



GOVERNMENT OF THE GOVERNMENT OF MONGOLIA
Ulaanbaatar, Mongolia, November 16, 2013 No. 374

ABOUT THE COMPLAINT

According to the Articles 5.3 and 7.7 of the Law on Environmental Impact Assessment, the Government of Mongolia resolves:

1. Approve "Environmental Strategic and Cumulative Impact Assessment Procedure", 1st, "Environmental Impact Assessment Procedure" as Annex 2.
2. Assign S.Oyun to the Minister of Environment and Green Development to support the methodology for environmental impact assessment and adopt the methodology.
3. To give the Minister of Environment and Green Development S. Oyun to oversee the implementation of the regulations adopted by this resolution.

Prime Minister of Mongolia N.ALTANKHHHH

Minister for Environment and Green Development S.OUNUN

**ENVIRONMENTAL STRATEGY AND CUMULATIVE
IMPACT ASSESSMENT PROCEDURE**

1. Purpose of the Guidelines

1.1. The purpose of this regulation is to regulate relations arising from conducting environmental strategic and cumulative impact assessments.

2. Conducting environmental strategic assessment

2.1. The Ministry of Finance will be responsible for the development of a strategic assessment at the national, regional and sectoral policies and development programs and plans.

2.2. The following principles will be followed during the environmental strategic assessment:

2.2.1. Define environmental protection and green development goals in the early stages of development of policies, development programs and plans;

2.2.2. Environmental, social and human health risks, possible alternatives to avoiding adverse impacts and refusal to implement;

2.2.3. Decisions and activities related to the development of policies, development programs and plans are publicly available and transparent;

2.2.4. Develop research results and conclusions on strategic findings;

2.2.5. Accountability of stakeholders in the process of strategic evaluation.

2.3. Prior to the strategic review, the professional ministries that are initiating the policy and development programs and plans will provide a brief overview of the current status of affected natural resources, ecosystems and population health, goals for environmental protection, green development and strategic evaluation Draft draft guidance and submit it to the state central administrative body in charge of nature and environment.

2.4. The central state administrative body in charge of nature and environmental affairs shall submit proposals and directions to the Strategic Assistance Task Force within 10 working days of receipt of the documents specified in Section 2.3 of this Regulation.

2.5. The Ministry of Industry and Trade has initiated policy and development programs and plans based on the proposals and directions of the central state administrative body in charge of nature and the environment.

2.6. The professional team shall make a strategic assessment according to Article 5.2 of the Law on Environmental Impact Assessment.

2.7. The ministry, which initiates the policy, development programs and plans, will develop a team of strategic assessments.

2.8. A team of Strategic Assessment will define the scope of the strategic assessment in the early stages of developing development policies, programs and plans, assessing current environmental impacts, ecosystems and population health, defining environmental protection and green development goals.

2.9. The professional team of the Strategic Assessment will make a strategic assessment and make an assessment according to the approved guidelines. Reports and conclusions contain the following information:

2.9.1. Brief description of the policy, development program and plan, its purpose, objectives and key actions to implement;

2.9.2. Potential impacts and potential threats to natural resources and ecosystems and perspectives;

2.9.3. Environmental, social, and human health risks, adverse impacts, its consequences, and potential cumulative impacts;

2.9.4. Possible alternatives to avoiding and mitigating adverse impacts and options for rejection, and their environmental, social and human health impacts;

2.9.5. Measures to prevent and mitigate risks and adverse impacts;

2.9.6. Positive and negative impacts on environment, society and human health when the mitigation and mitigation measures are fully implemented;

2.9.7. Policy, development programs and plans are in line with environmental protection, green development goals and the state policies and programs on the issue;

2.9.8. The way to monitor the implementation of the strategic evaluation conclusions (recommendations) during the implementation of the policies, development programs and plans.

2.10. The Ministry of Nature, Environment and Tourism shall submit a draft policy, development plan and plan that reflects the strategic evaluation report, conclusions and its outcomes, and the Ministry of Nature, Environment and Tourism has initiated the document.

2.11. The documents specified in Provision 2.10 of this Regulation shall be deposited with the central state administrative body in charge of nature and environmental affairs on the website of the organization and organize the polling of the public within 14 working days.

2.12. The draft report on the public opinion and strategic evaluation report and its findings on policy, development programs and plans will be discussed by a professional council set forth in Article 4.2 of the Law on Environmental Impact Assessment and concludes.

2.13. The Cabinet member in charge of nature and environmental affairs presents a strategic evaluation conclusion with the Cabinet meeting to discuss the policy, development program and plan.

2.14. A summary of the environmental strategic assessment conclusions must be attached to the policy, development programs and plans approved by the Government.

2.15. The state central administrative body in charge of nature and the environment may submit to the Government proposals to amend the approved policies, development programs and plans.

2.16. In the case of changes to policies, programs, and plans approved by the Government, this shall be subject to a strategic assessment in that section and the relations related to the evaluation shall be governed by this procedure.

2.17. The Ministry of Finance is responsible for the costs of the strategic review of the policy and development programs and plans.

2.18. Disputes regarding strategic evaluations shall be resolved in accordance with relevant laws and regulations.

3. Cumulative Impact Assessment

3.1. Evaluation of cumulative impacts of several projects implemented by citizens, entities and organizations in a particular region at the regional level will be undertaken by the state central administrative body in charge of nature and environment with participation of professional organizations in accordance with Article 6.3 of the Law on Environmental Impact Assessment.

3.2. The state central administrative body in charge of nature and environment shall elect the professional organization to conduct evaluation on an open day basis.

3.3. A member of the Government in charge of environmental and health issues shall jointly approve the assignment for cumulative impact assessment.

3.4. A professional organization to carry out cumulative impact assessments shall conduct an assessment of the cumulative impacts of the approved worksheet and report on the conclusions and recommendations and the report shall contain the following information:

3.4.1. A description of the current environmental state of the region;

3.4.2. A description of major adverse impacts and their impact on the environment, society and human health of the region and their consequences;

3.4.3. The intensity, extent (time and space) of cumulative impacts and distribution;

3.4.4. Cumulative impact sources, the person responsible for, and their impacts;

3.4.5. Measures and costs for mitigating and mitigating adverse impacts and their alternatives;

3.4.6. Assessment of environmental, social and human health damages arising from accumulated negative impacts;

3.4.7. Further action plan and monitoring indicators;

3.4.8. Public consultation on affected areas;

3.4.9. Conclusions and recommendations.

3.5. The professional organization that evaluates the report of cumulative impact assessment shall be submitted to the state central administrative authority in charge of nature and environment.

3.6. The state central administrative body in charge of nature and environmental affairs summarizes the summaries of cumulative impact assessment reports and recommendations within 14 working days on their website and receives public comments.

3.7. The Cumulative Impact Assessment report will be discussed by the professional council set forth in Article 4.2 of the Law on Environmental Impact Assessment and will be presented to the state central administrative body in charge of nature and environmental issues along with recommendations for further action in the region.

3.8. Expenses required for the cumulative impact assessment shall be borne by the project implementer according to Paragraph 6.5 of the Law on Environmental Impact Assessment.

3.9. Where necessary, the state central administrative organization in charge of environmental issues may foresee the cost of the assessment and the cost of the project proponent shall be based on the scope of the cumulative impact and the percentage of cumulative impacts.

3.10. Disputes related to cumulative impact assessments shall be resolved in accordance with relevant laws and regulations.