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CONVENTION ON THE CONSERVATION OF EUROPEAN WILDLIFE
AND NATURAL HABITATS

Standing Committee

41st meeting
Strasbourg, 29 November – 3 December 2021

Complaint on stand-by: 2018/01

**Presumed threat to Emerald site “Polonina
Borzhava” (UA0000263) from wind energy
development
(Ukraine)**

- REPORT BY THE GOVERNMENT -

*Document prepared by
the Ministry of Environmental Protection and Natural Resources of Ukraine*

- September 2021 -



МІНІСТЕРСТВО ЗАХИСТУ
ДОВКІЛЛЯ ТА ПРИРОДНИХ
РЕСУРСІВ УКРАЇНИ

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№ _____ від _____ 20__ р.

Dear Mrs. Ursula STICKER,

Ministry of Environmental Protection and Natural Resources of Ukraine (hereinafter – the Ministry) presents its compliments to the Secretariat of the Bern Convention and in response to the letter dated on April, 30, 2021 with regard to complaint on stand-by No. 2018/01: Presumed threat to Emerald site «Polonina Borzhava» (UA0000263) from wind energy development (Ukraine) has the honour to inform of the following.

During the reporting period (May 2021 – September 2021) no changes have been made on complaint 2018/01: Presumed threat to Emerald site «Polonina Borzhava» (UA0000263) from wind energy development (Ukraine).

The Ministry avails itself of this opportunity to renew to the Secretariat of the Bern Convention the assurances of its highest consideration.

**Secretariat of the Bern Convention
Directorate of Democratic Participation
Council of Europe
F-67075 Strasbourg Cedex FRANCE**

Yours sincerely,

Roman SHAKHMATENKO
Deputy Minister

- April 2021 -



МІНІСТЕРСТВО ЗАХИСТУ
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№ _____ від _____ 20__ р.

Dear Mrs STICKER,

Ministry of Environmental Protection and Natural Resources of Ukraine (hereinafter –the Ministry) presents its compliments to the Secretariat of the Bern Convention and inresponse to the letter of December 11, 2020 as to the complaint 2018/01:Presumed threat to Emerald site «Polonina Borzhava» (UA0000263) from windenergy development (Ukraine), has the honour to inform the following.

During the reporting period (December 2020 – March 2021) no changes have been made on complaints 2018/01: Presumed threat to Emerald site «Polonina Borzhava» (UA0000263) from wind energy development (Ukraine); 2018/5: Other complaint: Alleged threats to the Emerald Network sites Skhidnyi Svydovets, Marmaroski ta Chyvchyno-Hryniavski Hory and Carpathian biosphere Reserve; 2019/2: Other complaint: Presumed threat to Emerald site Zatoky (UA0000214) from windfarm developments; 2019/1: Other complaint: Possible negative effects of hydrocarbons extraction in four Emerald sites in Donetsk-Kharkiv region.

For proper management and protection of the Emerald Network the Draft Law «On the Emerald Network» was registered in the Verkhovna Rada of Ukraine (Ukrainian Parliament) on December 4, 2020 at № 4461. The Draft Law was authored by 59 members from all parliamentary fractions and groups. This Draft Law has been developed for over three years with the participation of the broad public, experts and scientists.

Mrs Ursula STICKER,
Secretary of the Bern Convention

Directorate of Democratic Participation
Council of Europe
F-67075 Strasbourg Cedex
FRANCE

On March 3, 2021 the Draft Law received a positive feedback from the Verkhovna Rada Committee on Ukraine's Integration into the European Union. This week it is to be considered by the Verkhovna Rada Committee on Environmental Policy and Nature Management.

The Draft Law «On the Emerald Network» provides for:

changed approach to the management of protected areas from «protection of the territory» to «conservation of natural habitats and natural fauna and flora» through the planning and implementing measures as necessary to maintain or restore natural habitats and populations of natural flora and fauna in favorable conservation status;

functioning of the National Register of the Emerald Network sites and the system of monitoring of the status of conservation of natural habitats and species of natural fauna and flora;

development of management plans for the Emerald Network, which include measures to preserve each priority species of flora and fauna and natural habitats;

establishing of the mechanism of impact assessment on the Emerald Network sites;

creation of a central executive body that ensures the implementation of state policy in the field of Protected Areas, Ecological and Emerald Networks, conservation of biodiversity.

More about the Draft Law: http://w1.c1.rada.gov.ua/pls/zweb2/webproc4_1?pf3511=70592

The reports about complaints 2020/01-Other complaint: Recognising Horbachykha as a protected area to save it from residential developments (Ukraine); 2020/02- Other complaint: Logging threats to the Black Tysa River in Emerald Network site «Marmaroski ta Chyvchyno-Hryniavski Hory» (UA0000117) (Ukraine); 2020/03: Other complaint: Presumed threat to Emerald Network site «Bugzkyi Gard National Nature Park» (UA0000040) will be send with next letters.

The Ministry avails itself of this opportunity to renew the assurances of its highest consideration.

Annex: previous reports on 23 pages.

Yours sincerely,

Iryna STAVCHUK
Deputy Minister
for European Integration