



SENATE OF THE PARLIAMENT OF THE CZECH REPUBLIC

14TH TERM

132nd

RESOLUTION OF THE SENATE

Delivered on the 8th session held on 8th March 2023

on the Proposal for a Directive of the European Parliament and of the Council on ambient air quality and cleaner air for Europe (recast) /Senate Print no. N 013/14, COM(2022) 542/

The Senate

I.

1. **Takes note of** the European Commission's effort to reduce air pollution as well as the introduction of a zero pollution target for air quality by 2050, believes, however, that this target is too ambitious and that zero pollution cannot be practically achieved;
2. **Supports the position of the Government, in particular that:**
 - the proposal lacks the involvement of the EU authorities in dealing with transboundary air pollution caused by neighbouring states and that this pollution should be assessed in affected state in a similar way as pollution caused by natural processes;
 - considers Article 28 par. 4 of the proposal to be problematic as it introduces a presumption of existence of the causal link between the occurrence of the damage caused to a natural person and the violation of Article 19 (air quality plans), Article 20 (short-term action plans) and, in particular, Article 21 (transboundary air pollution) by the competent public authorities which are in a position to rebut this presumption;
3. **Is of the opinion** that ongoing changes in the setting of air quality requirements and in the extension of the spectrum of substances to be removed are devaluing the investments made in measures to improve air quality;
4. **Observes** that with regard to the ongoing war in Europe, it is not clear in which direction the energy mix of individual Member States, that is directly linked to air quality, will evolve;

II.

1. **Requests** the Government to inform the Senate no later than on 30th June 2023 about the way this Resolution was taken into account and about the further development of negotiations;
2. **Authorises** the President of the Senate to forward this Resolution to the European Commission.

Miloš Vystrčil
sign manual
President of the Senate

Pavel Kárník
sign manual
Senate Verifier