

21 August 2020

Ms. Danielle Angelopoulou
Department of Environment, Food & Rural Affairs
London, United Kingdom

Mr. John Hemming
Birmingham, United Kingdom

Dear Ms. Angelopoulou,
Dear Mr. Hemming,

**Re: Communication to the Aarhus Convention Compliance Committee concerning compliance
by the United Kingdom regarding access to justice in connection with waste management
(ACCC/C/2016/142)**

I write at the request of the Compliance Committee enclosing some brief questions regarding the above communication for the reply of the Party concerned and the communicant. Given the straightforward nature of the questions, the Committee would be very grateful to receive your reply to the enclosed questions by **Friday, 4 September 2020**.

Please do not hesitate to contact the secretariat if you have any questions regarding the above.

Yours sincerely,



Fiona Marshall
Secretary to the Aarhus Convention Compliance Committee

Cc: Permanent Mission of the United Kingdom of Great Britain and Northern Ireland to the United Nations Office and other international organizations in Geneva

Enc: Questions from the Committee to the parties

Questions from the Committee to the partiesQuestions to the communicant:

1. Please provide a copy of the judgment dated 10 October 2014 by Judge Zara of the Birmingham Magistrates' Court concerning your application for a litter abatement order under section 91 of the Environmental Protection Act. If the costs order made against you by Judge Zara under section 64 of the Magistrates' Courts Act 1980, and related reasoning, is contained in a separate document, please provide a copy of that document also.
2. Please confirm that the total costs ordered against you with respect to the proceedings at first instance and the related appeals remains £17,788.56.

Question to the Party concerned:

3. Please clarify whether proceedings for a litter abatement order commenced by a member of the public under section 91 of the Environmental Protection Act now qualify as an "Aarhus Convention claim" for the purposes of rule 45.41 of the Civil Procedure Rules as currently in force. If they indeed now do so, please provide relevant evidence to support your answer.