

Aarhus Compliance Cases Overview

Provided by European ECO-Forum

Last update: **5/03/2010**

Region	Nr	Status	Submission	Public/NGO	Country	Reference No	Articles	Admissibility	Public hearing	Findings	Compliance/non compliance
EECCA	1	Closed	07/02/2004	NGO Green Salvation	Kazakhstan	ACCC/C/2004/01	4.1, 4.7, 6.6, 9.1	Yes, at the 4th meeting (13-14 May 2004)	6th meeting (15-17 Dec. 2004, Geneva)	Communicated to the parties on 11 March 2005, adopted at the 7th meeting (16-18 Feb 2005)	non compliance
EECCA	2	Closed	17 Mar 2004	NGO Green Salvation	Kazakhstan	ACCC/C/2004/02	6.2, 6.3, 6.4, 6.7, 6.8, 9.3, 9.4	Yes, at the 4th meeting (13-14 May 2004)	6th meeting (15-17 Dec. 2004, Geneva)	Communicated to the parties on 14 March 2005, adopted at the 7th meeting (16-18 Feb 2005)	Art 6 par 1(a), Annex I par 20, Art 6 par 2,3,4,7,8 no full compliance; Art 6 par 1 (b) no firm conclusion; Art 6 par 6, Art 9 compliance
EECCA	3	Closed	06/05/2004	Charitable Foundation Ecopravo-Lviv	Ukraine	ACCC/C/2004/03	1, 6.2, 6.3, 6.4, 6.6, 6.7, 6.8, 6.9	Yes, at the 4th meeting (13-14 May 2004)	6th meeting (15-17 Dec. 2004, Geneva)	Communicated to the parties on 14 March 2005, adopted at the 7th meeting (16-18 Feb 2005)	non compliance
EU	4	Closed	07/05/2004	Clean Air Action Group	Hungary	ACCC/C/2004/04	6.9,2,9.3,9.4	Yes, at the 4th meeting (13-14 May 2004)	6th meeting (15-17 Dec 2004, Geneva)	Communicated to the parties on 14 March 2005, adopted at the 7th meeting (16-18 Feb 2005)	compliance depends on practical implementation - suggestion: keep the matter under review
EECCA	5	Closed	10/05/2004	BIOTICA Ecological Society	Turkmenistan	ACCC/C/2004/05	3.4, 3.9	Yes, at the 4th meeting (13-14 May 2004)	6th meeting (15-17 Dec. 2004, Geneva)	Communicated to the parties on 14 March 2005, adopted at the 7th meeting (16-18 Feb 2005)	non compliance
EECCA	6	Closed	03/09/2004	Lubov Anatoljevna Gatina et al.	Kazakhstan	ACCC/C/2004/06	9.3, 9.4	Preliminary determined admissible (24 September 2004)	8th meeting (22-24 May 2005, Almaty, Kazakhstan)	Communicated to the Parties on 28 Jul 2006, adopted at the 12th meeting (14-16 Jun 2006)	non compliance
EU	7	Closed	06/09/2004	Antoni Zawislak	Poland	ACCC/C/2004/07	3, 9	Not admissible, 5th meeting (23-24 Sept. 2004)	N/a	inadmissible	
EECCA	8	Closed	20/09/2004	Center for Regional Development et al.	Armenia	ACCC/C/2004/08	4.1, 4.2, 6.1-6.5, 6.7-6.9, 7, 9.2	Preliminary determined admissible (24 September 2004)	8th meeting (22-24 May 2005, Almaty, Kazakhstan)	Communicated to the parties on 10 May 2006, adopted at the 11th meeting (31 March 2006)	non compliance/no full compliance
EECCA	9	Closed	22/09/2004	Edik Baghdasaryan, Investigative Journalists	Armenia	ACCC/C/2004/09	1, 2.3, 2.5, 3, 4, 5	Not to be further considered, because no sufficient use of available domestic remedies has been made			

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EECCA	10	Closed	12/10/2004	NGO Green Salvation	Kazakhstan	ACCC/C/2004/10	1, 3.2, 3.9, 6.1(b), 6.8, 6.9, 9.3, 9.4, 9.5	Not admissible, 7th meeting (16-18 March 2005)			
EU	11	Closed	03 Jan 2005	Bond Beter Leefmilieu Vlaanderen VZW	Belgium	ACCC/C/2005/11	2.5, 9	Yes, at the 7th meeting (16 - 18 February 2005)	9th meeting (12-14 Oct 2005)	Communicated to the Parties on 28 Jul 2006, adopted at the 12th meeting (14-16 Jun 2006)	committee is not convinced of non compliance; if jurisprudence of council of state is not altered, Belgium will be in non compliance
SEE	12	Closed	26/04/2005	Civil Society Development Center of Vlora	Albania	ACCC/C/2005/12	3.2, 6.2, 7	Yes, at the 8th meeting (22-25 May 2005)	10th meeting, re-scheduled for 11th, 12th and 14th meeting (13-15 Dec 2006)	Communicated to the parties on 31 Jul 2007, adopted at the 16th meeting (13-15 Jun 2007)	
EU	13	Closed	18/05/2005	Clean Air Action Group	Hungary	ACCC/C/2005/13	6.4, 6.7, 9.2, 9.3	Yes, at the 7th meeting (22-25 May 2005)	11th meeting (29-31 March 2006, Geneva)	No formal decision; report 11th meeting	
EU	14	Closed	04/07/2005	Antoni Zawislak	Poland	ACCC/C/2005/14	4	Determined inadmissible at the 11th meeting		inadmissible	
EU	15	Closed	05/07/2005	Eugen David, Alburnus Maior	Romania	ACCC/C/2005/15	6.3, 6.4, 6.6, 6.7, 6.8	Yes, on 14 October 2005	12th meeting (14-16 June 2006)	Communicated to the Parties on April 16 2008, adopted at the 19th meeting (5-7 Mar 2008)	
EU	16	Closed	13 Mar 2006	Association Kazokiskes Community	Lithuania	ACCC/C/2006/16	6, 9.2	Preliminary admissible at the 11th meeting (31 March 2006)	CC-16 (13-15 June 2007)	Communicated to the Parties on 4 April 2008, adopted at the 19th meeting (5-7 Mar 2008)	
EU	17	Closed	12/06/2005	Association Kazokiskes Community	European Community	ACCC/C/2006/17	6, 9.2	Yes, 16 June 2006	CC-17 (26-28 Sept 2007)	Communicated to the parties on 2 May 2008, adopted at the 19th meeting (5-7 Mar 2008)	
EU	18	Closed	26/06/2006	Søren Wium-Andersen	Denmark	ACCC/C/2006/18	9.3	Preliminary determined admissible at the 15th meeting	18th meeting (28-30 November 2007)	Communicated to the Parties on 29 April 2008, adopted at the 19th meeting (5-7 Mar 2008)	
EU	19	Closed	24/04/2007	John D Hall	UK	ACCC/C/2007/19	6	Determined inadmissible at the 18th meeting			
EECCA	20	Closed	10/05/2007	Green Salvation	Kazakhstan	ACCC/C/2007/20	3.1, 9.3			To address issues raised in country report to MOP-3	
EU	21	Closed	14/08/2007	Civic Alliance for the Protection of the Bay of Vlora	EC	ACCC/C/2007/21	6	Yes, at CC-19 (28-30 Nov 2007)	21st meeting (17-19 September 2008)	Advance copy sent on 18 May 2009 to both parties	Compliance

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EU	22	Closed	21/12/2007	L'Association de Defense et de Protection du littoral du Golfe de Fos-sur-Mer and Le Collectif Citoyen Santé Environnement de Port-Saint-Louis-du-Rhone and Fédération d'Action Régionale pour l'Environnement	France	ACCC/C/2007/22	3.1, 6.1, 6.2, 6.3, 6.4, 6.5, 6.8, 9.2, 9.5	Yes, at the 19th meeting (7 March 2008)	CC-22 (18 December 2008)	Draft findings to parties concerned on 15 May 2009	Compliance
EU	23	Decision pending	21/02/2008	Mr Morgan, Mrs Baker of Keynsham, UK	UK	ACCC/C/2008/23	9.4	Yes, on 7 March 2008	The Committee agreed to discuss the substance of the communication at its twenty-fourth meeting (30 June – 3 July 2009) alongside that of communication ACCC/C/2008/27.		
EU	24	Closed	13/05/2008	Ms. Fe Sanchis-Moreno, Mr Eduardo Salazar Ortuño Association for Environmental Justice	Spain	ACCC/C/2008/24	4.8, 6.1 (a), 6.2 (a and b), 6.4, 9.2, 9.3, 9.4, 9.5	Yes, at the 20th meeting (8-10 June 2008)	CC-23 (31 March - 3 April 2009)	Communicated to the parties on 21 January 2010	Non compliance as regards Arts: 4.1 (b), 4.2, 4.8, 6.3, 7, 9.4 as well as Par 23 of the Annex to decision I/7
EU	25	closed	02/06/2008	Dr. Ardian Klosi Member of the Board of AQMGJV (Civic Alliance for the Protection of Vlora Bay) and Sinan Hibro Member of the Board of AQMGJV	Albania	ACCC/C/2008/25	5, 6.1 (a), 7	No proceeding with review: issues raised already considered under the review of communication ACCC/C/2005/12		yes but n/a	n/a
EU	26	Closed	15/07/2008	Nein Ennstal Transit-Trassel Verein fur menschen- und umweltgerechte Verkehrspolitik (NETT) Represented by: Mmag. Johannes Pfeifer	Austria	ACCC/C/2008/26	7, 8, 9.2	Yes, at CC-21 (19 September 2008)	CC-23 (31 March – 3 April 2009)	Communicated to the parties concerned on 29 October 2009	Compliance
EU	27	Decision pending	18/08/2008	Cultra Residents' Association	UK	ACCC/C/2008/27	3, 7, 9	Yes, at CC-21 (19 September 2008)	CC-24 (30 June – 3 July 2009)		

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EU	28	Deliberation postponed	07/09/2008	Knud Haugmark	Denmark	ACCC/C/2008/28	4, 5, 9	Yes, at CC-21 (19 September 2008)	Deliberation postponed until decision of Danish Ombudsman at twenty-fifth meeting (22-25 September 2009)		
EU	29	Closed	20/10/2008	Zabianka Housing Cooperative	Poland	ACCC/C/2008/29	1, 4, 6.2 (a), 6.2 (b), 6.8	Yes, at CC-22 (17-19 December 2008)	CC-24 (30 June – 3 July 2009)	no findings due to lack of information provided	
ECCA	30	Closed	03/11/2008	International Environmental Association of Riverkeepers	Rep. Of Moldova	ACCC/C/2008/30	3.1, 3.2, 4.1, 4.4	Yes, at CC-22 (17-19 December 2008)	CC-24 (30 June – 3 July 2009)	Communicated to the parties concerned on 29 October 2009	Non-Compliance regarding Arts: 3.1, 3.2, 4.1, 4.2, 4.4, 4.7, 9.1
EU	31	Suspended	01/12/2008	James Thornton (Client Earth)	Germany	ACCC/C/2008/31	9.2, 9.3	Yes, at CC-22 (17-19 December 2008)	case suspended until ECJ decision in pending cases		
EU	32	Decision pending	01/12/2008	Anais Berthier (Client Earth)	EC	ACCC/C/2008/32	9.2, 9.3, 9.4, 9.5	Yes, at CC-22 (17-19 December 2008)	CC-24 (30 June – 3 July 2009)		
EU	33	Decision pending	02/12/2008	James Thornton (Client Earth), Simon Brockington (MCS), Robert Latimer	UK	ACCC/C/2008/33	9.2, 9.3, 9.4, 9.5	Yes, at CC-22 (17-19 December 2008)	CC-25 (22-25 September 2009)		
EU	34	Closed	10/12/2008		Spain	ACCC/C/2008/34		No, at CC-23 (March 2009)			
EU	35	Decision pending	02/03/2009	Nana Janashia, Caucasus Environmental NGO Network (CENN)	Georgia	ACCC/C/2009/35	6.2, 6.4	Yes, at CC-23 (March 2009)	CC-26 (15-18 December 2009)		
EU	36	Decision pending	02/03/2009	Felix Lorenzo Donoso (Platforma contra la Contaminacion Almendralejo)	Spain	ACCC/C/2009/36	4.1, 4.2, 6.4, 6.5, 9.1	Yes, at CC-23 (March 2009)	CC-26 (15-18 December 2009)		
ECCA	37	Reply from party	14/03/2009	Confidentiality requested	Belarus	ACCC/C/2009/37	4.1, 6.2, 6.3, 6.6, 6.7, 6.8, 6.9	Yes, at CC-23 (March 2009)	CC-26 (15-18 December 2009)		
EU	38	Public hearing	07/05/2009	Dr. A D Hawkins, Road Sense	UK	ACCC/C/2009/38	1, 3, 4, 5.1, 6.2, 6.4, 6.5, 6.7, 6.9, 7, 9.2, 9.3	Preliminary determined admissible at CC-24 (30 June - 3 July 2009)	CC-27 (16-18 March 2010)		
EU	39	Public hearing	03/06/2009	Municipality of Szentgotthard, Hungary	Austria	ACCC/C/2009/39	2.5, 6.4, 9	Preliminarily determined admissible at CC-25 (22-25 September 2009).	not scheduled yet		

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EU	40	Public hearing	11/06/2009	Elizabeth Condron, representative: Paul Stookes (Richard Buxton Environmental & Public Law)	UK	ACCC/C/2009/40	3.8, 9.4	Preliminary determined admissible at CC-24 (30 June - 3 July 2009)	CC-27 (16-19 March 2010)		
EU	41	Public hearing	01/07/2009	Dr. Klaus Kastenhofer (Global 2000/Friends of the Earth Austria)	Slovak Republic	ACCC/C/2009/41	6 (in particular 6.1, 6.4, 6.10), Annex I par 1, par 20, par 22	Preliminary determined admissible at CC-24 (30 June - 3 July 2009)	CC-27 (16-19 March 2010)		
	42					ACCC/C/2009/42					
ECCA	43	Additional information requested from Party	23/09/2009	Varuzhan Hochtanyan (Org. Transparency International), Hrayr Savzyan (Org. Ecodar), Arthur Sakunts (Org. Helsinki Citizens), Sona Ayvazyan (expert)	Armenia	ACCC/C/2009/43	6.2, 6.4, 6.8, 6.9, 6.10, 9.2	Preliminarily determined admissible at CC-25 (22-25 September 2009).	scheduled for CC-27 (16-19 March 2010)		
ECCA	44	Communication forwarded to the Party	10/12/2009	Andriy Andrushevych and Thomas Alge (Org. Eco-Forum)	Belarus	ACCC/C/2009/44	3.1, 3.8, 4.1, 6.2, 6.4, 6.6, 6.7, 7, 8	Preliminarily determined admissible at CC-26 (15-18 December 2009).	not scheduled yet		