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Occa a Pa b c 1999 a a ab I ' b , . c / a

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On the Way to Transparency: A Comparative Study on Post-Soviet States and the Aarhus Convention

Tatiana R. Zaharchenko, Ph.D., E (, D.C.),
2003 2004,
A 2007. A -
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B E
C . E C
C 2002,

On October 30, 2001, a [illegible] a-
[illegible] a [illegible] a [illegible] Aa
C [illegible] b ca a [illegible] b -
[illegible] a a a . T C [illegible] , c
[illegible] -UN S c [illegible] G [illegible] a K A a ca
a [illegible] b [illegible] [illegible] a c ac ,– a
a b 17 c [illegible] , 11 [illegible] -S [illegible]
a . A S [illegible] cc [illegible] a c R a

1.1 THE TRADITIONAL SOVIET APPROACH AND ITS BREAKDOWN

T c a c a
S c a b S U
a a. S c c a c ,
' -c c , a
S ca , b a c b
a, M a G bac ' -
a c c -
c , c a
1985. G a , c a a b
a ac c a A Sa a
a 1970 ,[9] b ca a c a -
c
a a c a acc ab
b c.[10] S , a b S
ca 1986
C b a . S c ,
a a a b a ca
a b a , c a -
a c a a ab
acc a c a a .
G c a
b c c a a a
a b c
a a c ca .[11] I
a a a a
c a c a
acc b a .[12]
N , b a a
S c a a a . I a
a S , S S , -[13] a b b
a . T C b ca a a -
a c a -
a S U .[14] I a
a a a a -
ac a c a ' b -
a a a

b c. I a 1980 , ac
S U , b c a
c a ca b a -
a a a , c
c a , a c
c c . I U a , Y S c ba
a a a
ab a -
c .[15] I R a, A -
Yab a a c a
b c c J c -
a ac a a c
ca ab -
c ca a a
a a c .[16] I Ka a ,
c S c a Ka a
, c a a c
a , b b-
ca .[17]
O a c a
g b c c a
cc C b , a
a a c b
S . B b a a
C b a a b ca
b c a ba
c . T ac a
a a a a

F a , a a a b
-S a ' ac a a a
a a c .[51] T a c a
a a b a c a a –
a b c a . T b
b c a c c a –
a a c a a –
a , c a , a a c .
T a a a a c c
J c a c .[52]

1.3 THE EMERGENCE OF LEGAL ACTIVISM AMONG ENVIRONMENTAL NGOS

T S c b c c –
acc ab ca
c a NGO . B 1980 ,
a -S –
a 1990 . M b a a
c ac .S
a ac –
ca a; b ;
c c a . O j
c a c
a b ca b c
a b83( )-8( )-5( )-62( )-42( )-35( )-7( )-5( )-4( )-16( )-[( )4 b( )4 4 a ( )-42( )-25

b c a) -S
a .[61] T b c a
a a a c a acc -
a c a a a c a acc -
a c NGO a a
ac . T a b
c c a c J c a
acc a c a ca
b b c a NGO . T
b ca b c ,
a ab a .[62] I a
1990 , c a ca a -
ac ca a c , c b a
c . T c a a -
a[63] a
.[64]
T a ac -
a b ca a
a c a NGO .[65] P b
c c a a a
a b b a b c- -
a c a a a a -
a a a a ab b c.

T

a a a a , c a

, a c a a b c , a

a a a a b a c b a

, b

ac , ac , a

b c .

2.3 CIRCLE OF COVERED INSTITUTIONS

T C ba a

a a a a b

a b c a a a

ac c a a aa ab

b c. S c a c-

a b a a ac

c c –

a c . Acc C ,

b c a a –

a a a ac-

c . T C

b c a a c b

:[89]

(a) G a a a , a , a

;

(b) Na a a b-

c a a a c a a

a , c c c , ac , ,

c a ;

(c) A a a a a a

b c b , c , –

b c c , a

, a ab

a a a (a)

(b) ab ; a a

( ) T a a ac c

a a a c a Pa-

C .

A c c b c

a b ac a

J c a a ca ac . T

C a ab b a

c b a c . A

c a C

ca b c a c a a

b ac .

2.4 WHO IS THE "PUBLIC"?

U C , b c– a

a a a a , a ,

acc a c a a a ac-

c , a c a , a a , ,

.[90] T a b

a *the public*

c a a-

. M , C a

b c a acc a

c a a c , a a ,

c , a , ca a a ,

c a a

a a c

c ac .[91]

2.5 ACCESS ON REQUEST

T C ab a c-

a b c. [92] T

a a a a a-

ab a a b a , . T

a ca a a

a b a . A c

a c a-

J a a a a .T

C cca a

a b , c

a a b a

a c a . I a a a a

b a a a –

2.6 COLLECTION AND DISSEMINATION

3.1 MISSING CONCEPTS AND NEW APPROACHES

A a c a , a a a -S c – a a b -S a . T c , c a a – c ac a . B a a – c a a a – a a c a b c a ca a c a . W a , a Aa C a . I acc – a a -S a a , ca a a a ac . T C a , a a c a , a a a , a – a c c -3( )-5( )-2253( )-0(C BT/T(22253(96 T [( )-7(,)-24( )-47(a)-15(c)35(c)-9( )-16( )-5( )-221(,)-28( )-28(

3.3 ENVIRONMENTAL MINISTRIES AS PIONEERS OF CHANGE

T -S a , ac a c , a a b ca a c c a a a . T a c a , b a acc a b c a ab a a a a .

A ca , 2, C - , E E - c , c E a - a . T , a a a a a C c . T a b ca c a c - (a) a C , a a a c a a . S c 2005, a a a b a a a a - C a b . T , a a a c a C - c a c a -S ab a c .

Ma -S a a a c a a a a b c c a . U a c ca a a ab a a a c , - a B a , Ka a a , a U a a a , b , a ac b a a c a a C ' b a a b c a (Tab 3). G C a a b a a b b a A a c a .[121] C a aa ac b a a c a a b a -S a . Pa a c ca ac . F a , Ja a 1, Ma c 16, 2006, b B a ' a 36 a a c a a a ' *public reception room*.[122] T a A baja a a a 500 a a NGO a - a a c a 2002 2004.[123]

O a , a a -S a a ca c a a b . A -S a a c a . T a a b (a acc a b a c a a ca). Tab 3 a a a b a a . D 2002 04, a a a , b ca a a . T c - b a a a a - a a a -

2002 04 -S a (a a T a) c a b a a a a b a c .[124]

T I , b a a ac j c , a b c c ac -S a . S -S a a - ca c c c - a aba . F a , Ka a a ac a c a c a - a a ac a $662,000.[125]

E a b a a C a a ac- a a a (Tab 3). I a , a a c a acc a a a c ca ac c .

T a b ca a a b c -S a a a c a . I a , a b c, c a a a ca Aa c , , b c ca b a a - . S c c a a A a, A baja , M a, Tg a , U a , a G a (Tab 3). M a, c 1999 b ca c a a Aa C , a 2,000 Ec ca I a C a a ; a a c a ca Aa c a a

C ca a c ca
a b c c a
. T a ca a c -
a c c a c
a a a a .[151] I Ma 2005,
C a c C c-
a c a-
a c ca
b c, a c b a
b .
A , 16 c ca NGO
a a a c a a
a C c b
C a c C b A 2006.[152]
T c ca a c
a a a NGO , a -
a a a c . C
, , acc a a b-
c a c a c . E 16
c ca b b NGO
-S c : A a, Ka a ,
M a, a U a .

NGO a a

F a , 2000 Ka b , G a,
Ca ca E a NGO N

D -S –
a , a a a c a
a a b ac . Va ac
acc .

4.3 FINANCIAL AND TECHNOLOGICAL CONSTRAINTS

A c a a –S c a ac a c a – c . I a a , Aa C a a ab b c a c a aba a a b c acc . I a –S c – , , a a c a a ab c a , c c – , a c a a a ac , . S c a . T b c a c ca a c a a c – , , a a ca b c a , – ac , a a b c ca a .

4.4 A PROMISE OF CHANGE OR UNMET EXPECTATIONS?

T Aa C a a b NGO –S c . B a , NGO ac a b – c C c c – . F C a A a U a , – a c a a – a , a a a c , a NGO c ca Aa

5.1 STUDY FINDINGS

I , I a , a , c
, , a a c , a ac–

- I ab a c a ac b ab c a c a , a a a a c a a c . E a a a c a a a c a a a a a J .
- S a a a a a a a ab I .
- E b M c , c 2003 ab F a I Acc P b c I a , a a c a a ca c a acc a .[187]
- W c a b c a -S a , c b a b b c a .[188]

S R c d d L a Sa a d

I a a a , a a a ba acc a a a b c a b c -S a . S a a a b c :

- C c a a a acc a a a a ac .
- I c a a a a Aa C a a (a) c , c a a a a a a a a c .[189]
- E ab c a a c ac a a a b b c, c -

c T a b a a (c)-4( )-22( )-22( )-8( )-22( )-163(77BDC BT/T1 9E

Country and Date of Adopted Constitution	Information, Access to and/or Freedom of Information	Environment, Environmental Protection, the Right to Live in a Healthy or Favorable Environment and

Country and Date of Adopted Constitution	Information, Access to and/or Freedom of Information	Environment, Environmental Protection, the Right to Live in a Healthy or Favorable Environment and to Information Related to the Environment
Republic of Belarus *Adopted March 15, 1994 (November 24, 1996)* English translation: http://www.oefre.unibe.ch/law/icl/bo00000_.html Russian text: http://icpo-vad.tripod.com/const-rb.html	**Article 34** Citizens of the Republic of Belarus shall be guaranteed the right to receive, store, and disseminate complete, reliable, and timely information on the activities of state bodies and public associations, on political, economic, and international life, and on the state of the environment. State bodies, public associations, and officials must provide to citizens of the Republic of Belarus an opportunity to familiarize themselves with materials that affect their rights and legitimate interests.	**Article 46** Everyone shall be entitled to a favorable environment and to compensation for loss or damage c7.8v 7.7 Tm(environM1 1 T6liarize themselves with)TjETEMCs/A

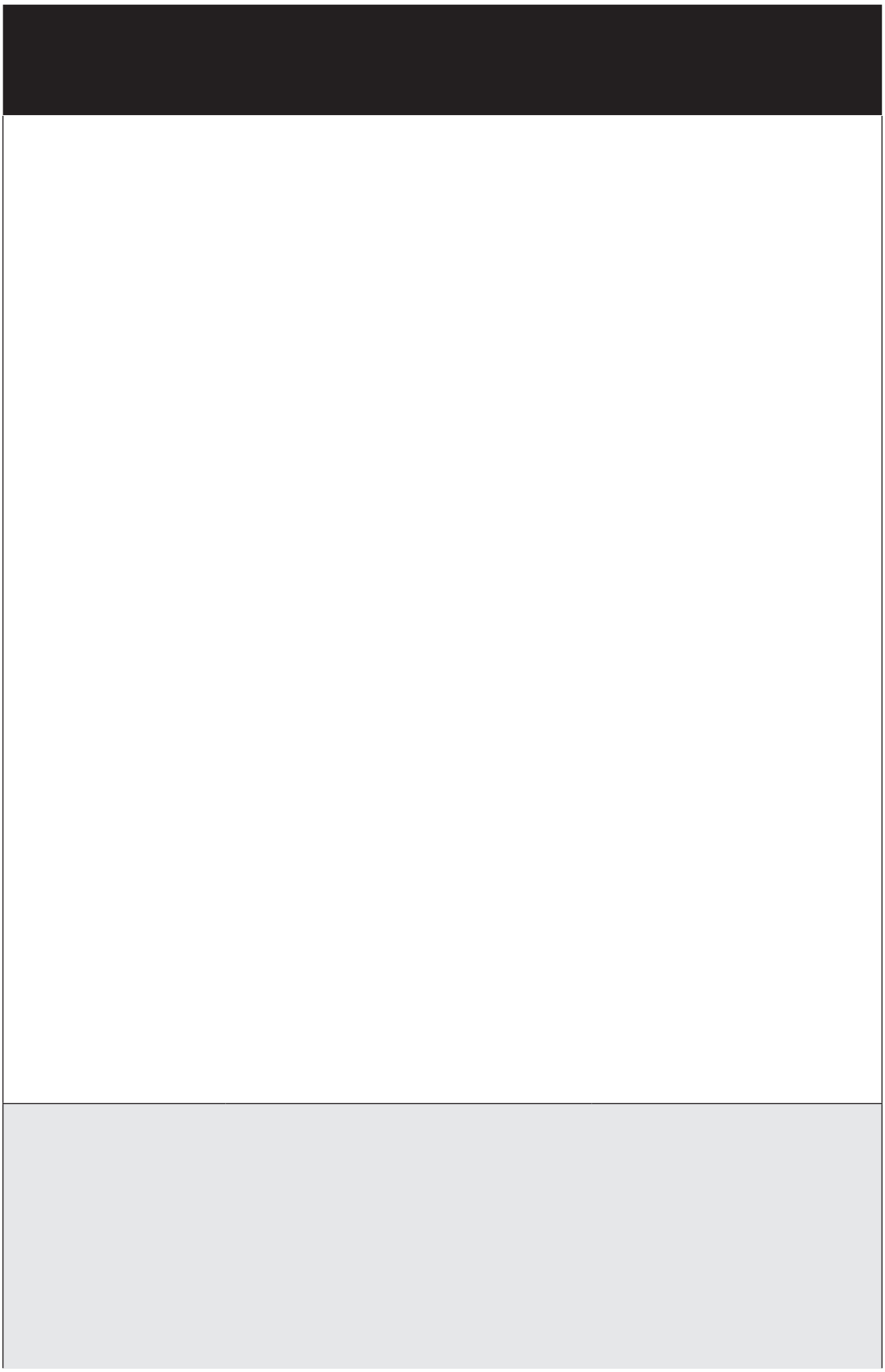

Table 2:

Country	Laws on I		

5. La S a O c a S c c R b c A a 3 D c. 1996.
6. La R b c A baj a I a , I a a a P c I a N.460-IQ 3 A 1998. S a D c P R b c A baj a N. 729 9 J 1998 I a La R b c A baj a I a , I a a a P c I a .
7. La R b c A baj a F I a N.505-IQ 19 J 1998 a a 1 F b. 2000.
8. La R b c A baj a R Oh a I a 30 S . 2005.
9. La R b c A baj a S a S c c N.196-1 15 N . 1996. S a D c P R b c A baj a 17 Ja . 17 1997 I a La R b c A baj a S a S c .
10. La R b c A baj a S a S c c 7 S . 2004.
11. La R b c A baj a Oh a E a I a 12 Ma c 2002, a a 25 Ma c 2003.
12. La R b c B a I a a 6 S . 1995 N.3850-XII, *Vedomosti Verkhovnogo Soveta Respubliki Belarus*, 1995, N.33, S .428 (R a).
13. I S 2004, C c M B a b a C a b R a .
14. La R b c B a S a S c 29 N . 1994 N.3410-XII, *Vedomosti Verkhovnogo Soveta Respubliki Belarus*, 1995, N.3, S .5 (R a). S a 1999 P a D c L R c T a A S a S c R b c B a .
15. La R b c B a A La R b c B a S a S c 4 Ja . 2003, N.172-3, *Natsionalnyi Reestr Pravovykh Aktov Respubliki Belarus*. 2003. N. 8. 2/921 (R a).
16. T G a A C G

Table 3: A [illegible] A C [illegible]

Country and MoE's website address*	Are there names and contacts of officials to request information?	Does the website provide "state of the environment" report(s)**?	Does it have an inventory of environmental information (who holds what information and address)?	Any training materials on the Aarhus Convention for officials?	Environmental information center or Aarhus center within the MoE and its websites?	What other environmental information does the MoE website provide?
Armenia Ministry of Nature Protection of the Environment http://www.mnpiac.am (or http://www.mnp.am)	Neither the MoE, nor the Public Environmental Center websites provide any contact information. The MoE website provides an e-mail address for sending remarks.	Yes, the MoE provides links to the 2002 and 2000 reports.	No. But such a directory was prepared and published in 2002. The MoE Aarhus center website has a "Directory of Governmental Agencies Providing Environmental Data" under construction.	Not placed at the website.	On May 24, 2002, the Public Environmental Information (Aarhus) Center was opened. It has its own website, currently at: http://www.armaarhus.am.	It provides information on projects and programs funded by international agencies. It includes news, weather, monitoring information and information on multilateral environmental agreements that Armenia is a party to (including aarhus Convention). In addition, the Environmental Information Center's website

Country and MoE's website address*	Are there names and contacts of officials to request information?	Does the website provide "state of the environment" report(s)**?	Does it have an inventory of environmental information (who holds what information and address)?	Any training materials on the Aarhus Convention for officials?	Environmental information center or Aarhus center within the MoE	

Country and MoE's website address*	Are there names and contacts of officials to request information?	Does the website provide "state of the environment" report(s)**?	Does it have an inventory of environmental information (who holds what information and address)?	Any training materials on the Aarhus Convention for officials?	Environmental information center or Aarhus	

1. T c 12 -S c
I c S Ba c a ,
c a a b E a U a
a C . Occa a c
a a c a a
a a a S . E a a a
a C c ,
L a a a La a a . T
c c a C Ja a a
J 2002, c .

2. *International Covenant on Economic, Social, and Cultural Rights,* a *International Covenant on Civil and Political Rights*, G.A. . 2200A (XXI), 21 U.N.GAOR S . ((c, S c a -E 1 T 0.013 Tc 8.5 0 0 8./MCID 5248 8-40(9) S S.OR S.OR 6a .AEMC /R6( )-R3D%Y5RUM

1993 94). I U a 1996, Ec P a -K a Ec a -K a b *Ecological Legislation of Ukraine* [U a a]. S a *Ecological Legislation of the Republic of Moldova* [R a] (K : Ca , 1997).

67. F a a , 1994 - c a a a a a c b a c a aca c a NGO c R a F a b U S a a U.S. A c I a a a D a I E c E a La , – c c b E a La I Aca E ca . S *ELI Seminar Materials.* ELI, AED, USAID, Oc . 31 N . 11, 1994: Wa , D.C. P a D S3/T1_2 1 T 8.5 0 0 8.5 72 623.4805 T [(U)1(a D 573T)-4(8P)15(0( )-3( )-6( )-1ZE)-20( )-17( )29()-6( )-30(a)-44(

89. A c 2.2.
90. A c 2.4.
91. A c 3.9.
92. A c 4.
93. A c 5.
94. A c 6 8.
95. A c 6.6. T C
b c c c , – a b c a c
b a c b , a a
c a – (A c 2.5). H ,
C a NGO
a a c a
a a b a a
96. A c 9.
97. A c 3.1.
98. A c 4.4.
99. I a
a c ac , La A ca,
a a
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a . S *Access to Information in the Americas*
(Wa , D.C: I -A ca D a):
13. A ab a :// a . / /
P b ca F /Acc %20R .
100. S , ., S Ca ca : A a I a
Public Participation in Environmental Decision Making in the Countries of South Caucasus: Guide [R a]
(Tb , G a: R a E a C
Ca ca , 2001); B a : S. A. Ba a , E. V.
Laa. T2( )5(.)6( )-9(.)-21( )-32(/)(a)-14(a)-44 /S a a C .40 /La (-ES)BDC BT27( )( )-41( )4(, . ( )-T)-18946 42a a

</:// . a.b / b c_ /P b c_
R c .

123. S *Implementation Report by Azerbaijan*. ECE/MP.PP/2005/18/A . 2. A a ab a :// . c . / / %20 a .

124. A , K a a a a a b a a a a C , b a