**ANNEX**

**ACCC/C/2012/66 Croatia**

**Questions to the parties**

**To the communicant**

1. Please provide a copy of the Petition of the Association Sunce sent to the Ministry of Environmental Protection, Physical Planning and Construction dated March 20, 2011 (the copy was missing from your documentation).

2. In your communication, you refer to the waste management plans in “a number of municipalities and towns”. Have all these waste management plans been adopted after Croatia became a Party to the Aarhus Convention? Does your complaint concern all municipalities and towns in Croatia, or only some of them?

3. How is waste management policy designed in Croatia? At what government level waste management plans are prepared and adopted? For example, is the adoption/approval of waste management plans within the competence of a Ministry or of the local authorities?

4. To your knowledge, is the private sector involved/consulted in the preparation of waste management plans?

5. You mention that you provided comments in the preparation of the national implementation report of Croatia under the Aarhus Convention. You have also made a petition to the Ministry concerning the lack of consultation process for the adoption of waste management plans. Apart from these actions and given that the Committee considers the use of domestic remedies in its deliberations, have you proceeded with other remedies (administrative or judicial) to address your concerns? For example, have you submitted a request to the local competent bodies or to the Ministry regarding the adoption of a specific waste management plan for which you believe that public participation was not adequate? Also, have you made an application to the courts and, if not, why not?

**To the Party concerned**

1. What is the applicable legislation for the adoption of waste management plans? What are the specific legal provisions to ensure public participation procedures in the adoption of plans?

2. How is waste management policy designed in Croatia? At what government level waste management plans are prepared and adopted? For example, is the adoption/approval of waste management plans within the competence of a Ministry or of the local authorities?

2. Do you consider waste management policy to be part of the environmental and/or sustainable development policy? If not, why? If yes, do you think that waste management plans are plans under article 7 of the Convention and what are the “appropriate practical and/or other provisions for the public to participate during the preparation” of these plans?

4. Is the private sector involved/consulted in the preparation of waste management plans?