

GOVERNMENT OF THE REPUBLIC OF ARMENIA

DECISION

No 674-N of 15 June 2017

**ON ESTABLISHING THE PROCEDURE FOR COORDINATING THE AMENDED
PLANS OF MINING WASTE MANAGEMENT AND MINING WASTE RE-PROCESSING
WITH THE AUTHORISED STATE ADMINISTRATION BODY OF NATURE
PROTECTION SPHERE IN THE FIELD OF ENVIRONMENTAL PROTECTION
RELATED TO SUBSOIL USE**

Pursuant to point 21 of part 2 of Article 15 of the Subsoil Code of the Republic of Armenia, the Government of the Republic of Armenia ***decides to:***

1. Establish the procedure for coordinating the amended plans of mining waste management and mining waste re-processing with the authorised state administration body of nature protection sphere in the field of environmental protection related to subsoil use, in accordance with the Annex.
2. This Decision shall enter into force on the tenth day following the day of its official promulgation.

**Prime Minister
of the Republic of Armenia**

K. Karapetyan

21 June 2017

Yerevan

Annex
to Decision of the Government
of the Republic of Armenia
No 674-N of 15 June 2017

PROCEDURE

**FOR ESTABLISHING THE PROCEDURE FOR COORDINATING THE AMENDED
PLANS OF MINING WASTE MANAGEMENT AND MINING WASTE RE-PROCESSING
WITH THE AUTHORISED STATE ADMINISTRATION BODY OF NATURE
PROTECTION SPHERE IN THE FIELD OF ENVIRONMENTAL PROTECTION
RELATED TO SUBSOIL USE**

1. This Procedure shall regulate the relations pertaining to the coordination of the amended plans of mining waste management and mining waste re-processing with the authorised state administration body of nature protection sphere in the field of environmental protection related to subsoil use.
2. Each amendment to the plans of mining waste management and mining waste re-processing (hereinafter referred to as "the Plan") shall enter into force after the coordination thereof with the authorised state administration body of nature protection sphere in the field of environmental protection (hereinafter referred to as "the Authorised body"), in compliance with the prescribed manner, except for the case provided for by sub-point 4 of point 5 of this Procedure.
3. For the purpose of coordinating the amended Plan, the subsoil user shall — after the expiry of the time period of the Plan, and in case of amendment to the Plan upon the initiative of the subsoil user at least three months preceding the entry into force of the amended Plan — submit an application to the Authorised body in a hard copy (certified by the signature of the applicant) or an electronic form.

(point 3 amended by N 765-N of 10 July 2018)

4. The following shall be submitted attached to the application:
 - (1) the amended Plan;
 - (2) the new financial guarantee or duly certified document of the legal person having provided financial guarantee on extending the time limit for the financial guarantee.

5. The Authorised body shall — within 10 working days following the date of registration of the application — consider the amended Plan and the financial guarantee attached to the application, as a result whereof it shall notify the subsoil user on:
 - (1) having deemed the amended Plan as coordinated with the Authorised body; or
 - (2) returning the amended Plan for further improvement, in case of which the time limit prescribed by this point shall be deemed as suspended up to the day of submission of the improved package by the subsoil user; or
 - (3) rejecting the amended Plan; or
 - (4) the fact that the amended Plan is subject to environmental impact expert examination, in case of which the Plan shall be deemed as coordinated with the Authorised body from the moment of receipt of the positive opinion of the environmental impact expert examination.

6. The Authorised body shall send the notification —
 - (1) prescribed by sub-point 1 of point 5 of this Procedure — to the subsoil user, where the application, amended Plan and the financial guarantee submitted by the subsoil user meet the requirements of the Subsoil Code of the Republic of Armenia and the amended Plan is not subject to environmental impact expert examination, in accordance with the Law of the Republic of Armenia "On environmental impact assessment and expert examination";

- (2) prescribed by sub-point 2 of point 5 of this Procedure — to the subsoil user, where the documents submitted attached to the application do not comply with the requirements of points 3 and 4 of this Procedure;
 - (3) prescribed by sub-point 3 of point 5 of this Procedure — to the subsoil user, where the amended Plan or the financial guarantee do not comply with the requirements of the Subsoil Code of the Republic of Armenia pertaining to the Plan and the financial guarantee, as well as in case, where the improved package is not submitted to the Authorised body within 10 working days following the receipt of the notification prescribed by sub-point 2 of this point by the subsoil user;
 - (4) prescribed by sub-point 4 of point 5 of this Procedure — to the subsoil user, where the amended Plan is subject to environmental impact expert examination, in accordance with the Law of the Republic of Armenia "On environmental impact assessment and expert examination".
7. In case the application is submitted in paper-based form, the notification shall be carried out in paper-based form, and in case the application is submitted electronically, the notification shall be carried out electronically.
 8. Where the Authorised body fails to notify the subsoil user about the application within the time limit prescribed by point 5 of this Procedure, the application shall be deemed as granted and the Plan — as coordinated with the Authorised body.

(Annex amended by N 765-N of 10 July 2018)

**Chief of Staff of the Government
of the Republic of Armenia**

V. Stepanyan