

## **ANNEX II – Extract of final decision from the responsible Authority**

### **BARANYA COUNTY**

**GOVERNMENT OFFICE Ref: 78-140/2016**

**Re:** Environmental permit for MVM Paks II. Atomerőmű Fejlesztő Zrt. for the new nuclear power plant units planned at the sites identified by lot numbers 8803/16 and 8803/17 at the premises of the Paks Nuclear Power Plant, Paks

**Desk officer:** Tibor Emesz  
dr. Ferenc Jeges-Varga  
**Phone: 72-567-146**

**Annexes:** Te, L, R

### **DECISION**

[...]

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**All in all, the Government Office evaluated the comments received from the public in Hungary and in foreign countries and the authorities of Affected Parties in cooperation with the special authorities pursuant to Section 10(1) of the G Decree. Upon evaluating public comments received from Hungary and foreign countries, the Government Office ascertained on the basis of the EIAS, its supplements and the decisions of special authorities participating in the procedure that there is no professional or legal obstacle to issuing the environmental license, provided the decisions of the special authorities and the requirements of the Government Office laid down in the operative part are observed.**

Based on the above, the Government Office made the decision set forth in the operative part acting upon its powers provided in Section 71(1)b) of the EP Act and with a view to Sections 1(3)a) and 10(4) of the G Decree.

The Government Office drafted its decision pursuant to Section 71(1) of the Administrative Proceedings Act.

The Government Office made its decision about the term of the environmental license pursuant to Sections 11(1)-(2) of the G Decree taking into account the projected duration of implementing and the planned life of the proposed units.

The Developers duty to report changes is set forth in Section 82(1) of the EP Act while Section 72 of the EP Act lays down the option to withdraw the permit.

The Government Office publishes this Decision at its offices and on its website pursuant to Section 71(3) of the EP Act.

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**Date of posting the Decision for public display: 29 September 2016**  
**Date of removing the Decision from public display: 15 October 2016**

Moreover, by virtue of Sections 10(3) and 5(6) of the G Decree, the Government Office **communicates this Decision to the notaries of settlements participating in the procedure who take steps to post publicly the full text of the Decision and notify the Government Office of the date and location of the posting and the method of providing access to inspect the Decision in a period of 5 days after it is posted** – taking into account the provisions in Section 80(4) and (5) of the Administrative Proceedings Act. Section 78(10) of the Administrative Proceedings Act sets the period of public posting at 15 days.

**The Government Office sends this Decision to the Ministry for making it available to the Affected Parties under Section 14(4) of the G Decree and Article 6(2) of the Espoo Convention.**

The Government Office acted in the case subject to this procedure in its capacity as a Hungarian authority with jurisdiction pursuant to Section 18(1) of the Administrative Proceedings Act and as an authority responsible for the protection of the environment and nature pursuant to Sections 9(2) and (3) of the D. Section 8(1), section 5 of Annex 2 and section 2.4 of Annex 3 set forth provisions about the territorial competence of the Government Office.

The option to appeal this Decision independently is provided in Sections 98(1) and 99(1) of the Administrative Proceedings Act, while the option to appeal the decisions and decisions of the special authorities individually is precluded in Section 44(9) of the same Act.

The administrative service fee payable for appeals procedures is set pursuant to Section 2(1) of the Fee Decree, section 8.2 of Chapter II of Annex 1 and Sections 2(4)-(5) and (7) of the same decree.

In the meaning of Section 78(10) of the Administrative Proceedings Act, a decision delivered by way of an announcement shall be deemed to be delivered on the 15th day after posting for public display, i.e. **on the date the decision is removed from public display.**

Pursuant to Section 80(5) of the Administrative Proceedings Act, posting on the bulletin board of the authority shall be used as a reference for calculating the deadlines relating to communication by way of announcement.

*Unless appealed, this Decision enters into full force and effect on the 15th day after the removal from public display.*

**Pécs, 29 September 2016**

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