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Our Ref.: **Nr. 15-08/5374**

Date: **25 November 2020**

To: **Ms. Fiona Marshall**
the Secretary to the Aarhus
Convention Compliance Committee

aarhus.compliance@un.org

REF.: *Requested additional information required deliberation and adopt a decision on the case concerning compliance by the Republic of Moldova with regard to access to information held by the State Hydrometeorological Service (ACC/C/2017/147)*

Dear Ms. MARSHALL,

Herewith the Ministry of Agriculture, Regional Development and Environment of the Republic of Moldova avails itself of this opportunity to extend its compliments to the Secretariat of the Aarhus Convention Compliance Committee.

Following the examination of the communication of 19 November 2010 of the Committee on Compliance to the Aarhus Convention, which requested the provision of additional information, necessary for the deliberation and adoption of the draft decision on case no. ACCC/C/2017/147, regarding the non-compliance by the Republic of Moldova of the access to the information of the State Hydrometeorological Service (SHS) in case of notification of the "Eco-Tiras" Association, please be informed about following:

1. Annex no. 2 to the Government Decision no. 330 of April 3, 2006 for the approval of the nomenclatures of services provided free of charge and against payment by the SHS and the use of the special means of the SHS has not been modified in essence since 2006 (from the date of approval).

In order to update the regulatory framework in the field, in order to ensure the proportionality of services provided with payment, please be informed about starting the process of amending Government Decision no. 330 of April 3, 2006 for the approval of the nomenclatures of services provided free of charge and against payment by the SHS and the use of special means of the SHS, request already made by the SHS no. 02/620 of 17.06.2020, addressed to the Ministry of Economy and Infrastructure of Republic of Moldova and no. 02/619 of 17.06.2020, addressed to the Ministry of Finance of Republic of Moldova.

2. In accordance with Annex no. 2 to the Government Decision no. 330 of April 3, 2006, the total costs for the information regarding the temperatures registered at the Bălțata Hydrometeorological Station (Bălțata village) in the period 1950 - July 25, 2016 constitute:

- a) for the average monthly temperature - 59,912.50 moldovan lei;
- b) for the maximum average - 59,912.50 moldovan lei;
- c) the minimum average - 59,912.50 moldovan lei;

Note: The meteorological station in Bălțata village has been active since 1954.

d) the flow of the Bălțata river every month, starting with the year 1954-2012 - 17 478.30 moldovan lei.

Note: The Bălța hydrological station has been active since 1954 and ceased its activity in 2012.

In total 197 215.80 moldovan lei.

3. The costing algorithm for the requested information is as follows:

a) with reference to the temperatures at the Bălța hydrometeorological station (Bălța village), the period of the 1950s until 25.07.2016 (present according to the letter), is 66 years, 6 months, 25 days, and the cost of a meteorological feature is 2.50 lei.

Thus:

- 2.50 lei x 30 days = 75 lei / month (according to the nomenclature)

- 75 x 12 = 900 lei / year

- 900 x 3 = 2,700 lei (3 characteristics: average temperature, maximum and minimum average)

- 66 x 2 700 = 178 200 lei

- 6 x 75 x 3 = 1,350 lei

- 25 x 2.50 x 3 = 187.50 lei

Total = 179,777.50 moldovan lei.

b) with reference to the flow of the Bălța river, the Bălța hydrological station opened from 1954 to 2012. The monthly water flow according to the nomenclature costs 28.70 lei.

Therefore, during the years 1954-2012, 610 measurements were performed (609 months, according to the attached list (annex 2) or 609 x 28.70 = 17,478.30 moldovan lei.

Total = 17,478.30 lei

Total payment: 179 737.50 + 17 478.30 = 197 215.80 moldovan lei

At the same time, according to annex no. 1 to the Government Decision no. 330 of April 3, 2006, access to data held by the SHS: published, stored in the Hydrometeorological Data Fund, as well as collected independently from the archives of the Service by applicants is free, communicated to the Association "Eco-Tiras" by letter no. 01/662 of 21.04.2017.

The hearing of the responsible persons within the SHS, directly involved in coordinating the examination, examination and presentation of the applicant's information – „Eco-Tiras” Association, regarding the amount erroneously calculated in 2016 in the amount of 730 374.5 moldovan lei, was not possible to perform, once the employment contracts have been terminated, as follows:

- Lazari Daniela, main specialist of the planning and marketing section of the Economic-Financial Directorate of the SHS (executor), terminated the employment relationship by order no. 212 / c of 10.10.2018;

- Jocot Vitalie, vice-director of the SHS (signatory of the answer offered to the applicant), terminated the employment relationship by order no. 413-p 27.06.2017;

- Cazac Valeriu, head of the Hydrological Center of the SHS (responsible for controlling the execution of the service task of the calculations related to the hydrological field), terminated the employment relationship by order no. 423-p 05.11.2020.

Looking forward to a further successful cooperation.

Sincerely,



Ion PERJU
The Minister