*20-02-2024*

*Flemish Government*

*Measure name:*

*R-5.06 Optimisation of procedures: Faster permit and appeal procedures of the Flemish Region* **Milestone/target description:**

Publication of a report endorsed by Cabinet van Flemish Minister for Justice and Enforcement, Environment, Energy and Tourism providing an overview of new and reviewed measures to simplify administrative procedures related to environmental permit procedures and government decisions.

**Verification mechanism:**

"Summary document duly justifying how the milestone (including the relevant elements of the milestone, as listed in the description of the milestone and of the corresponding measure in the CID annex) was satisfactorily fulfilled. This document shall include as an annex the following documentary evidence: copy of and a link to the published report endorsed by Cabinet of the Flemish Minister for Justice and Enforcement, Environment, Energy and Tourism."

**A. Evidence provided:**

The Cabinet of the Flemish Minister for Justice and Enforcement, Environment, Energy and Tourism produced three reports (concept note’s) on simplifying the most important procedures: regarding environmental impact assessment, permits and a new procedure for the environmental decision (omgevingsbesluit). These reports were accepted by the Flemisch government on 2022 11 02 and are attached here as an appendix 1, 2 and 3. The reports contain in detail what adjustments will be made to the procedures and what other measures will be taken.

*1. VR 2022 1102 MED.0046-1 Conceptnota modernisering mer - mededelingBIS.pdf*  
*2. VR 2022 1102 MED.0045-1 Conceptnota omgevingsvergunningsdecreet -*  
*mededelingTER.pdf*  
*3. VR 2022 1102 MED.0044-1 Conceptnota omgevingsbesluit - mededelingBIS.pdf*  
*4. Sneller en beter notitites overleg 2020 12 04.docx*  
*5. MP 193 Project sneller en beter\_DEF\_administratie.pdf*

**B. Detailed justification:**

*[Explain clearly how the achievement of the milestone/target is demonstrated by the evidence provided,* ***covering ALL elements of the milestone/target.***  *(e.g. the fact that (i) a certain institution had (ii) to accomplish something (iii) in a certain way in order (iv) to achieve a certain goal (v) by a certain date). The Commission is looking* ***for a clear link between the elements of the milestone/target and the evidence provided.***

*1) Identify clearly which specific part(s) of the evidence in section A refer(s) to which element of the milestone/target in section B;*

The reports contain in detail what adjustments will be made to the procedures and what other measures will be taken. *2) Ensure references are clear and precise (e.g. specific pages/data fields/articles of law/decree, not general reference to a report, dataset or law/decree)*

1. *VR 2022 1102 MED.0046-1 Conceptnota modernisering mer - mededelingBIS.pdf*

*See chapter 1: “key principles of modernization”*

*2. VR 2022 1102 MED.0045-1 Conceptnota omgevingsvergunningsdecreet -*  
*mededelingTER.pdf*

*See chapter 3 “adjustments to the regulations”*

*3. VR 2022 1102 MED.0044-1 Conceptnota omgevingsbesluit - mededelingBIS.pdf*

*See chapter 2C: “elaboration of the environmental decree as an instrument of one integrated and realization-oriented decision-making”*

**[MILESTONE 193]:** Reform of the environmental permit and appeal procedures

**[MILESTONE/TARGET DESCRIPTION]:**(i) Publication of a report endorsed by Cabinet van Flemish Minister for Justice, Energy and Tourism providing an overview of new and reviewed measures to simplify administrative procedures related to environmental permit procedures and government decisions

**[MILESTONE/TARGET VERIFICATION MECHANISM]:**(ii) Summary document duly justifying how the milestone (including the relevant elements of the milestone, as listed in the description of the milestone and of the corresponding measure in the CID annex) was satisfactorily fulfilled. This document shall include as an annex the following documentary evidence: (i) copy of and a link to the published report endorsed by Cabinet of the Flemish Minister for Justice and Enforcement, Environment, Energy and Tourism."

***element (i)***: The Cabinet of the Flemish Minister for Justice and Enforcement, Environment, Energy and Tourism produced three reports (concept note’s) on simplifying the most important procedures: regarding environmental impact assessment, permits and a new procedure for the environmental decision (omgevingsbesluit). These reports were accepted by the Flemisch government on 2022 11 02 and are attached here as an appendix 1, 2 and 3. This means that the Flemisch government supports the adjustments and various measures and that they will approve the decrees that provide for further elaboration. The reports contain in detail what adjustments will be made to the procedures and what other measures will be taken. The contents of these reports were converted into amended regulations and led to two decrees in the course of 2023-2024.

***element (ii)***: Appendices 4 and 5 are summary documents prepared in the run-up to these reports. Regular meetings were organized in close cooperation with the cabinet. These meetings started in 2020 and resulted in the reports that were accepted by the Flemish government in 2022.

**Achievement of the requirements in the description of the measure:**

[Please explain how the completion of the milestone/target achieves the requirements set in the description of the measure included in the CID Annex. Please provide information on all the relevant requirements mentioned in the description of the measure in the CID Annex. ]

**Measure name:** R-5.06: optimisation of procedures: faster permit and appeal procedures of the Flemish Region

**Measure description***:* This reform aims at the simplification of the environmental permit procedures, including by introducing conditions on the possibility to appeal decisions. It shall consist in a review of the existing regulation, with the objective to reduce the time needed to process a case and to provide greater legal certainty. At the end of the review, a report shall be published providing an overview of new and reviewed measures. The implementation of the reform shall be completed by 31 December 2022.

**Milestone 193:** Reform of the environmental permit and appeal procedures

**Milestone description:** (i) Publication of a report endorsed by Cabinet van Flemish Minister for Justice, Energy and Tourism providing an overview of new and reviewed measures to simplify administrative procedures related to environmental permit procedures and government decisions

*Requirement (I) is achieved by:* The Cabinet of the Flemish Minister for Justice and Enforcement, Environment, Energy and Tourism produced three reports (concept note’s) on simplifying the most important procedures: regarding environmental impact assessment, permits and a new procedure for the environmental decision (omgevingsbesluit). These reports were accepted by the Flemisch government on 2022 11 02 and are attached here as an appendix 1, 2 and 3. This means that the Flemisch government supports the adjustments and various measures and that they will approve the decrees that provide for further elaboration.

The three concept notes are the reform of procedures and were created by a steering group that was started in 2020 for the purpose of generating the reports.