to the United Nations Office and international organizations in
Geneva

Enc. Preliminary determination on admissibility
Datasheet on the communication

ANNEX

Questions to the communicant

- 1) Please provide to the Committee English translation of Annexes 2, 4 and 8 of your communication, as well as of those annexes that are correspondence and that you consider necessary for the Committee to review (the Committee's working language is English). If you are not in a position to provide an English translation of all annexes that are currently in German, please provide a translation of excerpts that are crucial for the Committee's consideration.
- 2) Please provide details on the information event organized in Passau, Germany.
- 3) Please clarify in what capacity you are submitting the communication: as a physical person, as a Government representative, or as a representative of an NGO or other non-governmental entity?
- 4) Have you exhausted all available domestic remedies? Why do you think that it is not possible to file a complaint before the Courts, if your rights have been violated?

Please provide evidence to the Committee that "you were told by the Government, there is no possibility to call the courts" (p. 2 of your communication).

