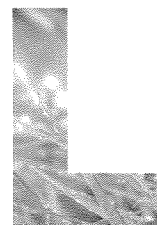


# GENERAL ENVIRONMENTAL POLICY

Department V



lebensministerium.at

Ms.  
Aniko Radnai  
Department of International Environmental Policy  
Ministry for Environment and Waters  
Fő u. 44-50  
H-1011 Budapest  
Hungary

Vienna, 16.01.2008

Your Reference/Your File Number  
Your letter dtd.

Our File Number

Official-in-charge/Ext.

BMLFUW-  
UW.1.4.2/0002-V/1/2008

Dr. Baumgartner / 2116  
[christian.baumgartner@lebensministerium.at](mailto:christian.baumgartner@lebensministerium.at)

Ref: Installation for thermal waste treatment in Heiligenkreuz; Environmental Impact Statement and application for licencing procedure

Dear Ms Radnai,

1. The project applicant for the construction of an installation for the thermal treatment of non hazardous waste in the Business Park Heiligenkreuz/Szentgotthard has submitted, pursuant to Art. 5 of the Austrian EIA Act 2000, BGBl. Nr. 397/1993 as amended, the application for development consent and the environmental impact statement to the Land Government of Burgenland.

We are submitting the following documents to you:

- Application for development consent (german; also by e-mail)
- Environmental Impact Statement, (german; contents also by e-mail)
- Environmental Impact Statement, possible transboundary impacts on Hungary, special report (hungarian; also by e-mail)
- Environmental Impact Statement, summary (hungarian; also by e-mail)
- Text of the announcement of the public inspection in Austria (german, only by e-mail).

2. According to Art. 9 of the Austrian EIA act, the environmental impact statement and the application will be open for public inspection in Austria for the period of 6 weeks (beginning by January 30, ending by March 13) at the Land Government of Burgenland and the municipality of Heiligenkreuz. A brief project description and a summary of the Environmental Impact Statement will be available together with the announcement of the public inspection on the Internet ([www.burgenland.gv.at](http://www.burgenland.gv.at)).

The announcement of the public inspection is also published in two newspapers widespread in the Land of Burgenland and in the national official journal "Wiener Zeitung".



In order to fulfill the prerequisite of Art. 2.6 of the Espoo Convention (the opportunity to participate in relevant environmental procedures for the public of the affected party shall be equivalent to that provided to the public of the party of origin) we ask you to announce the public inspection of the documents and to ensure their public inspection for the possibly affected Hungarian public in an equivalent way (for the internet we provide you with the electronic form of the special report and the summary of the EIS in Hungarian language). This public inspection should be possible during the same time period as in Austria.

**3.** Anybody may submit written comments on the project and the submitted documents and he/she can do that in Hungarian language. We would like to ask you to collect the comments made by the public and to send those comments together with the comments of the Hungarian authorities **not later than March 27** to the Austrian EIA authority:

Amt der Burgenländischen Landesregierung  
Abt. 5/III  
Europaplatz 1  
7001 Eisenstadt  
Austria

Please, send our Ministry a copy of your statement and inform us in this statement, whether you wish to enter into consultations according to Art. 5 of the Espoo Convention and Art. 7.4 of the EIA directive.

We ask for your understanding that the above indicated time frame is strict and cannot be extended.

**4.** For your information, please note that persons and organizations who claim *locus standi* according to Art. 19 of the Austrian EIA act (as described in detail in our notification letter from 16.5.2007), will have *locus standi* with the right to appeal only insofar as they file written complaints during the period for public inspection in Austria directly to the EIA authority. Such complaints can be made in German language only.

**5.** The authority will appoint experts to draw up an environmental impact expertise which evaluates the environmental impact statement, the application and the other submitted documents in accordance with the state of the art in a comprehensive and overall review, discusses the comments received and makes proposals for additional measures. This expertise will be open for public inspection again.

The authority will hold a hearing of the parties covering all applicable administrative provisions which will be open for the public and the representatives of the Hungarian state.

With kind regards,

  
Dr. Christian BAUMGARTNER