

WRITTEN QUESTION E-3224/08
by María Sornosa Martínez (PSE)
to the Commission

Subject: Masalavés

I have learned that complaints have been lodged with the Prosecutor of the Valencian Community's Supreme Court about the building of premises intended to be a dining suite, in the village of Masalavés (Valencia).

The site is located in a protected wetland area, registered as No 27 by the Valencian Generalitat and designated as a Site of Community Interest, and is furthermore included in the Natura 2000 network.

I am informed that the land in question is classified under the village's PGOU (General Urban Development Plan) as protected land not intended for development under the heading of 'recreational areas, which are defined by the PGOU as being outside the scope of urban planning operations.

Furthermore, there are other factors, such as the fact that, a mere 30 metres away, there is a cattle drove-road (*vía pecuaria*) called the Vereda de Catadau-Alberic, which is protected by Valencian law since it appears in the Register of Drove-Roads, and the special circumstance of its being located right next to the River Verde, which rises in Els Ullals del riu Verd.

Does the Commission not think that Community legislation on the protection of SCIs may be being infringed?

Would it not agree that the principles of Water Framework Directive 2006/60/EC¹ are not being respected?

¹ OJ L 327, 22.12.2000, p. 1.