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ECONOMIC COMMISSION  
FOR EUROPE

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Palais des Nations, Room 429-4  
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Ref: PRE/ACCC/C/2015/126

6 October 2015

Mr. Mirosław Przyborowski  
Healthy Municipality Association  
Suwałki district  
Podlaskie Province  
Poland

Dear Mr. Przyborowski,

**Re: Communication PRE/ACCC/C/2015/126 to the Aarhus Convention Compliance Committee concerning compliance by Poland in connection with public participation and access to justice regarding overhead powerlines**

At its forty-ninth meeting (Geneva, 30 June – 3 July 2015), the Aarhus Convention Compliance Committee considered the preliminary admissibility of the communication submitted by you on 26 January 2015 by an NGO, Healthy Municipality Association (Poland). The communication alleged non-compliance with article 6 of the Convention with respect to the construction of overhead powerlines.

After hearing the views of a representative of the communicants (by audio-conference) and the Party concerned and observers present, the Committee agreed to defer its determination of preliminary admissibility and to request the secretariat to ask the communicant to provide further information regarding the case pending before the Supreme Administrative Court and to clarify how that proceeding relates to the allegations made in the communication.

The Committee also asked the secretariat to invite the communicant to re-draft its communication in line with the Committee's format for communications, in particular taking note of the length limit and focusing only on alleged breaches of the provisions of the Convention. The Committee's format for communications is available online at:

[http://www.unece.org/fileadmin/DAM/env/pp/compliance/Format\\_for\\_communications\\_v13.02.2015.docx](http://www.unece.org/fileadmin/DAM/env/pp/compliance/Format_for_communications_v13.02.2015.docx)

The Committee also took note of the request in the communicant's letter of 2 July 2015 for the Party concerned to provide its responses in Polish as well as English.

We would be very grateful to receive the requested clarification regarding the case before the Supreme Administrative Court and, if possible, a re-submitted version of the communication in line with the format for communications, at your earliest convenience. If you are able to provide these by **Tuesday, 10 November 2015**, the communication may be considered for preliminary admissibility by the Committee at its fifty-first meeting (Geneva, 15-18 December 2015).

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: Mr. Jaroslav Mielnik, Ministry for Environment, Poland  
Permanent Mission of the Republic of Poland to the United Nations Office and other international organizations in Geneva