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## NOTE

From:	General Secretariat of the Council
To:	Delegations
No. prev. doc.:	10689/23 + ADD 1 + ADD 2 + ADD 3; 12544/23 + ADD 1; 12850/23
Subject:	Asociația pentru Energie Curată și Combaterea Schimbărilor Climatice ("AECCSC") Request for internal review under Title IV of the Aarhus Regulation - Draft reply to the request for internal review under Article 10 of Regulation (EC) 1367/2006 on the application of the provisions of the Aarhus Convention of the outcome of the Justice and Home affairs Council meeting of 8 and 9 December and notably the alleged non-adoption of the draft Council decision on the full application of the provisions of the Schengen acquis in the Republic of Bulgaria and Romania.

On page 1, in the subject of the document, instead of:

“Asociația pentru Energie Curată și Combaterea Schimbărilor Climatice ("ACUE")

it should read:

“Asociația pentru Energie Curată și Combaterea Schimbărilor Climatice ("AECCSC ")

On page 4, instead of:

"The non-adoption of the draft decision on the full application of the Schengen acquis to Bulgaria and Romania at the JHA Council of 8-9 December 2022 cannot be qualified as an ‘administrative act’ or an ‘administrative omission’ within the meaning of Article 2 paragraph 1, letter g) of Regulation (EC) 1367/2006"

it should read:

"The non-adoption of the draft decision on the full application of the Schengen acquis to Bulgaria and Romania at the JHA Council of 8-9 December 2022 cannot be qualified as an 'administrative act' or an 'administrative omission' within the meaning of Article 2 (1)(g) and (h) of Regulation (EC) 1367/2006."

On page 7, instead of:

"According to Article 2 paragraph 1 g) of Regulation (EC) 1367/2006, an 'administrative omission' means "any failure of a Union institution or body to adopt a non-legislative act which has legal and external effects, where such failure may contravene environmental law within the meaning of point (f) of Article 2(1)".

it should read:

"According to Article 2(1)(h) of Regulation (EC) 1367/2006, an 'administrative omission' means "any failure of a Union institution or body to adopt a non-legislative act which has legal and external effects, where such failure may contravene environmental law within the meaning of point (f) of Article 2(1)".

On page 17, last column, instead of:

"p. 11, footnote 10"

it should read;

"p. 14, footnote 10".