

BOSNIA AND HERZEGOVINA
CORRIDOR Vc MOTORWAY

PUBLIC CONSULTATION AND DISCLOSURE PLAN

**Updated Version,
April 2008**

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1. INTRODUCTION

This Document comprises **Updated version of the Public Consultation and Disclosure Plan** of the Environmental Impact Assessment process for the Corridor Vc Motorway Project (motorway's sections located in the territory of the Federation of Bosnia and Herzegovina) **which was originally prepared and implemented in the period April 2005 – June 2007.**

The Document identifies stakeholders having a certain role in the project, or those that project may have negative impacts on, as well as those interested in the project itself. It also presents the schedule of publication of information, public consultation contents, and a manner of solving comments and dilemmas through a dialogue.

2. PROJECT DESCRIPTION

The Motorway on the Corridor Vc is a part of the Trans-European ground corridors network. In its final points, it connects the central part of the Adriatic Sea coast (the Croatian Port of Ploce) and Budapest in Hungary. As far as Bosnia and Herzegovina (BiH) is concerned, the Corridor Vc route, in its length of 330 km, runs in the North-South direction, i.e. middle part of the country having the most favourable conditions – the valleys of the Bosna and Neretva rivers.

The Council of Ministers of Bosnia and Herzegovina has decided to construct a part of the Pan-European Motorway on the Corridor Vc passing through BiH. Construction costs assessment of this route reached the amount of approximately €5 billion.

The purpose of the Project is to enable improvement of connectivity of Bosnia and Herzegovina with its neighbouring countries and the region itself, enabling, at the same time, stabilization and incentive of development of the country as a whole.

Pursuant to the decree of the Council of Ministers, the Ministry of Communications and Transport of BiH (hereinafter “the Ministry”) published an international tender for „Development of the Study: Planning Documentation for the Corridor Vc Motorway“.

Integral part of this study-planning documentation is also an assessment of the construction of the Corridor Vc Motorway's environmental impacts which is carried out separately for the four sections:

- LOT 1: Svilaj (Northern Border with Croatia) - Doboj South (Karuše),
- LOT 2: Doboj South (Karuše) - Sarajevo South (Tarcin),
- LOT 3: Sarajevo South (Tarcin) - Mostar North,
- LOT 4: Mostar North - Southern Border with Croatia.

In accordance to the Law on Environment (Official Gazette of the Federation of BiH, No. 33/03), the Environmental Impact Assessment was developed in two phases:

- Scoping Study,
- Environmental Impact Assessment Study.

3. PROJECT GOAL

The main goal of the construction of the Motorway on the Corridor Vc is inclusion of BiH into the main traffic flows as well as in global European economy system. It is expected that the Motorway will be the prime-mover of economy activities in the country.

The Motorway construction will enable rational connectivity of BiH area with its neighbouring countries and regions, aiming at stabilization and development of the country. Transport conditions improvement will enhance the quality of life, to be manifested through:

- reduction transport length and time in comparison to the current situation,
- reduction of transport costs,
- reduction of harmful environmental impacts generated by heavy traffic on current inadequate road infrastructure,
- traffic safety improvement,
- employment enhancement,
- enhancement of the economy competitiveness in the motorway gravitational area,
- new projects development and private investments improvement in regional economy,
- validation of the BiH's geo-traffic position.

4. REGULATIONS FOR PUBLICATION AND PERFORMANCE OF PUBLIC CONSULTATION

Pursuant to the Framework Law on Environment, enforced in July 2003, access to information and participation of the public was legally anticipated and binding, which is in accordance to Directives of the European Community and international conventions.

The articles 36 and 37, as well as 53 to 65 of the aforementioned Framework Law on Environment anticipate participation of the public in decision-making in all cases of defined activities. Participation of the public is mandatory when certain project demands preparation of the environmental impact assessment study. The articles 61 and 62 refer to information on stakeholders and participants, as well as the obligation to hold a public consultation.

In the decision-making process, the documentation is to be submitted to a neighbouring country because of a possible trans-boundary impact of two contact-points of the Corridor Vc Motorway – North and South which refers to Republic of Croatia in this case.

Currently-in-Force Regulations on Environmental Protection

Environmental Impact Assessment was carried out in accordance to the Law on Environment (Official Gazette of the Federation of BiH, No. 33/03), and Rules of Procedure on Facilities and Plants, for which it is obligatory to have an environmental impact assessment, and Facilities and Plants that may be constructed and operated only provided that they have an environmental license (Official Gazette of the Federation of BiH, No. 19/04).

The Law on Environment was harmonized with the following European and international regulations:

- EIA Directive 85/337/EEC, supplemented by the Directive 97/11/EC (Environmental Impact Assessment of basic industries and infrastructure),
- UNECE Convention on Trans-boundary Environmental Impact Assessment (1991, Espoo, Finland),
- UNECE Convention on Access to Information, Public Participation in Making Decision, as well as Access to Legislation on Environmental Issues (1998, Aarhus, Denmark),
- IPPC Directive 96/61/EC (IPPC – Integrated Prevention and Pollution Control),
- Seveso II – Directive (Prevention of Disasters of Large Scale).

During preparation of Scoping Study and Environmental Impact Assessment Study of the Corridor Vc Motorway, the following regulations were used:

Official Gazette of Bosnia and Herzegovina International agreements

Type of information	Published in
Decision on Ratification of the Convention on Control of Transboundary Transport of Dangerous Waste and its Disposal	Official Gazette of BiH, No. 31/00
Decision on Ratification of the UN Framework Convention on Climate Change	Official Gazette of BiH, No. 19/00, as of July 20, 2002
Decision on Ratification of the Convention on Biodiversity, Rio de Janeiro, June 5, 1992	Official Gazette of BiH, No. 13, as of December 31, 2002
Decision on Approval of Ratification of the Convention on Protection of Plants	Official Gazette of BiH, No. 10/03, Annex: International Contracts, as of July 21, 2003
Decision on Approval of Ratification of the Framework Agreement on the Sava river water-basin	Official Gazette of BiH, No. 10/03, Annex: International Contracts, as of July 21, 2003
Decision on Ratification of the International Convention on Protection of Plants	Official Gazette of BiH, No. 8/03, June 30, 2003, Annex

Nature, heritage, forests, soil

Type of information	Published in
Decree on National Monuments	Official Gazette of BiH, No. 15/03, as of June 5, 2003
Law on Protection of Health of Plants Decree on Being Declared a National monument	Official Gazette of BiH, No. 23/03, as of August 7, 2003
Law on Forests	Official Gazette of BiH, No. 20/02, as of May 29, 2002
Commission to Preserve National Monuments - Decrees	Official Gazette of BiH, No. 43/03, as of December 29, 2003
Decree on changes of criteria for declaration of a national monument	Official gazette of BiH No. 15/03 dated 5 June 2003

**Official Gazette of the Federation of Bosnia and Herzegovina
Area and Construction:**

Type of information	Published in
Correction in translation of the text of High Representative's Decree No. 143/03, declaring the Law on Constructional Land of the Federation of Bosnia and Herzegovina (Official Gazette of BiH, No. 25/03). Supplemental Rules of Procedure to the Rules of Procedure on working conditions, organisational and other conditions for operating of stations for technical inspection of vehicles	Official Gazette of the FBiH, No. 16/04, as of March 27, 2004
Decree declaring the Law on Constructional Land of the Federation of Bosnia and Herzegovina	Official Gazette of the FBiH, No. 25/03, as of June 12, 2003
Law on Spatial Planning	Official Gazette of the FBiH, No. 52/02, as of October 28, 2002
Law on Construction Works	Official Gazette of the FBiH, No. 55/02, as of November 6, 2002

During designing phase of the project, the whole set of laws that fall within the environmental protection issues, currently valid at the level of the Federation of Bosnia and Herzegovina and previously harmonized with the EU Directives, was complied with: Law on Agricultural Land, Law on Forests, Law on Waters, Law on Protection of Waters, Law on Protection of Nature, Law on Protection of Air, Waste Management.

5. STAKEHOLDERS IDENTIFICATION

This Chapter identifies stakeholders interested in the Environmental Impact Assessment procedure of the Corridor Vc Motorway, meaning parties that the Project may have potential impact on, which are interested or otherwise would like to participate in public consultation process.

The Tables 1-3 display a list of stakeholders: statutory organizations and bodies that represent public functions, local communities, as well as other organisations, agencies and non-governmental organisations interested in the issues.

TABLE 1: LOCAL AUTHORITIES CONTACTS IN THE AFFECTED PROJECT AREA

MUNICIPALITY	ADDRESS AND PHONE NUMBER	CONTACT PERSON
ODŽAK	Centar za kulturu: Ul. Titova bb, 031-761-027	Mrs. Marinka Pranjic, Public Relations
USORA	Sala Općine Usora: 032-893-479	Mr. Anto Cicak, Principal of the Municipality
DOBOJ-JUG (SOUTH)	Sala Općine: Matuzici bb, 032-691-985	Mrs. Melisa Šahbegovic, Head of the Department for Urbanization
TEŠANJ	Sala Općine: Trg A. Izetbegovica 11, 032-650-022	Mr. Elvir Srkalovic, Head of the Department for Urbanization
MAGLAJ	Dom Kulture "Edhem Mulabdic", 032-603-581	Mr. Nedžad Catic, Head of the Department for Urbanization
ŽEPCE	Sala Općine Žepce, 032-880-325	Mrs. Janja Pranjic, Head of the Department for Urbanization
ZENICA	Sala Općine Zenica, Trg BiH 6, 032-401-215	Mr. Selver Keleštura, Secretary of the Municipality
KAKANJ	Javna ustanova za kulturu i sport, 032-553-127	Mr. Rešad Zaimovic, Head of the Department for Spatial Planning
KISELJAK	O.Š. Lepenica, 030-871-708	Mr. Marinko Komšić, Principal of the Municipality
HADŽICI	Sala Općine Hadžici, 033-421-011	Mr. Hajrija Ljubovic, Secretary of the Municipality
KONJIC	Sala Općine Konjic, 036-726-118	Mr. Mirza Kevric, Department for Urbanization
JABLANICA	Zgrada Općine Jablanica, 036-752-651	Mr. Safet Kovacevic, Head of the Department for Urbanization
MOSTAR	Centar za obuku: Onešćukova 24, 036-555-300	Mr. Mirso Šaric, Head of the Department for Construction and Environment Protection
CITLUK	Sala KIC: Trg žrtava domovinskog rata, 036-642-445	Mr. Marin Barbaric, Manager for Investments
CAPLJINA	Sala Općine Capljina, 036-805-060	Mrs. Irena Bakalar, Urbanism and Construction
STOLAC	Sala "San Pjero": Banovinska bb, 036-853-103	Mr. Danijel Babic Head of the Cabinet of the Principal of the Municipality
NEUM	Galerija hotela "Neum", 036-880-214	Mr. Đuro Obradovic, Principal of the Municipality
LJUBUŠKI	Sala Općine Ljubuški, 039-831-575	Mr. Milan Petkovic, Assistant Head of the Department for Urbanization

TABLE 2: FEDERAL AND/OR CANTONAL BODIES, PUBLIC ENTERPRISES

GOVERNMENTAL BODY / ORGANIZATION	ADDRESS
Ministry of Agriculture, Water-Supply and Forestry of F BiH	Titova 15, 71000 Sarajevo
Ministry of Agriculture, Water-Supply and Forestry of F BiH - Water-Supply Department	Titova 15, 71000 Sarajevo
Ministry of Agriculture, Water-Supply and Forestry of F BiH - Agricultural Department	Titova 15, 71000 Sarajevo
Ministry of Transport and Communications of F BiH	Brace Fejica bb, 88000 Mostar , Alipašina 41, 71000 Sarajevo
Ministry of Transport and Communications of F BiH - Mostar	Trg Ivana Krndelja bb, 88000 Mostar
Federal Motorway Directorate	Brace Fejica bb, 88000 Mostar and Terezije 54, 71000 Sarajevo.
Institute for BiH Monuments Protection	Alekse Šantica 8/2, 71000 Sarajevo
Institute for Federation BiH Monuments Protection	
Posavina Canton – Ministry of Industry, Energy and Spatial Planning	3. Ulica 20, 76270 Orašje
Posavina Canton – Ministry of Agriculture, Water-Supply and Forestry	Jug 1 bb, Zgrada Vlade, 76270 Orašje
Posavina Canton – Ministry of Transport and Communications	Jug 1 bb, Zgrada Vlade, 76270 Orašje
Zenica – Dobož Canton - Ministry of Spatial Planning, Transport and Communications and Protection of Environment	Kucukovici 2, 72000 Zenica
Zenica – Dobož Canton - Ministry of Spatial Planning, Transport and Communications and Protection of Environment - Department for Spatial Planning	Kucukovici 2, 72000 Zenica
Zenica – Dobož Canton - Ministry of Spatial Planning, Transport and Communications and Protection of Environment, Department for Environment	Kucukovici 2, 72000 Zenica
Zenica – Dobož Canton - Ministry of Spatial Planning, Transport and Communications and Protection of Environment, Department for Transport and Communications	Kucukovici 2, 72000 Zenica
Zenica – Dobož Canton – Ministry of Agriculture, Water-Supply and Forestry	Kucukovici 2, 72000 Zenica
Zenica – Dobož Canton – Ministry of Agriculture, Water-Supply and Forestry, Department for Agriculture	Kucukovici 2, 72000 Zenica

Zenica – Doboј Canton – Ministry of Agriculture, Water-Supply and Forestry, Department for Forestry	Kucukovici 2, 72000 Zenica
Central-Bosnia Canton – Ministry of Spatial Planning, Reconstruction and Return, Department for Spatial Planning	Bosanska bb, Travnik
Central-Bosnia Canton – Ministry of Spatial Planning, Reconstruction and Return, Department for Environment	Bosanska bb, 72270 Travnik
Central-Bosnia Canton – Ministry of Agriculture, Forestry and Water-Supply, Department for Forestry	72270 Travnik
Central-Bosnia Canton – Ministry of Transport and Communications	Stanicna 43, 72270 Travnik
Sarajevo Canton – Ministry of Spatial Planning	Reisa Džemaludina Cauševica 1, 71000 Sarajevo
Sarajevo Canton – Ministry of Spatial Planning, Department for Forestry	Reisa Džemaludina Cauševica 1, 71000 Sarajevo
Sarajevo Canton – Ministry of Economy, Department for Agriculture	Reisa Džemaludina Cauševica 1, 71000 Sarajevo
Sarajevo Canton – Ministry of Transport and Communications	Reisa Džemaludina Cauševica 1, 71000 Sarajevo
Herzegovina – Neretva Canton - Ministry of Construction, Spatial Planning and Protection of Environment	Stjepana Radica 3, 88000 Mostar
Herzegovina – Neretva Canton - Ministry of Economy, Enterprise and Agriculture	Stjepana Radica 3, 88000 Mostar
Herzegovina – Neretva Canton – Ministry of Transport and Communications	Stjepana Radica 3, 88000 Mostar
Western Herzegovina Canton – Ministry of Spatial Planning, Resources and Protection of Environment	Stjepana Radica 3, 88220 Široki Brijeg
Western Herzegovina Canton – Ministry of Management	Fra Grge Martica bb, 88240 Posušje
PE Energy-supply HZ Herzeg-Bosnia	Mile Budaka 106A, 88000 Mostar
PE Watershed of the Sava river basin	Grbavicka 4/3, 71000 Sarajevo
Croatian Telecommunications Ltd - Mostar	Kneza Branimira bb, 88000 Mostar
PE BH Forests	Maršala Tita 5, 71000 Sarajevo
PE Railway Company of the Federation of BiH	Cobanija 5, 71000 Sarajevo
PE Electricity BiH – operating area of Sarajevo	
PE BH Telecom	Zmaja od Bosne 88, 71000 Sarajevo
PE Watershed of the Adriatic Sea basin	Dr. Ante Starcevic bb, 88000 Mostar

TABLE 3: NON-GOVERNMENTAL ORGANISATIONS (NGO)

NAME	ADDRESS
Regional Environmental Centre for Central and Eastern Europe, Office for BiH (REC BIH)	Kalemova 34, 71000 Sarajevo
Centre for Environmentally Sustainable Development	Stjepana Tomica 1A, 71000 Sarajevo
Association of Citizens to Stimulate Sustainable Development and Quality of Living	Branilaca Sarajeva 47, 71000 Sarajevo
ECO NETWORK BIH	Cara Lazara 24, 78000 Banja Luka
Hunting Society „Pheasant“	Brodaska bb, 76290 Odžak
Centre for Civil Cooperation and Activities	Omladinska 3/ 14. aprila 8, 76290 Odžak
Eco-movement „The Greens“, Zenica	72000 Zenica
Eco-movement Žepce	72230 Žepce
„Eco-movement of the Greens“, Tešanj Municipality	74260 Tešanj
Association of Citizens Eco-Movement „EKO-Maglaj“	74250 Maglaj
Association of Citizens „Country and eco-tourism“ - Cobe	74250 Maglaj
Association of Citizens, Hunting Organisation „Zmajevac“	
CEPRES Sarajevo	71000 Sarajevo
ECO-TEAM Sarajevo	Kemala Kapetanovica 17, 71000 Sarajevo
Association "Our beautiful country"	Ante Starcevic 43c, 88300 Capljina
Eco-Neretva	Zgrada Muzeja bb, 88420 Jablanica
HEU Buna	Buna bb, 88000 Mostar
Association of Citizens for protection and environment improvement „Oasis“ - Mostar	M.Tita 53, 88000 Mostar
Association for environment protection „The Greens – Neretva“, Konjic	Omladinska 4, 88400 Konjic
Eco-society Kravica Falls	88320 Ljubuški
„Swamp“	Gojka Šuška 36, 88300 Capljina
Ecological Association Earth-Water-Air	Pecara bb, 88220 Široki Brijeg
Ecological Association „Mobios“	Franjevačka 18, 88000 Mostar

6. DISCLOSURE OF INFORMATION, PROCESS AND PARTICIPATION

Publication of Information on the Project

By the Law on Environment (Official Gazette of the Federation of Bosnia and Herzegovina, No. 33/03) and Rules of Procedure on Facilities and Plants (for which the environmental impact assessment is obligatory) and on Facilities and Plants that may be constructed and operating only if they have environmental license (Official Gazette of the Federation of Bosnia and Herzegovina, No. 19/04), it was prescribed as obligatory to perform the procedure on the environmental impact assessment.

The procedure of approval of the Project as well as its scoping was launched by filing a request (Document) by the Ministry of Communications and Transport of Bosnia and Herzegovina to the relevant body – Ministry of Environment and Tourism of the FBiH (hereinafter “Federal Ministry”) – to initiate the environmental impact assessment procedure. The Request (Document) comprises all necessary information on the Project itself and developed and elaborated project documentation (phase I - Scoping Study; phase II – Environmental Impact Assessment Study).

Federal Ministry informs all interested stakeholders, governmental parties, participants, including non-governmental parties and the public, on the Project. It also informs that document is at their disposal, and all stakeholders are invited to submit its comments and suggestions referring to all the issues that are to be analyzed within the environmental impact assessment and, at the same time, all the stakeholders are invited to attend the public meetings. Deadline to submit comments and suggestions is thirty (30) days (for each phase respectively) upon public disclosure.

Participation of the public in the process of environmental impact assessment

After launching the legal procedure, the public is to be informed on the following:

- proposed activities of the applicant,
- the public participation process,
- time and venue anticipated for holding public consultation,
- administrative bodies relevant for distribution of information and for carrying out inspection of documentation,
- administrative bodies relevant for acceptance of applications/requests/notifications, as well as the prescribed deadline,
- requirements which need to be fulfilled if the proposed activity has potential entity or trans-boundary impacts,
- draft of a decree or environmental license.

Disclosure of Information was carried out as follows:

- administrative bodies, administrations of cantons, municipalities and local communities, public enterprises, as well as non-governmental organisations, receive copies of documents and the aforementioned information, by mail;
- documentation sent to relevant bodies and interested parties with the aim of informing them on the intention of the project, as well as of submitting suggestions and comments within the prescribed deadline (30 days);
- documentation was sent to 64 addresses of local communities and administrative bodies, 25 public enterprises and 39 non-governmental organisations (Table 1-3);
- interested public were able to inspect the documentation in the seats of their municipal and local communities. Information regarding sites where the documentation was available, was published in daily newspapers, radio and TV channels, as well as on billboards in the municipality seats, local communities and other poster boards;
- complete inspection into the documentation was enabled by its publishing at the web-site of the FBiH's Ministry of Environment and Tourism as follows:

for Scoping Study for 30 days, and for Environmental Impact Assessment Study for 60 days.

- besides the publication of the Environmental Impact Assessment Study in accordance to the administrative procedure prescribed by the Federal Ministry, the Report on Environmental Impact Assessment Study will also be available via Internet on the web-site of the EBRD during the period of 120 days (from May – September 2008).

Generally speaking, the responsible governmental body (in this case the FBiH Ministry of Transport and Communication) is obliged to animate the interested public to participate in public consultation. Several meetings were held with representatives of local administrations.

Public consultations for the Corridor Vc Motorway were held at 18 locations for the Scoping Study and 15 locations for the EIA as follows:

Corridor Vc Lots	Date	Location	Number of participants
Lot 1	14 December 2006	Odžak	80
Lot 1	13 December 2006	Usora	25
Lot 1	15 December 2006	Doboj (South)	43
Lot 2	14 September 2006	Žepce	57
Lot 2	27 July 2006	Zenica	76
Lot 2	12 September 2006	Kiseljak	49
Lot 2	31 July 2006	Kakanj	12
Lot 2	27 July 2006	Maglaj	18
Lot 2	28 July 2006	Tešanj	120
Lots 2 and 3	12 September 2006	Hadžici	58
Lot 3	21 September 2006	Konjic	92
Lot 3	19 September 2006	Jablanica	132
Lots 3 and 4	26 October 2006	Mostar	112
Lot 4	31 October 2006	Capljina	37
Lot 4	31 October 2006	Ljubuški	29

If received public consultation's comments/suggestions were positively evaluated, the Ministry of Environment and Tourism issues **Decree on Environmental Impact Study Development**, with detailed contents of the Study. Aiming to the quality and the accuracy of its data of the environment description, quality of description of the assessed impacts on environment, efficiency and justification of protective measures aimed at mitigating potential negative impacts, efficiency and justification of proposed monitoring, harmonization of all the criteria on the whole length of the motorway route, justification of remarks and suggestions provided by interested parties, the Federal Ministry founded an Expert Commission (whose 21 members are experts for respective concerned areas).

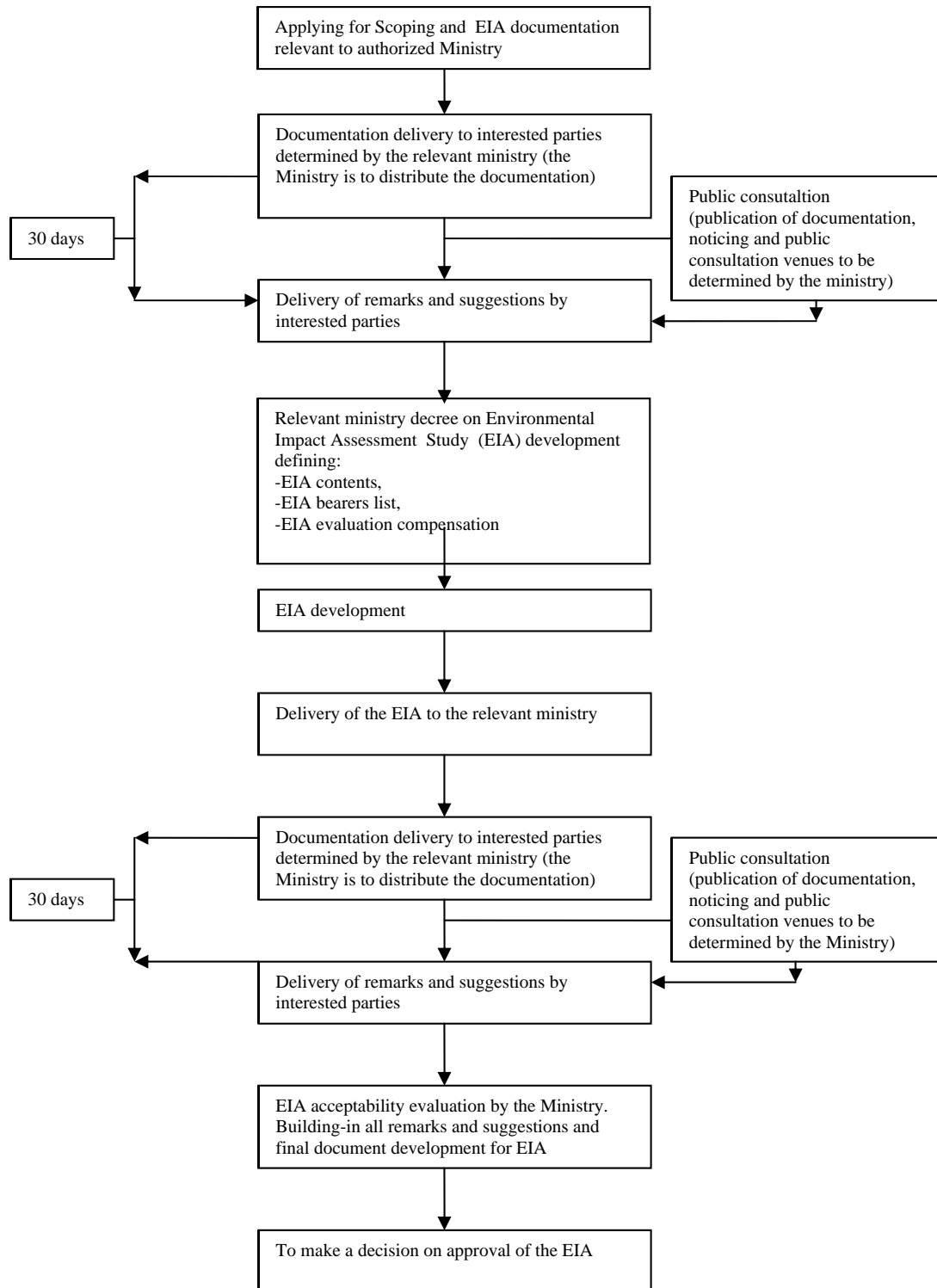
After the work of the Commission had been finalized, the final Environmental Impact Assessment Study evaluation report was developed. The report served as a basis for making a positive **Decree on Environmental Impact Assessment Study Approval**. After the approval of the Environmental Impact Assessment Study, Decree on issue of Environmental License is to be delivered. The Decree will determine measures and conditions to be met during the preparation of the main design, construction, operation and maintenance of the motorway.

The public has access to justice, which is being regulated by Framework Law on Environment - Articles 38 and 39.

Interested party, whose request for information has not been considered, or unjustifiably refused, fully or partially and inadequately answered, has the right to institute legal proceedings to examine the sentence before the appellate body, pursuant to the Law on Legal Proceedings. In case of dissatisfaction with the first degree sentence, one has the right to appeal against the sentence in whole or against its part(s).

Besides having the right to participate in the procedure of issue of environmental license and environmental impact assessment, representatives of the interested public have the right to institute legal proceedings to protect their rights in case someone is acting opposite to the principles stated in the environmental laws.

THE PROCEDURE OF PRE-ENVIRONMENTAL IMPACT PROCEDURE IN ACCORDANCE TO THE LAWS OF THE FEDERATION BiH



7. SUMMARY OF PUBLIC CONSULTATIONS COMPLETED IN THE PERIOD 2005-2007

Tabular review of the schedule of publications and public consultation is provided in Annexes 1, 2 and 3.

As for the Corridor Vc Motorway, 40 public consultation were held divided into two phases for Scoping Study and for the Environmental Impact Assessment Study.

Participants in the public consultation were representatives of the Ministry of Transport and Communications, Federal Ministry of Environment and Tourism, and Consultants who is responsible for the EIA process and also answered the questions.

Minutes of the public consultation were kept and delivered to consultants and project designers in order to include all relevant and accepted remarks and suggestions into the project.

Given the fact that the Corridor Vc Motorway Project runs from the North to the South of BiH and stretches along the various terrain configuration, its impacts on different section of the motorway are different. Thus, remarks and suggestions were quite different, depending on the location the public consultation was held on.

The examples provided below are only some of examples of comments of citizens presented at public consultation meetings. It is necessary to emphasise that the Project was discussed in a transparent way and each of given comments, suggestions and remarks were considered accordingly:

- In the Northern part of the Motorway, Odžak/Usora Municipality, large number of questions referred to planned measures of protection of the agricultural land and the existing hunting areas. EIA consultants gave explanation that the Project includes a “closed wastewater drainage system” which will prevent direct soil and/or waters pollution. As for the protection of hunting areas, the EIA envisaged the construction of game passages, while the exact number, location and technical specifications for these passages will be included in the Main Design.
- One of the questions asked in the Usora Municipality was about procedure in case construction contractors came across un-exhumed war victims. The satisfactory answer was that construction would be ceased and exhumation was to be carried out urgently.
- In the Kreševo Municipality, it was clearly demanded that project design was to anticipate protection from flood in the area of Makljenovac.
- In Kiseljak and Tešanj, it was necessary to intervene and re-direct the route of the motorway in order to avoid vicinity with a primary school, especially in terms of providing acceptable protection from noise.

- At the public debate in Zenica, it was intervened in regard of the connecting road for regional landfill endangered by the motorway route.
- Public consultation meeting in Jablanica and Konjic generated discussion on the route of the motorway and its potential negative impacts on the future National Park (Prenj, Cvrstica, Cabulja), especially on its extraordinary geomorphology and Prenj mountain's endemic unique characteristics. However, local community and citizens claimed that the route should remain unchanged as planned, because the anticipated alignment provided for better connectivity among the cities and their future development, while the project ensured adequate measures of protection.
- Public consultation meeting in Mostar brought to attention the planned bridge and its potential impacts on the Pocitelj old town which is being considered as a future UNESCO heritage site. It also indicated negative impacts of the planned bridge on Pocitelj landscape. Designers gave explanation that the bridge was out of the II buffer zone, that all protective measures had been included and that a special attention would be paid to the future bridge construction. The public would be informed thoroughly on all that because of the significance of the Old town of Pocitelj for the region.
- The route, as shown in multi-criteria analysis, had to avoid the southern part of the Neretva river valley because of the area of Hutovo blato has been included in RAMSAR List of Wetlands of International Importance, and in the Important Bird Areas Program implemented by the Bird Life International
- In the Ljubuški Municipality, the route had to be corrected because it cut through the settlement dividing it in two parts. More detailed analyses brought a solution.

Grievance procedure during construction phase and possible alterations of documentation by subsequent local communities' comments

Permits for Corridor Vc Motorway construction are to be obtained at the entity level – the Federation of Bosnia and Herzegovina. Legal proceedings against Decrees of Federal ministries may be instituted by appealing at the Supreme Court of the Federation of Bosnia and Herzegovina.

As stipulated by the article 59 of the Law on Spatial Planning and Land Usage at the level of the Federation BiH („Official Gazette of the Federation BiH“, No. 2/06), amendments and/or additions to the building permit are carried out according to the procedure for issuance of building permits. Only the documentation referring to the planned amendments and/or additions should be enclosed to the request for amendments and/or additions to the building permit.

Community Grievance Procedure and Reporting

A grievance can be defined as an actual or perceived problem that might give ground for complaint. As a general policy, FBiH Ministry of Transport and Communications, Federal Motorway Directorate will work pro-actively towards the prevention of

grievances through the implementation of impact mitigation measures and community liaison activities that enable the Company (construction company building the motorway) to anticipate and address potential issues before they become grievances. Nevertheless, should grievances emerge, the Company is committed to addressing these in a timely and effective manner in accordance with BiH laws, international best practice and the Company's internal Grievance Procedure.

The Company has a public grievance procedure, which advises those with a grievance on how they can lodge a grievance relating to the Company's activities. This also applies to individuals who have been part of an involuntary resettlement programme (for information on resettlement issues, please refer to the Resettlement Action Plan provided on the FBiH Ministry of Transport and Communications website).

Advertising of the Grievance Procedure will need to be an integral part of the Company's community engagement programme.

Type of grievance

Anyone can raise a grievance with the Company if they believe the Company's business practices or development of the Corridor Vc Project is having a detrimental impact on the community, the environment or on their quality of life. Examples of this may include:

- Negative impacts on yourself or community, e.g. financial loss, physical harm, nuisance from traffic or dust;
- Dangers to Health & Safety or the environment;
- Failure to comply with standards or legal obligations;
- Harassment of any nature;
- Criminal activity;
- Improper conduct or unethical behaviour;
- Financial malpractice or impropriety or fraud;
- Attempts to conceal any of these.

The Company will look into all grievances that it receives. Sometimes it may be found that a grievance is not connected to the Company's activity or that the Company is working within the applicable BiH and international standards (e.g. noise standards). In these cases the Company will explain this in writing to the person raising complaints. In all other cases the Company will investigate whether it has failed to work to the intended standard and, if it has, identify measures which might be taken to protect against the incident occurring again.

Submission of grievance

There are several ways you can report a grievance:

- Send a completed Grievance Form (given at the end of this chapter to the address on the back of the form);
- Contact your local Community
- Send an email to the following address FBiH Ministry of Transport and Communication, Federal Motorway Directorate, address: Terezije 54, 71000 Sarajevo, Tel +387 33 562 700 Fax: +387 33 562 690.
- Or report your concerns via a confidential email address: feda1@bih.net.ba.

Confidentiality – anonymity

You may wish to raise a concern in confidence under this procedure. If you ask the Company to protect your identity, it will not be disclosed without your consent. Details of submissions and allegations will remain secure within the team responsible for investigating your concerns. However, the situation may arise where it will not be possible to resolve the matter without revealing your identity (for instance where you are required to give evidence in court). The investigative team of the Company will discuss with you whether and how best to proceed.

You may also choose to raise a concern anonymously. However, remember that if you do not tell the Company who you are it may make it more difficult to look into the matter, to protect your position or to give you feedback. Accordingly, while the Company will consider anonymous reports, they are not encouraged. If you do insist on raising a concern anonymously, you will need to provide sufficient facts and data to enable the investigative team to look into the matter without your assistance.

What happens once the grievance is filed?

In some instances, for example when you have contacted one of our Communities and they are able to act immediately, it may be possible to resolve your grievance straight away. Where this is not possible we will work through the steps shown below:

Step 1: Receive Complaint

Once the Company receives your completed form or get notification of your problem, the Company will assign someone to be responsible for resolving your grievance.

Step 2: Acknowledgement

- The Company will acknowledge receipt of your grievance by letter within 10 working days of having received the grievance.
- The Company's acknowledgement will specify a contact person, their reference indicator and an anticipated target date for resolution.

Step 3: Investigation

The Company will work to understand the cause of your grievance. The Company may need to contact you during this time.

Step 4: Resolution

- Once the Company has investigated your grievance, the Company will write to you with the results of the investigation and of our proposed course of action, should the Company believe any to be necessary.
- If you consider the grievance to be satisfactorily resolved we would appreciate your sharing that with us by signing a Statement of Satisfaction.
- If the grievance remains unresolved it will be reassessed and the Company will have further dialogue with you to discuss if there are any further steps which may be taken.

Step 5: Follow Up

- If you are happy for the Company to do so, the Company may contact you at a later stage to ensure that our activities continue to pose no further problems.
- All grievances shall be monitored by the FBiH Ministry of Transport and Communication, who will be responsible for ensuring that a plan is developed and internally approved by the Ministry (and if appropriate discussed with the claimant)

as soon as reasonably practicable for any unresolved grievances. The plan's objective will be to bring unresolved grievances to a swift and fair resolution.

Corridor Vc Public Grievance Form

You can submit your grievance anonymously if you wish. However, the more information you can provide, including your contact details, the more efficiently we will be able to follow-up.

Full Name

Note: you can remain anonymous if you prefer or request not to disclose your identity to the third parties without your consent

My first name _____ My last name _____

- I request not to disclose my identity without my consent
- I wish to raise my grievance anonymously

Contact Information

Please mark how you wish to be contacted (mail, telephone, email).

Note: *you do not have to give your details if you do not wish to provide them.*

• **Address:**

• **Telephone:** _____

• **E-mail** _____

Description of Incident or Grievance:

What happened? Where did it happen? Who did it happen to? What is the result of the problem?

Date of Incident/Grievance Date _____ Month _____ Year _____

- **One time incident/grievance** (date _____)
- **Happened more than once** (how many times? _____)
- **On-going (currently experiencing problem)** **What would you like to see happen to resolve the problem?**

Signature: _____

Date: _____

Please return this form to: The Company (address & fax No.) and a copy to: FBiH Ministry of Transport and Communication, Federal Motorway Directorate, Terezije 54, 71000 Sarajevo, Tel +387 33 562 700 Fax:+387 33 562 690, Email: fedal@bih.net.ba.

8. RESOURCES AND RESPONSIBILITIES

Ministry of Communications and Transport of Bosnia and Herzegovina, represented by Dr Božo Ljubic, is the proponent of the Project.

Within the Ministry, permanent staff – Unit for Implementation of the Corridor Vc Motorway Project – has been nominated to work on the Project.

The staff will be coordinated by Mr. Namik Kupusovic, tel: 387 33 254 392; fax. 387 33 222 193; e-mail: n.kupusovic@mkt.gov.ba; Office address: Hamdije Cemerlica br .2, 71000 Sarajevo.

Mrs. Zejna Nametak who is in charge of the segment of the environmental protection, tel: 387 33 254 395; fax. 387 33 222 193; e-mail: z.nametak@mkt.gov.ba; Office address: Hamdije Cemerlica br. 2, 71000 Sarajevo.

The aforementioned staff of the Ministry of Communications and Transport of Bosnia and Herzegovina has been engaged with the following tasks:

- development of the project-study documentation,
- acquiring all the administrative approvals and licenses,
- compliance with the legal procedures,
- public information and disclosure, and
- fully transparent work on the Project.

As the Project is progressing, especially in the phase of finalisation of the Project Main Design on the Corridor Vc Motorway, Ministry of Communications and Transport of Bosnia and Herzegovina will organize a presentation in all local communities in order to inform the public on inclusion of suggestions and remarks provided, and to give once again the opportunity to the public to express its opinions before the beginning of the construction phase. The presentation of the Project Main Design will be held in the same municipalities (Table 1) where EIA Study was discussed in 2006. The time table is summarised below according to the **Dynamic Plan** (Annex 3). Announcement of the additional public information and consultation meetings will be carried out according national and international conventions requirements.

The Planned Timetable for the Presentation of the Project Main Design

Corridor Vc Lots	Planned Date	Location
Lot 1	3-4 Q 2009	Odžak
		Usora
		Doboj (South)
Lot 2	4Q 2008	Žepce
		Zenica
		Kiseljak
		Kakanj
		Maglaj
		Tešanj
Lots 2 and 3	2-3Q 2009	Hadžici
Lot 3	2-3Q 2009	Konjic
		Jablanica
Lots 3 and 4	3Q 2009	Mostar
Lot 4	3Q 2009	Capljina
		Ljubuški

In addition, FBiH Ministry of Transport and Communication has commissioned in May 2008 a special study on **Land Acquisition and Involuntary Resettlement** relevant to the Project. A Resettlement Framework will be developed that will apply to the full length of the Corridor Vc. This document will be made publicly available.

Environmental Approval

Administrative procedure will be complied with by the Federal Ministry of Environment and Tourism, in accordance to the valid legal legislation.

Within the Ministry, Sector for Environmental Approvals will be in charge with the current procedure.

The contact-person will be Mr. Mladen Rudež, Assistant Minister, tel/fax: 387 33 445 146, Office address: Titova 9a, 71000 Sarajevo.

Annex 1: Schedule of Public Consultation on the Corridor Vc Motorway Project

Public consultation and publication

Scoping	April 2005	May 2005	June 2005	July 2005					
Application and scoping documentation delivery to the relevant authorities	↓→								
Documentation delivery to all interested stakeholders		1. →	2. ↓						
Public consultation			←	↓					
Decision on scoping and extent of development of Environmental Impact Assessment (EIA)				↓					

1. 30-day period after publication and documentation delivery
2. noticing and disclosure 15 days before a public consultation
3. EBRD website – disclosure period for public information and comments in the period of 120 days

Annex 2: Environmental Impact Assessment Study (EIA)

EIA	June 2006	July 2006	Aug/Sep 2006	October 2006	Nov/Dec 2006	January February	March 2007	June 2007	May/Sep 2008
EIA documentation delivery to the relevant governmental authorities	↓								
Documentation delivery to all interested stakeholders	↓								
Delivery of remarks and suggestions of the interested parties		1.	2.						
Public consultation									
Operation of the Independent Experts Commission for evaluation of the EIA									
Noticing on the Decision									
EIA publication by the EBRD (120 days)									3.

4. 30-day period after publication and documentation delivery
5. publishing and disclosure 15 days before a public consultation
6. EBRD website - disclosure period for public information and comments in the period of 120 days

Annex 3: Dynamic Plan of Preparation and Construction Works on the Corridor Vc Section through Bosnia and Herzegovina being considered for financing by EBRD

No.	Description of the Activity	Dynamic of Realisation																								Notes
		2008				2009				2010				2011				2012				2013				
		I	II	III	IV	I	II	III	IV	I	II	III	IV	I	II	III	IV	I	II	III	IV	I	II	III	IV	
1.	Svilaj-Odžak Section																									
1.1	Master Project		■	■	■	■																				
1.2	Public presentation of the Master Project							■																		
1.3	Land acquisition									■	■	■	■													
1.4	Tender for bidder selection										■	■	■													
1.5	Building permit																									
1.6	Beginning and end of the works																									
2	Drivuša-Kakanj Section																									
2.1	Master Project	■	■	■																						
2.2	Public presentation of the Master Project					■																				
2.3	Land acquisition			■	■	■																				
2.4	Tender for bidder selection		■	■	■																					
2.5	Building permit																									
2.6	Beginning and end of the works																									
3	Vlakovo-Tarcin Section																									
3.1	Master Project		■	■	■	■																				
3.2	Public presentation of the Master Project									■																
3.3	Land acquisition									■	■	■	■													
3.4	Tender for bidder selection										■	■	■													
3.5	Building permit																									
3.6	Beginning and end of the works																									
4.	Pocitelj-Southern Border with R Croatia																									

