



12.7.2010

NOTICE TO MEMBERS

Subject: Petition 1905/2009 by Heinrich Blasius (German), on behalf of the 'Bürgerinitiative gegen Fluglärm eV' (Citizens' action group against aircraft noise), on excessive noise levels from military aircraft using the Lauter TRA (temporary reserved airspace)

1. Summary of petition

The petitioner objects to excessive noise levels and air pollution caused by NATO fighter planes using the Lauter TRA. He indicates that American aircraft in this area are training for a war of aggression and maintains that his health has suffered as a result as a result of the noise. He argues that continued tolerance of such excessive noise levels is an infringement of human rights, physical integrity and the right to a free choice of residence. He points out that a training area in Germany has already been closed because of excessive noise levels and reasons that failure to close down the Lauter TRA would therefore constitute discrimination. He is accordingly seeking the assistance of the European Parliament.

2. Admissibility

Declared admissible on 30 March 2010. Information requested from Commission under Rule 202(6).

3. Commission reply, received on 12 July 2010.

Under European Union law, two directives deal with noise nuisance:

- Directive 2002/49/EC¹ concerns the evaluation and management of noise in the environment. Pursuant to Article 2(2) of the directive, the legislation does not apply to noise

¹ OJ L 189, 18.7.2002, p. 12-25

from military activities in military areas.

- Directive 2002/30/EC¹ relates to civil EU airports with more than 50 000 movements of civil subsonic jet aeroplanes and operating restrictions are geared towards action that limits or reduces access of civil subsonic jet aeroplanes.

In view of the above and in view of the information communicated by the petitioner, no infringement of Community legislation can be identified.

¹ OJ L 85, 28.3.2002, p. 40-46