



# ECOLOGY

INDUSTRY AND LEGAL UPDATE

KALIKOVA & ASSOCIATES

*Information for effective business solutions*

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## Industry Updates

### **Seminar “Global Ecological Fund in resolving ecological problems of Kyrgyzstan” was conducted in Kyrgyzstan**

On April 2, 2011 seminar on “Global Ecological Fund in resolving ecological problems in Kyrgyzstan” was conducted with the support of the State Agency on Environment Protection and Forestry under the Government of the Kyrgyz Republic and UNDP in Kyrgyzstan. In this seminar 11 projects of Global Ecological Fund (“GEF”) implemented in the republic were presented.

It has to be noted that starting from 2000 with the support of GEF in Kyrgyzstan a range of projects directed to resolving ecological problems of republic were implemented. Executive agencies such as United Nations Development Program, United Nations Environment Program, World Bank, Asian Development Bank, FAO, United Nations Industrial Development Bank, etc. participate in implementation of projects of GEF.

Total amount of aid of GEF for our republic is approximately 10 million US Dollars, including 1,5 million US Dollars for biological variety, approximately 4,5 million US Dollars for prevention the degradation of lands, more than 2,3 million US Dollars for performance of obligations on climate change issues, and approximately 1,5 million UD Dollars for resolving issues related to stable organic pollution.

GEF acts as a financial mechanism of the UN Conventions, where the Kyrgyz Republic is participant: UN Convention on biological variety, UN Framework Convention on climate change, UN Vienna Convention on protection of ozone layer and provides assistance to countries in implementation of these conventions.

### **Enlarged meeting of Public Supervisory Council under the State Agency on Environment Protection and Forestry under the Government of the Kyrgyz Republic was held in Issyk-Kul oblast**

## Legal Updates

### **State Agency on Environment Protection and Forestry under the Government of the Kyrgyz Republic developed a draft of the decree of the Kyrgyz Republic Government “On formation of State natural national part “Khan-Tenir”**

National natural park “Khan-Tenir” is a new name of the state natural park “Sary-Djaz” created earlier. The purpose of “Khan-Tenir” national natural park’s creation is the preservation in natural state of unique highland ecosystems of Central and Inner Tien-Shan – habitats of rare and endemic species, and first of all, rare and endangered species of wild flora and fauna.

The park is directed to provide with natural reproduction and restoration of main objects of preservation – argali (wild sheep), Tien-Shan brown bear, snow leopard, manul, stone marten, and also golden eagle, bearded vulture, griffon (Kumai), Eurasian griffon, black griffon, and other animals, recorded in Red data book (2007).

Near the Park there are unique high-altitude peaks such as Khan-Tengri – 6995 m, Pobeda – 7439 m, Nansen, M.Gorkiy, high-mountain Lake Merzbaher, and mountain springs.

### **State Agency on Environment Protection and Forestry under the Government of the Kyrgyz Republic developed a draft of the decree of the Kyrgyz Republic Government “On Administrative body CITES of the Kyrgyz Republic”**

This draft of the decree was developed in accordance with the Law of the Kyrgyz Republic “On joining of the Kyrgyz Republic to the Convention on international trade of endangered species of wild fauna and flora (CITES), signed on March 3, 1973 in Washington,

Enlarged field meeting of Public Supervisory Council ("PSC") under the State Agency on Environment Protection and Forestry was held on April 27, 2011 in Bulan-Sogottu village (Issyk-Kul oblast) with the support of Ecological program of UNDP.

PSC under the State Agency was created in order to improve coordination of public administration bodies with civil society.

On meeting there was presented activity of range of international projects implemented on the territory of Issyk-Kul oblast, such as: GEF/ UNDP project on preservation of piscifauna of Issyk-Kul Lake, UNDP project "Restoration of glade of Kyrgyzstan" in Kok-Moinok, "Model implementation of creation of ecological system in Central Tien-Shan", JICA project on assistance of joint administration of forest resources in the Kyrgyz Republic, ADB project on firm development of Issyk-Kul, etc.

Participant of the meeting introduced draft of the Law of the Kyrgyz Republic "On special protected natural territories", approved by Decree of the government of the Kyrgyz Republic dated October 19, 2009 No.654. Development of the draft of National strategy and plan on preservation of biological variety of the Kyrgyz Republic is carried out together with experts of UNDP.

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### **Interagency workgroup on development of mechanism of exchange of external debt of the Kyrgyz Republic for conducting measures on environment protection is created**

On April 4, 2011 premier-minister of the Kyrgyz Republic A.Atambaev signed an order of the government of the Kyrgyz Republic "On creation of interagency workgroup on development of mechanism of exchange of external debt of the Kyrgyz Republic".

On the basis of President's R.I.Otunbaeva participation in 65<sup>th</sup> meeting of the UN General Assembly, Order of the Government of the Kyrgyz Republic "On creation of interagency workgroup on development of mechanism of exchange of external debt of the Kyrgyz Republic for conducting measures on environment protection" is prepared.

Interagency workgroup will study the practice, used by developing countries, implementation of financial mechanism of debt forgiveness by states-creditors for exchange of obligations to direct free means to social economical programs, including programs on environment protection.

Suggestions on development of the mechanism of exchange of external debt of the Kyrgyz Republic for conducting arrangements on environment protection, prepared by interagency workgroup, will be introduced for consideration by the Government of the Kyrgyz Republic within three months.

DC".

According to the draft of the decree the State Agency on Environment Protection and Forestry under the Government of the Kyrgyz Republic shall determine responsible persons on ensuring the performance of obligations by the Kyrgyz Republic under the Convention on international trade of endangered species of wild fauna and flora (CITES) (hereinafter – "CITES") in compliance with the provisions of CITES, resolutions of Parties' Conferences, notifications of the Secretariat of CITES and appropriate normative legal acts of the Kyrgyz Republic.

CITES provides for mandatory passing special procedures during relocation through customs borders of countries – participants of CITES (more than 170 states) any sample of animal or plant or batch of samples, species listed in CITES and for receipt of special permission and its allocation to customs bodies while importing and exporting.

Main obligation of the Administrative body CITES is an execution of permissions on export and import of animals and plants, their parts and derivatives, covered by CITES, and control of use of these permissions.

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### **The Law of the Kyrgyz Republic "On special protected natural territories" as of May 3, 2011 No.18 is adopted**

Present law is adopted by initiative of the Government of the Kyrgyz Republic in order to strengthen the protection of special protected natural territories of the Kyrgyz Republic.

According to the law biospheric territories and/or reserves and transboundary special protected natural territories are added to earlier existing types of special protected natural territories (reserved area, natural parks, wildlife preserve, relics of nature, botanic garden, dendrologic and zoological parks). This classification complies with international standards and classifications adopted by International union of nature protection.

Moreover, the law introduces such notion as passport of special protected natural territory. It is indicated that in case of change of the purpose, reorganization, expansion of special protected natural territory the passport shall be re-registered.

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### **The Kyrgyz Republic ratified Agreement with Turkey on co-operation in the sphere of environment protection**

Jogorku Kenesh on March 25 in its regular meeting approved the ratification of the Agreement between the Government of the Kyrgyz Republic and the Government of Turkey on co-operation in the sphere of environment protection, signed on May 27, 2009 in Bishkek.

Agreement between the Government of the Kyrgyz Republic and the Government of Turkey on co-

## Kyrgyzstan is on 79<sup>th</sup> place in world ecology rating

In the rating on ecological index Environmental Performance Index prepared by scholars from Yale and Columbia Universities of the USA Kyrgyzstan took 79<sup>th</sup> place, outrunning all neighbors in Central Asia. Information Agency „News – Kazakhstan“ informs about this.

As indicated, Kyrgyzstan got 59,7 points. Among states of CIS Belarus is leading, that got 65, 4 points and occupied 53<sup>rd</sup> place. Georgia is placed on 59<sup>th</sup> position (63,6 points), Russia on 69<sup>th</sup> place (61,2 points), Armenia on 76<sup>th</sup> place (60,4 points). Azerbaijan is on 84<sup>th</sup> place (59,1 points), Ukraine on 87<sup>th</sup> place (58,2 points). Kazakhstan got 57,3 points and took up 92<sup>nd</sup> place. Tajikistan is on 111<sup>th</sup> place (51,3 points), Uzbekistan is on 144<sup>th</sup> place (42,3 points), and Turkmenistan is on 157<sup>th</sup> place (38,4 points).

Ecological rating is lead by Island, Switzerland, Costa-Rica, and Sweden, and closed by Mauritania, Central African Republic and Sierra Leone.

In total there are 163 states in the rating. Index is based on 25 criteria, which take into account the level of pollution of air and water, situation of agriculture, fish and forest resources, biological variety.

operation in the sphere of environment protection was signed during the official visit of the President of Turkey A.Tul to the Kyrgyz Republic (May 26-27, 2009).

Within the framework of this Agreement there is an opportunity to conduct bilateral co-operation in such important directions of activities in the sphere of environment protection as control of contamination of air, problems of climate change, management of the quality of water resources, management of domestic and factory waste, preservation of biological variety and forests, use of renewable energy sources, and development of pure technologies.

It is important to note that Turkey is one of the most prospective creditors on realization of mechanism “Exchange of debts for protection of environment.



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