



**Practical application of the Draft Law of the Republic of Moldova on Strategic
Environmental Assessment to urban plans and programmes: SEA scoping and
baseline analysis workshops**

Chisinau, Republic of Moldova, 30 – 31 July 2014

Workshop report

July 2014



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1. Background

Strategic Environmental Assessment (SEA) effectively promotes sustainable development by mainstreaming environment into economic development at a national and local level. SEA is a well-established, practical and efficient planning and environmental governance tool/system set out in the UNECE Protocol on SEA to the Convention on Environmental Impact Assessment (EIA) in a Transboundary Context. It ensures that development plans in key sectors such as energy, water and waste management with likely significant adverse environmental impacts are efficiently developed taking into account environmental (and health) considerations. SEA, in particular, will allow identification of the most sustainable and cost-effective strategic development alternatives in Moldova for attracting new investments and for improving its environment. SEA also helps strengthen the country's environmental governance through fostering transparency and consultation with relevant stakeholders and the public prior to the approval of plans and programmes. SEA in a transboundary context can also greatly facilitate regional cooperation on environmental matters.

Since 2004 the UNECE secretariat has provided technical assistance and capacity building support to foster ratification of, and accession to, the Espoo Convention and its Protocol on SEA in the countries of Eastern Europe, Caucasus and Central Asia. The secretariat has a broad experience in assisting the countries in improving their legislative and institutional frameworks for the implementation of both treaties. The tailor made training and pilot projects provided by the UNECE have proven to be efficient in building the necessary institutional and human capacities in countries for the effective application of EIA and SEA to their development projects, plans and programmes.

At the six Meeting of the Parties to the Espoo Convention, in June 2014 in Geneva, the Government of the Republic of Moldova (RM) requested the secretariat to assist the country in development of national SEA systems and practices and to raise awareness and understanding of the benefits of SEA among various stakeholders. Based on this request the work-plan of the two treaties for 2014–2017 includes several relevant activities such as: (a) finalising drafting of national legislation on SEA; (b) a pilot application of the SEA procedure to a draft Government plan or programme. The funding for the activities is secured through the EU funded programme Greening Economies in the Eastern Neighbourhood (EaP GREEN).

The UNDP Office in Moldova is offering support to UNECE in project implementation.

Project description

The overall aims of the project is to further develop legislation on SEA, build capacities in application of SEA procedures at a national level and to raise awareness of SEA benefits among various national stakeholders.

Specific objectives include:

- provide support in the development of the draft law on SEA
- testing and demonstrating opportunities of practical application of the draft law on SEA based on the implementation of a pilot project
- providing recommendations for environmental optimisation and modifications of the selected plan/programme, and



- developing recommendations for further improvement of national legislative and institutional frameworks on SEA in a country.

The Government of Moldova selected the Master Plan of Orhei Town as a strategic document for a pilot application of SEA procedure. The development of the plan extends from the end of June to the end of October 2014.

2. Workshop objectives

The Workshop was designed as an introductory event of the Pilot SEA process in Moldova. In line with the general objectives of the Project, the workshop combined more theoretical SEA training components and real SEA steps relevant to the Pilot SEA application in Moldova. Therefore the agenda was intended to serve two main objectives:

1. Introduction of the SEA concept and its procedural aspects and introduction of the Pilot SEA for the Master Plan of the Municipality of Orhei
2. To raise awareness about the Pilot SEA implementation among potentially interested stakeholders
3. Facilitate generation of inputs to the Scoping phase of SEA, based on knowledge of relevant stakeholders

3. Approach and methodology

In line with the two above indicated objectives of the Workshop, following approach was introduced to 1) facilitate training effect for the participants interested in general SEA application, and to 2) generate inputs to the real pilot SEA for the Master plan of Orhei municipality. The presentations of experts addressing individual components of SEA in general were followed by interactive sessions, where participants were asked to formulate their opinions on key environmental and health issues relevant to the Orhei municipality and relevant components of the Master plan under preparation.

In addition, several case studies and real-life examples were presented in order to facilitate discussions on how shall be the relevant SEA task practically implemented within the Pilot SEA application on Orhei municipality Master plan.

As a key component of the Workshop can be regarded the Scoping exercise, in which the participating experts preliminarily identified key environmental (and health) issues that shall be addressed further in SEA Baseline Analysis and Impact Evaluation phases. In order to facilitate the exercise, a scoping matrix was prepared and presented by the international consultants. The inputs obtained from the participants (see summary in section 4) will be subject of further verification during further phases of SEA, namely through the process of Baseline analysis and Public consultations.

Furthermore, the participants were informed about further planned Pilot SEA steps, including indicative time-frame, and encouraged towards further involvement in the Pilot SEA project activities.



4. Summary of the Workshop outcomes

The 1-st section of the Workshop (Day 1, 9:00-13:00) was devoted to the presentation of the EaP GREEN activities to support implementation of the UNECE Protocol on SEA to the Espoo Convention in the Republic of Moldova, namely to the activities to establish the Legal framework for the implementation of the Strategic Environmental Assessment in the Republic of Moldova. The Introduction to the pilot project on the application of the Draft Law on SEA to the Orhei town Master Plan development process was delivered by Rodika Iordanov.

Subsequent sections (as indicated in the attached Workshop Agenda) were dedicated to the practical application of the SEA in general and to the Pilot SEA on Orhei municipality Master plan.

Following key topics were addressed and discussed:

SEA benefits and key procedural steps. Introduction, SEA process in practice

The presentation of M. Musil was devoted to SEA benefits and practical arrangements. The examples from the EU countries were widely presented.

Orhei town Master Plan

According with presentation delivered by Mr. Taranu Alexandru (Chief Architect of Orhei Town) the Master Plan will contain guiding and regulatory components.

The guiding component will specify provisions concerning e.g.:

- Main directions of development of the locality;
- the general scheme of the transport system in the city;
- the general scheme of the public utility networks;
- determining areas where elaboration of zoning plans is mandatory;

Regulatory component of the general urban plan will contain provisions concerning e.g.:

- delineation of built-up area;
- the definition of the central area of the town;
- the definition of the functional areas;
- establishment and delimitation of areas with temporary or permanent restriction on further constructions;
- determining the construction regulations for buildings;

Public Health in SEA: Possibilities for the application in the context of SEA for the Orhei town Master Plan



The legal framework and the key concepts of the Health Impact Assessment (HIA) have been discussed, including health definition, HIA need and motivation for the planners, examples of the HIA in spatial planning, etc.

The presentation is very relevant to the Pilot Project. It is recommended to translate it into Romanian for the better availability of the issue by all SEA experts and other stakeholders.

What is scoping and why do we do it? Role of scoping, typical techniques of scoping, examples of SEA scope

Michal Musil has presented the scoping concept and examples.

SEA process of the Orhei town Master Plan

Marina Khotuleva has presented the SEA process of Orhei master Plan as it was discussed and agreed with the planning team (see Figure 1). The need for a further adjustment of the schedule in relation to the actual progress of the planning process was acknowledged by the SEA and planners.

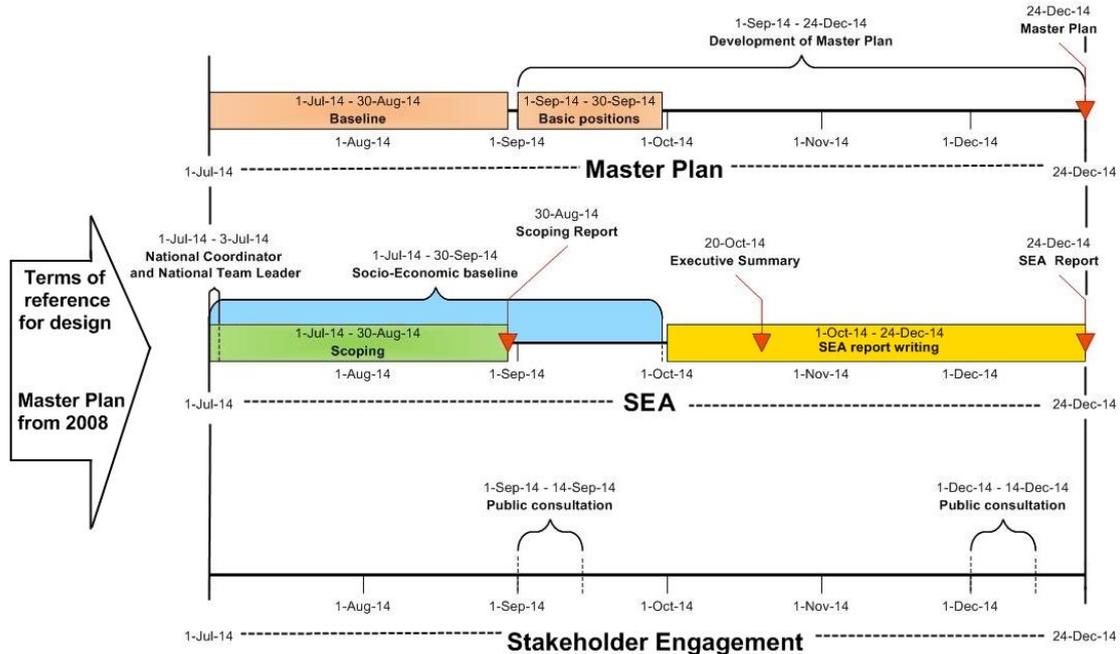


Figure 1. Plannig & SEA process

Scoping exercise (group work):



With assistance of participants having knowledge about local situation in Orhei, main municipal development issues were discussed in order to establish initial baseline for further identification of key issues relevant for the SEA of Master Plan.

Following main development issues were identified (structured along main sectors):

1. Economy: a) low level of the economic development of the region (reduction of industrial capacities); b) loss of traditional markets for local producers; c) Problems with supply for the agricultural processing industry; d) Lack of investment and outdated technologies, e) The inefficient use of human and natural potential; f) Inefficiency and degradation of municipal thermal system; etc.
2. Social situation: a) Insufficient social protection of the population, especially of disadvantaged groups; b) the social assistance protection system is incipient; c) lack of local employment opportunities; etc.
3. Public Health: a) Worsening health of people in Orhei; b) Insufficient financing of the public health system; c) Social Insecurity and increasing number of people with antisocial behavior; etc.
4. Education: a) Municipal education system does not fully correspond to the standards of a modern educational process; etc.
5. Culture and recreation: a) Poor utilization of the potential and local historical and cultural heritage; b) Lack of policies for the protection and exploitation of the potential and local cultural heritage; etc.
6. Environment and Infrastructure: a) Deterioration of drinking water supply system; b) Ineffective management of household and industrial waste; c) The worsening situation of the environment in the city as a result of anthropogenic activity; etc.

In order to identify key issues relevant for the Master Plan SEA (preliminary scoping), the group debate was organized along to the following questions/issues:

- Identification of key environmental/social (including public health) issues to be addressed by SEA, identification of specific problems and concerns
- Likely linkages of environmental issues to the Master Plan
- Necessary further consultations/identification of additional stakeholders
- Data resources/limitations and problems

The debate facilitated jointly by international consultants was structured with the help of a “Scoping Matrix” presented to the participants. Based on group discussion the Matrix was filled in order to provide preliminary outline of the possible SEA scope and guidance for the further SEA Scoping steps.

The summary of key “scoped issues” is presented in Table 1 below:



Table 1. Scoping summary table

Main issues	Specific concerns and problems	Geographic areas of concern	Likely linkages to the spatial plan
Public health water	<p>Poor water quality in rural areas (wells), Lack of drains for rain water (pollution with nitrogen, detergents)</p> <p>microbiological pollution of surface water</p> <p>pollution of surface water with chemicals</p> <p>Flooding natural areas</p> <p>Air pollution (arsenic)</p> <p>Sewerage of only on 65%</p> <p>Runoff water treatment is missing</p> <p>Raising groundwater in the Raut river meadow</p>	<p>Landfills, wastewater cesspools</p> <p>All water basins (Raut, Ivanos, lac) Orhei town</p> <p>The area adjacent to the river Ivanos meadow of Raut</p> <p>Partially solved</p>	<p>Lack of overall plan</p> <p>Construction performed in the '50 last century</p> <p>Polluted water coming from the upstream (Balti, Florești, treatment plant)</p> <p>Center for Public health providing research of Raut river water, Raut River has monitoring stations</p>
Air	<p>Air pollution (nitrogen dioxide, soot, particles, dust)</p> <p>Quarry / mine – dust and noise</p> <p>Ring high way road around Orhei</p>	<p>Trucking-transport</p> <p>Household heating systems</p> <p>Large companies: asphalt production plant (7 km suburbs)</p> <p>Ammonia air pollution from pig factory</p> <p>High level dust from soil erosion</p> <p>Extraction of stones from the quarry</p> <p>Local pollution (in some parts of roads)</p>	<p>No monitoring station located in Orhei</p> <p>Both were closed, and there is an authorization issued by the Government</p> <p>Planned their cultivation</p> <p>The proposal was that the ring</p>



Main issues	Specific concerns and problems	Geographic areas of concern	Likely linkages to the spatial plan
Land			road to be extended outside the city
Waste	<p>Landslides</p> <p>Lack of boundaries between green areas and areas for construction</p> <p>Extraction of stone from quarries in the city</p> <p>Land erosion</p>	<p>Landslides - in two Districts Slobozia Doamnei and Bucuria</p>	
Biodiversity	<p>Land-use change at the expense of agricultural land</p>	<p>Currently no land allocated for industrial investments</p>	<p>Spatial plan to determine limitations on future land-use</p>
	<p>Waste from mining activity</p>		
	<p>Lack of the authorized waste land filed</p>	<p>Polygon of the domestic waste storage exist but is not according standards and is on the bank of river Raut</p>	<p>The strategy of waste</p> <p>The decentralization strategy of waste</p>
	<p>Lack of the landscaped leisure areas (which have recreational potential)</p>		
	<p>State Protected Natural Areas (NASB map is required)</p>		



Following the scoping exercise, presentations and discussion sessions were held according to the Agenda. Key addressed issues were as follows:

Application of SEA: Baseline Analysis; Key challenges, practical examples

Michal Musil has presented the approach to baseline studies in SEA and provided the practical examples.

Orhei town Master Plan

Discussion on where the analytical outputs of planning potentially can be used for SEA analysis and where additional environmental/health assessments by SEA can complement the planning process

Public consultations as a SEA tool

Marina Khotuleva has presented the participatory approach as a planning/SEA tool; the examples from different countries have been presented.

The presentation has been followed up by the discussion and preliminary stakeholder identification.

5. Conclusions

The Scoping and Baseline Workshop was carried out as planned and following the prepared agenda it fulfill its objectives (as reflected also in evaluation by the participants – see section 6).

Namely, due to composition of participants, reflecting wide variety of stakeholders both from the town of Orhei concerned with the Pilot SEA application, and from national institutions concerned with the preparation and implementation of the new SEA legislation in general, the Workshop succeed in raising awareness among wide spectrum of relevant actors. Thus it has created important precondition for successful Public consultations during further phases of the Pilot SEA process.

The workshop also generated initial input to the Scoping phase of the Pilot SEA, that will be used not only for the definition of the Scope of the Pilot SEA Analysis, but also facilitated preparation of ToRs for national experts that will be included in the Pilot SEA team.

Following the results of the Workshop, key tasks were defined in order to progress with the Pilot SEA implementation:

- Finalization of the ToRs for the national/local experts (members of the SEA team)
- Development of Scoping and Preliminary Baseline Analysis Report (to serve as a tool to facilitate SEA consultation process as well as preparation of the next planned training Workshop)



6. Workshop evaluation

Workshop participants have been provided with evaluation forms to present their feedback to the organizers. In total 21 questionnaires have been recovered and analyzed. The summary of the results is presented below (for the complete overview of results see Appendix 2).

The overall participants' evaluation was very positive, the participants reported that:

- The topic was very important (the average grade was 2,95 from 3 as maximum);
- The delivery of information totally clear (the average grade was 2,80 from 3 as maximum);
- The most useful for the participants were (i) identifying specific problems of Orhei in the field; (ii) stakeholder identification; (iii) practical group exercises; (iv) exchange of experience between participants and presentation of existing problems;
- Scoping exercise have been found utile for participants and the following instruments have been recommended for making SEA more efficient: (i) consultation with interested parties; (ii) deductive and inductive methods; (iii) workshops;
- Essential topics for the further trainings were suggested by participants as follows:
 - Strategic planning (4 participants);
 - Practical application of SEA(10 participants);
 - Public Health (3 participants);
 - Legislation (5 participants);
 - Stakeholder engagement in the strategic planning/SEA process (5 participants)
 - Other
- As an important condition for the future development of the SEA implementation in Moldova, the participants mentioned: (i) exchange of opinions/experience between other countries from region; (ii) elaboration of methodological guide for implementation; (iii) consultations from EU experts in the field; (iv) training local experts; (v) testing SEA based on strategy of sectorial and /or national level; (vi) assisting monitoring the process of collection and interpretations of data's; (vii) technical assistance;
- Several proposals for improving the efficiency and effectiveness of further similar workshops have been suggested, for example:
 - More practical exercises for better understanding and assimilation of information; splitting the specialist based on their experience; elaboration and distribution of more materials with relevant information (methodologies, exercises, useful information, contacts);
 - A real SEA study for the interested participants

For further details please see Appendix 2.



7. Acknowledgements

The workshop was jointly prepared by UNECE Secretariat, Ministry of Environment of Moldova.

The Scoping Workshop was facilitated by Michal Musil (Integra Consulting Ltd.), Marina V. Khotuleva (Ecoline Environmental Assessment Centre), and Iordanca-Rodica Iordanov (EcoContact /Aarhus Centre for Environmental Information and Consultation).



Annex 1: Workshop agenda

Day 1

- 8:50 – 9:00 Registration of participants
Natalia Guranda, project coordinator
- 9:00 – 9:10 **Opening remarks**
Lazar CHIRICA, Vice Minister of Environment
- 9:10 – 9:25 **Introduction to the UNECE Protocol on Strategic Environmental Assessment to the Convention on Environmental Impact Assessment in a Transboundary Context**
Technical advice and capacity-building activities to support the implementation of the Protocol carried out by the UNECE secretariat within the EU funded programme 'Greening Economies in the Eastern Neighbourhood' (EaP GREEN)
Elena SANTER, UNECE Secretariat to the Espoo Convention
- 9:25 – 9:40 **Development of the legal framework for the implementation of the Strategic Environmental Assessment in the Republic of Moldova**
Tatiana PLESCO, Ministry of Environment
- 9:40 – 10:20 **European experience and main requirements for implementation of the Protocol and the Directive 2001/42/CE of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment**
Jerzy JENDROSKA, UNECE expert, Member of the Implementation Committee to the Espoo Convention
- 10:20- 10:40 **Break**
- 10:40 – 11:10 **Draft Law of the Republic of Moldova on Strategic Environmental Assessment: main provisions**
Analysis of comment obtained from governmental authorities and the public during the draft law review process
Natalia ZAMFIR, UNECE expert
- 11:10 – 12:00 **Discussion, comments and proposals**
Jerzy JENDROSKA, Natalia ZAMFIR, UNECE experts

12:00 – 13:00 Lunch

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13:00-13:10 **Practical application of the draft law: Introduction to the pilot SEA for Orhei Town Master Plan.**

Iordanca-Rodica IORDANOV, National SEA leader

13:10 – 13:50 **SEA process: Key elements and actors**

Introduction of SEA process and place in environmental assessment systems;
key elements and their linkages

Marina KHOTULEVA, UNECE expert

13:50 – 14:50 **Application of SEA: benefits and potential challenges**

Conducting a SEA process in practice

Michal MUSIL, UNECE expert

14:50- 15:30

Pilot SEA for Orhei Town Master Plan

Project timeframe, expected content of the master plan, important
stakeholders and planned consultations

Marina Khotuleva, UNECE expert

15:30-15:40

Conclusion and closing remarks

15:40-16:00

Break



SEA training session (Days 2 – 3)

Michal Musil, Integra Consulting Services Ltd., Czech Republic
Marina Khotueva, Ecoline Environmental Assessment Centre, Russian Federation

Day 2

9.00 – 9.30	Objectives of the workshop Introduction of participants	Marina Khotuleva Michal Musil, UNECE experts
9:30 – 9.45	EaP GREEN activities to support implementation of the UNECE Protocol on SEA to the Espoo Convention in the Republic of Moldova <i>Introduction to the pilot project on the application of the Draft Law on SEA to the Orhei town Master Plan development process</i>	Rodica Iordanov, Michal Musil
9:45 – 10.30	SEA benefits and key procedural steps <i>Introduction, SEA process in practice</i>	Michal Musil
10.30 – 10.45	Environmental assessment of the existing Orchei Master Plan. Background experience	Faina Muntyany
10.45 - 11.00	Coffee break	
11.00 – 11.30	Strategic planning in Orhei town, overview of existing plans and programmes <i>Key municipal development issues and expectations from the Master Plan</i>	Taranu Alexandru
11.30-11.50	Orhei town Master Plan: Introduction to planning process; Master Plan composition, stages, development schedule and expected results <i>Character of the plan: level of technical detail, maps and other planning tools and techniques to be used, links to the city investment decisions, considered alternatives</i>	Alexandru Taranu / Diana Sercanian
11:50 -12.20	Public Health in SEA: Possibilities for the application in the context of SEA for the Orhei town Master Plan	Julia Nowacki, WHO/ local health expert
12:20 – 13.00	What is scoping and why do we do it?	Michal Musil



Role of scoping, typical techniques of scoping, examples of SEA scope

13:00 -14.00	Lunch	
14.00 – 14.20	SEA process of the Orhei town Master Plan	Marina Khotuleva
14:20 - 16.15	Scoping exercise (group work): <ul style="list-style-type: none"> • <i>Identification of key environmental/social (including public health) issues to be addressed by SEA, identification of specific problems and concerns</i> • <i>Identification of areas of concern („red lines“; functional zoning)</i> • <i>Likely linkages of environmental issues to the Master Plan</i> • <i>Necessary further consultations/identification of additional stakeholders</i> • <i>Data resources/limitations and problems</i> 	Facilitated by Michal Musil, Marina Khotuleva, Rodica Iordanov
Flexible	Coffee break	
16:15– 17.15	Presentation of group work results <i>Summary of the results</i>	Facilitated by Marina Khotuleva, Rodica Iordanov, Michal Musil
17:15 – 17.30	Conclusion and closure of the day	
Day 3		
9:00 – 9.30	Reflection on the results of the scoping workshop <i>Discussion on the application of the scoping principles and potential problems</i>	Facilitated by Michal Musil and Marina Khotuleva
9:30 – 10.00	Application of SEA: Baseline Analysis <i>Relation to scoping, key challenges, practical examples</i>	Michal Musil
10.00-10.30	Environmental situation in Orhei	Representative of the Municipality
10:30 -11.00	Coffee break	
11:00 – 13.00	Orhei town Master Plan Baseline assessment	Representative of (Orhei town Master Plan)



	Assessments carried out by the planning team	Planning team
	<i>Discussion on where the analytical outputs of planning potentially can be used for SEA analysis and where additional environmental/health assessments can complement the planning process</i>	Facilitated by Marina Khotuleva, Rodica Iordanov, Michal Musil
13:00 - 14.00	Lunch	
14:00 – 14.15	Summary of morning session: Key links of Scoping and Baseline Analysis	Michal Musil
14:15 – 14.45	Public consultations as a SEA tool Outline of the content of the scoping report, timeframe and planned arrangements for the formal public scoping consultations	Marina Khotuleva
14:45 -16.15	Preparing the SEA Scoping Report: Group exercise <ul style="list-style-type: none"> • <i>Structure and scope of the Scoping report</i> • <i>Format of inputs from the SEA team members to the scoping report</i> • <i>Interim inputs for the planning team</i> • <i>Consultations with planning team and other stakeholders)</i> 	Facilitated by Marina Khotuleva and Michal Musil
Flexible	Coffee break	
16:15 – 17.20	Next steps, summary discussion	Facilitated by Marina Khotuleva, Rodica Iordanov, Michal Musil
17:20 – 17.30	Conclusion and Closure	



Annex 2: Workshop evaluation

The results obtained from the participants through the questionnaires are presented below in a structure following the format of the evaluation questionnaires. In total 21 evaluation forms (out of 25 distributed) was recovered and analyzed. Figures indicate number of participants giving particular specific answers.

1. Please, indicate how important and relevant was the workshop topic for you?

1 (not important) - 0 2 (somewhat important) - 1 3 (very important) - 20

2. Please, indicate how clear and understandable was the delivery of information for you (mark :)

1 – (absolutely not clear) 0; 2 (clear) 2 3 (absolutely clear) 19

3. What, in your view, was the most useful at the training workshop?

#	Statement	No of participants
1	SEA case studies in different countries/ Practical examples/ combines theory and practice	15
2	Presentation of existing problems	3
3	Identification of interested public	2
4	Group exercises	3
5	Illustrations, training materials, case studies, ideal models, stages etc.	1

4. Which topics you believe it is essential to conduct additional training for you and your colleagues on (please, underline as appropriate)?

Please put a number of participants which indicated that the topic is essential against each of the topics. For example,

- Strategic planning (4 participants);
- Practical application of SEA (10 participants);
- Public Health (3 participants);
- Legislation (5 participants);
- Stakeholder engagement in the strategic planning/SEA process (5 participants)
- Other



5. What forms of support are required for implementation of EIA and SEA?

The following suggestions came from participants:

- 1) Training of specialists in the field, 7 participants mentioned this point;
- 2) Exchange of experience, mentioned by 5 participants;
- 3) Local capacity building, disseminating knowledge and information about SEA, technical support, trainings, discussion of international experience have been mentioned by three participants;
- 4) Also, it has been suggested to create a methodological guide for implementation and technical assistance, etc;

Translated transcripts of the original suggestions made by participants:

Advisory assistance
Assistance in interpretation of data
Technical assistance
Intersectional assistance
Supervising and monitoring assistance of process of collection and interpreting of data
Testing SEA based on strategy of sectorial and /or national level
Exchange of opinions and experience;
Visiting a country who has experience in the field;
Exchange of experience with neighbouring countries
Training of specialists in the field;
Elaboration of methodological guide for implementation;
Guiding during the process of SEA
Staff training in SEA conducting
Consultations from EU experts
Practical training of specialists

6. What are your proposals to improve delivery of similar workshops?

As options for improvement for the further workshop, participants mentioned:

- More practical exercises for better understanding and assimilation of information; splitting the specialist based on their experience; elaboration and distribution of more materials with relevant information (methodologies, exercises, useful information, contacts);
- A real SEA study for the interested participants

Translated transcripts of the original suggestions made by participants:

Preparation and distribution of useful materials (methodologies, exercises, contacts)
More information about SEA practice in the EU countries
More detailed training of specialist during the initial phase
Training workshops for specialists to learn more about the practical application of SEA instruments





Annex 3: List of Participants

	Name, Surname	Institution/Position	Contacts details	Email
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