



NATIONS UNIES

COMMISSION ÉCONOMIQUE
POUR L'EUROPE

ОБЪЕДИНЕННЫЕ НАЦИИ

ЕВРОПЕЙСКАЯ ЭКОНОМИЧЕСКАЯ
КОМИССИЯ

UNITED NATIONS

ECONOMIC COMMISSION
FOR EUROPE

Environment Division
Bureau 332
Palais des Nations
CH-1211 Geneva 10
Switzerland

Phone: +41-22-917 2384
Fax: +41-22-917 0634
E-mail: public.participation@unece.org
Website: www.unece.org/env/pp

2 May 2011

Ms. Jane Barton
National Focal Point for the Aarhus Convention
EU and International Coordination
Department for Environment, Food and Rural Affairs (DEFRA)
Area 1 Nobel House, 17 Smith Square
London SW1P 3JR, United Kingdom

Dear Ms. Barton,

Re: Communication to the Aarhus Convention Compliance Committee concerning compliance by the United Kingdom in connection with the planning decision for a superstore in Hythe and access to justice in general (Ref. ACCC/C/2010/45)

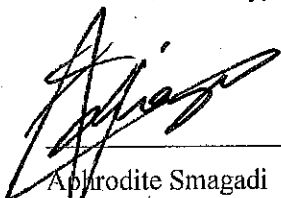
At its thirty-second meeting, the Committee considered the above referenced communication, including the communicant's letter of 27 March 2011 in which it sought to challenge the Committee's decision to apply summary proceedings in respect of those issues already dealt with in its deliberations in previous communications concerning the United Kingdom (ACCC/C/2008/23, ACCC/C/2008/27, ACCC/C/2008/33). After considering the communicant's letter, the Committee decided to affirm the decision taken at its twenty-ninth meeting to apply summary proceedings in respect of those issues already dealt with in its deliberations in the three abovementioned communications.

In respect of the appendix to the communicant's letter of 27 March 2011 providing further submissions on costs, the Committee decided that, subject to the endorsement of its findings and recommendations in ACCC/C/2008/23, ACCC/C/2008/27, ACCC/C/2008/33 by the Meeting of the Parties at its fourth session (Chisinau, 29 June – 1 July 2011), the United Kingdom would be invited to consider these submissions when preparing its report in respect of the Committee's findings in those communications.

In respect of those issues raised in the communicant's letter of 27 March 2011 that were not already dealt with by the Committee in relation to the three abovementioned communications, the Committee has requested the communicant to substantiate its allegations by clear reference both to the substantive provisions of the Convention it alleges to have been breached and to concrete examples from the current system in the United Kingdom within the scope of the Convention demonstrating these breaches. If the communicant does not provide this further information prior to the Committee's thirty-third meeting on 27-28 June 2011, the Committee may decide to conclude the case.

Please do not hesitate to contact the secretariat if you have questions or seek clarification of any of the above.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'A. Smagadi', written over a horizontal line.

Aphrodite Smagadi
Secretary to the Aarhus Convention Compliance Committee

cc: Dr. Geoff Meaden, The Kent Environment and Community Network, Kent, UK
Permanent Mission of the United Kingdom of Great Britain and Northern Ireland to the United Nations
Office and other international organizations in Geneva