

Entire legal requirements for the Lake Constance Fishing Act, version dated 30.07.2020

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Article 19b*)

Individual decisions, right to lodge complaints

(1) A recognised environmental organisation pursuant to para. 3 shall have the right to file a complaint against permission granted pursuant to Article 3 para. 3 or Article 4 para. 2 with the Provincial Administrative Court (Art. 132 Federal Constitutional Law) in order to realise the objectives of this law pertaining to flora or fauna protected by the Habitats Directive.

(2) The authorities shall publish decisions pursuant to para. 1 for a period of at least four weeks on their website immediately after they are issued. The Internet address where these can be found shall be announced in the Official Gazette of the Province of Vorarlberg. The decision shall be deemed delivered vis-à-vis the recognised environmental organisations (para. 3) two weeks after its announcement. The environmental organisations shall be permitted to inspect the administrative act starting on the day of announcement on the Internet.

(3) Recognised environmental organisations for the purposes of this law shall be organisations recognised as environmental organisations pursuant to Article 19 para. 7 of the Environmental Impact Assessment Act 2000 and that have been granted party status in Vorarlberg.

*) As amended in Provincial Law Gazette No 67/2019

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Article 21a*)

Transitional provision for the amendment of Provincial Law Gazette No 67/2019

A recognised environmental organisation (Article 29b para. 3) shall have the right to file a complaint with the Provincial Administrative Court (Art. 132 Federal Constitutional Law) against official notices pursuant to Article 15 para. 4 and Article 16 para. 2 that became effective after 20 December 2017 or that had been issued at this time but have not yet become effective in order to realise the objectives of this law pertaining to flora or fauna protected by the Habitats Directive. The complaint shall be filed within six weeks after the amendment Provincial Law Gazette No 67/2019 enters into force and has no suspensive effect. Recognised environmental organisations shall be permitted to inspect the administrative act from the time that the amendment Provincial Law Gazette No 67/2019 enters into force until the end of the period for appeal.

*) As amended in Provincial Law Gazette No 67/2019