



MINISTRY OF AGRICULTURE AND FOOD

EXECUTIVE FORESTRY AGENCY

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To: Mr. Adrian Goldstone
Executive Director of Balkan Mineral and Mining EAD

BMM in-0051/03.9.2010

Dear Mr. Goldstone,

An environmental impact assessment of an investment project should identify, describe and assess in an appropriate manner as the particular case may be the direct and indirect impacts of an investment project for construction, operations and technologies on the human beings and biological diversity, inclusive of fauna and flora, soil, water, air, climate, topography, Earth's interior, tangible cultural heritage, and identify, describe and assess the interaction among the latter.

The need for an EIA is assessed in each case according to the criteria set out in art. 93, par. 4 of the Environmental Protection Act (EPA). **Some of these criteria, for example land area, location and existing land use, are directly related to the individualization of land tenure.**

The proposed Term of Reference (ToR) **does not comply with the provisions of art. 10, par. 3, item 1, letter 'a'** of the Ordinance on the procedures for carrying out an environmental impact assessment (amended, SG # 3/2006). The ToR should comprise a characterization of the investment project and include a description of the physical characteristics of the investment project **and land required** (utilized land, farmland, **woodland**, etc.) during both the construction and operation stage.

The above information has not been provided in the detail required (site, sub-site, area, type of sub-site, vegetation composition).

Bisser Dachev, MEng
Executive Director