



# ECOLOGY

## INDUSTRY AND LEGAL UPDATE

KALIKOVA & ASSOCIATES

*Information for effective business solutions*

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### Industry Updates

#### **President of the Kyrgyz Republic Roza Otunbaeva requested to write off the external debt of Kyrgyzstan in exchange of protection of the environment**

During her speech at the UN Millennium Development Goals Summit held on September 22, 2010 in New York, President R. Otunbaeva said about the Initiative of writing off external debt in exchange of protection of the environment.

The problem of repayment of the external debt is very acute in the republic, and annually a significant amount of its budget is spent to repay the debt. To date, the external debt of Kyrgyzstan is 2.6 billion US dollars and may reach 66% of the GDP by the end of the year. During her speech at the plenary session of the MDG Summit, president Otunbaeva said that "within the framework of a global partnership for land-locked countries experiencing various natural disasters, is very popular an assistance to write off the debt in exchange for environmental protection".

Over more than 20 years, the countries of the world have been successfully applying this financial mechanism to write off part of debts owed by poor developing countries in exchange for their commitments to spend the funds for social economic development programs including the environmental protection. This mechanism has been used by 45 states, including Eastern Europe countries such as Poland and Bulgaria. For example, Poland has managed to get 50% of its external debt written off.

#### **Kyrgyzstan is preparing the National Report on the Aarhus Convention**

The working group of the State Agency for Environment Protection and Forestry under the Government of the Kyrgyz Republic is preparing the National Report on the implementation of the Aarhus Convention on Access to Information, Public Participation in Decision-making and Access to

### Legal Updates

#### **Draft resolution of the Government of the Kyrgyz Republic «On approval of normative legal acts of the Kyrgyz Republic on the protection of atmospheric air»**

The State Agency for Environmental Protection and Forestry under the Government of the Kyrgyz Republic has developed the draft resolution of the Government of the Kyrgyz Republic «On approval of normative legal acts in the area of protection of atmospheric air».

In particular, there are developed the drafts of the following normative legal acts:

- Instruction on exercising state control over stationary sources of pollution of atmospheric air;
- Instruction on exercising state control over protection of atmospheric air from discharges of pollutants by motor transport vehicles;
- Rules of protecting atmospheric air;
- Policies on development and execution of standards of maximum allowed discharges into atmosphere.

These drafts are developed to optimize the regulatory framework, to regulate public relations and remove gaps in the legislation, earlier regulated by the acts of the authorized public agencies for environment protection.

#### **State Agency for Environmental Protection and Forestry under the Government of the Kyrgyz Republic has drafted the National Action Plan for forestry development in 2011-2015**

The draft of the new National Action Plan for forestry development in 2011-2015 was developed for the purposes of increasing the area of forests and preservation of forest ecosystems. On the basis of the National Action Plan for forestry development in 2006 – 2010, the State Agency for Environmental

Justice in Environmental Matters.

The Aarhus Convention is an international agreement intended to regulate access to information, the right to participate in decision procedures, and access to courts.

Therefore, each Participating Party assumes responsibility to the world community to guarantee every person the right to be informed, to be involved in decision-making and to have access to justice in environmental matters.

The national reports on the implementation of the Aarhus Convention, in one of the official languages of the UN), are prepared every three months and must be submitted to the Secretariat 180 days prior to the meeting of the parties. Thus, the deadline for submitting reports for the reporting period is December 8, 2010.

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### **The international seminar on preservation and management of walnut forests in Tien Shan was held in Bishkek**

The said international seminar was attended by the director of the State Agency for Environmental Protection and Forestry under the Government of the Kyrgyz Republic Toktonaliev B., directors of forestry entities, reservations and national parks, representatives of universities, the National academy of science of the Kyrgyz Republic, non-governmental organizations, international organizations etc.

The main purposes of the seminar were: to share experience and information on building capacity in the management of Kyrgyz walnut forests in Tien Shan region. In Tien Shan region of Kyrgyzstan, there grow broad-leaved forests where walnuts prevail. These forests are a genetic repository with the unique variety of wild fruits, such as walnuts, apples, pears, cherry, plums, apricots, pistachio, and almonds. However, in the region over the last 50 years, the area of walnut forests has reduced by 50% and at present they occupy less than 5% of the initial area. The condition of forests is getting worse primarily due to the unstable land use practice. More than 40 endemic species, including wild fruit trees, are under threat of disappearance (Red Book of woody plants of Central Asia, 2009).

For the purpose of preservation and reproduction of the unique natural heritage, walnut forests, the State Agency for Environmental Protection and Forestry under the Government of the Kyrgyz Republic is working to create the Dashman state reservation.

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Protection and Forestry under the Government of the Kyrgyz Republic for 4 years has been actively working to increase the area covered by forests, to develop nursery forests farm, to increase the assortment of the grown planting material, to create additional nursery forests in all forestry farms of the Kyrgyz Republic.

The draft of the National Action Plan for forestry development in 2011-2015 was discussed at the Cholpon Ata conference which was attended by the representatives of the State Agency for Environmental Protection and Forestry and Issykul territorial department of environmental protection and development of forestry ecosystems, the main forestry enterprises, and of the National natural park «Karakol» of the Issykul region.

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### **Draft of the technical policy on safe use of pesticides**

The draft of the technical policy on safe use of pesticides is developed in accordance with the annual Action Plan of the Ozone center in the framework of legislative improvement and performance of the obligations of the Kyrgyz Republic under the Montreal Protocol on Substances that Deplete the Ozone Layer.

The technical policy on safe use of pesticides was drafted in accordance with the laws of the Kyrgyz Republic «On chemization and protection of plants», «On sanitary and epidemiology wellbeing of the population», «On the principles of technical regulation in the Kyrgyz Republic», «General technical policy on securing ecological safety in the Kyrgyz Republic», in performance of obligations under international agreements ratified by the Kyrgyz Republic.

The trade and import of pesticides are regulated by a number of international agreements, to which the Kyrgyz Republic is a party, in particular, the Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade, the Stockholm Convention on Persistent Organic Pollutants, the Montreal Protocol on Substances that Deplete the Ozone Layer, the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal.

The technical policy sets forth the requirements aimed to ensure maximum safety of pesticides for humans and their environment.

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71 Erkindik Boulevard,  
Bishkek, 720040  
Kyrgyz Republic

Tel.: +996 (312) 666060  
Fax: +996 (312) 662788  
Web: [www.k-a.kg](http://www.k-a.kg)  
Email: [lawyer@k-a.kg](mailto:lawyer@k-a.kg)

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