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ECONOMIC COMMISSION  
FOR EUROPE

Tel: +41 (0)22 917 4226 (direct)  
+41 (0)22 917 1234 (Palais des Nations)  
E-mail: aarhus.compliance@unece.org

Palais des Nations, Room 429-4  
CH-1211 GENEVA 10

Ref: Pre-admissibility

9 April 2015

Mr. Jaroslaw Mielnik  
Chief specialist  
Department of Environmental Information  
Ministry of Environment  
52/54 Wawelska Str.  
PL-00922 Warsaw  
Poland

Ms Katarzyna Lichwa  
Energy Project Manager  
Frank Bold Foundation  
22/4 Bandurskiego st.  
31-515 Cracow  
Poland

Dear Mr. Mielnik dear Ms. Lichwa,

**Re: Communication to the Aarhus Convention Compliance Committee concerning compliance by Poland in connection with the Development Plan for Lubuskie province**

At its forty-eighth meeting (Geneva, 24-27 March 2015), the Aarhus Convention Compliance Committee considered the preliminary admissibility of the above communication submitted by the Frank Bold Foundation on 28 November 2014. The communication alleged non-compliance with articles 8 and 9 of the Aarhus Convention with respect to the Development Plan for the province of Lubuskie.

After hearing the views of the Party concerned (by audio-conference) and observers present as well as the written comments received from the Party concerned on 25 March 2015, the Compliance Committee decided to defer its preliminary determination of admissibility in order to request the communicant to clarify which aspects of its communication were not subject to the ongoing proceedings before the Supreme Court.

I would be grateful if the Frank Bold Foundation could, by **1 May 2015**, provide its response to the Committee's request to clarify which aspects of its communication are not subject to the ongoing proceedings before the Supreme Court.

If the Party concerned thereafter wishes to comment on the communicant's response to the above request, it is invited to do so **within three weeks** after the date of the communicant's response. Both parties are encouraged to copy each other on their responses.

The Committee will determine the preliminary admissibility of the communication at its forty-ninth meeting (Geneva, 30 June – 3 July 2015), taking into account the comments received.

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

Yours sincerely,



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Fiona Marshall  
Secretary to the Aarhus Convention Compliance Committee

cc: Permanent mission of the Republic of Poland to the United Nations Office and other international organizations in Geneva  
Elzbieta Kur, Ministry of Environment, Poland