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COMMISSION ÉCONOMIQUE  
POUR L'EUROPE

ОБЪЕДИНЕННЫЕ НАЦИИ

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UNITED NATIONS

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10 May 2012

Ref: ENV/269

Excellency,

**Re: Decision IV/9c of the Meeting of the Parties to the Convention on Access to Information, Public Participation in Decision-Making and Access to Justice in Environmental Matters (Aarhus Convention)**

As you are aware, at its fourth session (Chisinau, 29 June-1 July 2011), the Meeting of the Parties to the Aarhus Convention adopted decision IV/9c on compliance by Kazakhstan with its obligations under the Convention. According to the decision, the Meeting of the Parties issued a caution which was to become effective on 1 May 2012, unless the following condition was satisfied: that you "had thoroughly examined, with appropriate involvement of the public, the relevant environmental and procedural legislation, as well as the relevant case law, to identify whether it sufficiently provides judicial and other review authorities with the possibility to provide adequate and effective remedies in the course of judicial review".

At its thirty-sixth meeting (27-30 March 2012), the Committee noted that you had provided the necessary information on time. However, the Committee also noted that it was not clear from the information you provided whether the above condition had been met. Therefore, you are now invited to clarify **how members of the public were involved in the process of examination of the relevant legislation and case law.**

His Excellency  
Mr. Ruslan Bultrikov  
Vice-Minister for Environmental Protection  
of Kazakhstan  
Astana

cc: Ms. Diana Mukanova, Director of Environmental Legislation and Legal Support Department,  
Ministry of Environmental Protection, Kazakhstan  
Mr. Sergey Kuratov, Chairman, NGO Green Salvation, Kazakhstan  
Ms. Lubov Anatoljevna Gatina, Almaty, Kazakhstan  
Mr. Aleksei Georgievich Gatin, Almaty, Kazakhstan  
Ms. Ludmila Gennadijevna Konyshkova, Republic of Kazakhstan  
Permanent Mission of the Republic of Kazakhstan to the United Nations Office and other  
international organizations in Geneva

After it receives the requested information and any comments from the communicant, the Committee will review the materials in further detail at its thirty-seventh meeting (26-29 June 2012), in order to establish whether the condition set by decision IV/9c has been met.

You are invited to contact the secretariat if you require any clarification regarding the above.

Please accept, Sir, the assurances of my highest consideration.

Yours sincerely,



Marco Keiner  
Director  
Environment Division  
United Nations Economic Commission for Europe