



Statute of the Monitoring Committee of the Operational Programme Environment

Article 1 Introductory Provisions

The Monitoring Committee of the Operational Programme Environment (hereinafter the “Monitoring Committee”) shall be established pursuant to Articles 63–65 of Council Regulation (EC) No 1083/2006 laying down the general provisions on the European Regional Development Fund, the European Social Fund and the Cohesion Fund and repealing Regulation (EC) No 1260/1999 and in accordance with the document Operational Programme Environment (hereinafter the “OP Environment”). The Monitoring Committee was established by Order of the Minister of the Environment No 14/2007 of 7 May 2007. Through Resolution of the Government of the Czech Republic No 175/2006, the Ministry of the Environment (hereinafter the “Ministry”) was entrusted with the function of the Managing Authority for the OP Environment.

Article 2 Scope of Activities

The Monitoring Committee shall perform in particular the following tasks:

1. Supervision, particularly to
 - 1.1 oversee the preparation, the implementation and the evaluation of the OP Environment, supervise conformity with EC regulations and the Czech Republic's legislation,
 - 1.2 evaluate progress in the achievement of the global objective and specific objectives of the OP Environment,
 - 1.3 analyse the results of the implementation of the OP Environment.
2. Approval, especially to
 - 2.1 approve or modify the Implementation document, including the selection criteria, the reallocation of financial resources among the areas of support within the priority axis, and material and financial indicators that are used for monitoring the assistance,
 - 2.2 assess and approve the annual and final reports on the implementation of assistance prior to their submittal to the European Commission,



- 2.3 review and approve any proposal for change of the content of the decision of the European Commission on the contribution from the funds¹,
 - 2.4 approve the plan of its activities and the agendas for its meetings,
 - 2.5 approve the Rules of Procedure of the Monitoring Committee, including any amendments thereto that detail the procedure followed by the Monitoring Committee.
3. Proposals and recommendations, namely to
- 3.1 propose to the Managing Authority changes and amendments to assistance that will make it possible to achieve the objectives of the OP Environment or to improve its management,
 - 3.2 suggest reallocation of financial resources among the programme's priority axes.

Article 3 Membership Composition

1. The Monitoring Committee has 43 members including the chair of the Monitoring Committee (hereinafter the "Chair"), the vice-chair of the Monitoring Committee (hereinafter the "Vice-chair") and other members of the Monitoring Committee.
2. The Minister of the Environment shall appoint and remove the Chair, Vice-chair and other members of the Monitoring Committee, including their alternates.
3. The Chair of the Monitoring Committee shall be, on the basis of his/her leading position, the Deputy Minister-the Director of the Section of Economics and Environmental Policies. The Vice-chair of the Monitoring Committee shall be, on the basis of his/her leading position, the Director of the Ministry's Department of European Union Funds.
4. The members of the Monitoring Committee are:
 - 4.1 1 representative of the Ministry's Department of Environmental Education,
 - 4.2 1 representative of the Ministry's Department of Budget,
 - 4.3 1 representative of the Ministry's Department of Landscape,
 - 4.4 1 representative of the Ministry's Department of Water Protection,
 - 4.5 1 representative of the Ministry's Department of Air Protection,
 - 4.6 1 representative of the Ministry's Department of Economic Instruments,
 - 4.7 1 representative of the Ministry's Department of Waste,
 - 4.8 1 representative of the Ministry's Department of Environmental Damage,
 - 4.9 1 representative of the Ministry's Department of Integrated Prevention and the Integrated Pollution Register,

¹ The European Regional Development Fund and the Cohesion Fund.



- 4.10 1 representative of the Ministry of Transport,
- 4.11 1 representative of the Ministry for Regional Development – the National Coordination Authority,
- 4.12 1 representative of the National Fund Department of the Ministry of Finance,
- 4.13 1 representative of the Ministry of Industry and Trade,
- 4.14 1 representative of the Ministry of Health,
- 4.15 1 representative of the Ministry of Foreign Affairs,
- 4.16 1 representative of the Ministry of Agriculture,
- 4.17 1 representative of the Ministry of Labour and Social Affairs,
- 4.18 1 representative of the Ministry of Education Youth and Sports,
- 4.19 1 representative of the Prague City Hall,
- 4.20 1 representative of the Association of Regions of the Czech Republic,
- 4.21 1 representative of the Union of Towns and Municipalities of the Czech Republic,
- 4.22 1 representative of the Government Council for Non-state Non-profit Organisations,
- 4.23 1 representative of the Czech Chamber of Commerce,
- 4.24 1 representative of the Regional Operational Programme for the South-East NUTS II Cohesion Region,
- 4.25 1 representative of the Regional Operational Programme for the South-West NUTS II Cohesion Region,
- 4.26 1 representative of the Regional Operational Programme for the Moravian Silesia NUTS II Cohesion Region,
- 4.27 1 representative of the Regional Operational Programme for the North-East NUTS II Cohesion Region,
- 4.28 1 representative of the Regional Operational Programme for the North-West NUTS II Cohesion Region,
- 4.29 1 representative of the Regional Operational Programme for the Central Bohemia NUTS II Cohesion Region,
- 4.30 1 representative of the Regional Operational Programme for the Central Moravia NUTS II Cohesion Region,
- 4.31 1 representative of the State Environmental Fund of the Czech Republic,
- 4.32 1 representative of the Agency for Nature Conservation and Landscape Protection of the Czech Republic,
- 4.33 1 representative of the Agrarian Chamber of the Czech Republic,
- 4.34 1 representative of the Office of the Government of the Czech Republic,
- 4.35 1 representative of the Czech Union for Nature Conservation,



- 4.36 1 representative of the Czech Society for Ornithology,
 - 4.37 1 representative of the unions in the Council of Economic and Social Agreement,
 - 4.38 1 representative of the employers in the Council of Economic and Social Agreement,
 - 4.39 1 representative of the Committee for Public Administration and Regional Development of the Chamber of Deputies of the Parliament of the Czech Republic,
 - 4.40 1 representative of the Committee for the Environment of the Chamber of Deputies of the Parliament of the Czech Republic,
 - 4.41 1 representative of the Committee on Public Administration, Regional Development and the Environment of the Senate of the Parliament of the Czech Republic.
5. Membership of the Monitoring Committee shall terminate:
 - 5.1 through removal by the Minister,
 - 5.2 in the case of a Deputy Minister – the Ministry Director of the Economics and Environmental Policies Section and the Ministry Director of the Department of European Union Funds – through their removal from their positions by a senior staff member; in the case of other Ministry staff, through the termination of their working relationship with the Ministry,
 - 5.3 through the death of a member of the Monitoring Committee.
 6. The meetings of the Monitoring Committee may also be attended by representatives of the European Commission and a representative of the Central Harmonisation Unit Department of the Ministry of Finance, all in an advisory role. They shall not be entitled to vote, however, they may participate in the discussions and advise the Monitoring Committee.
 7. Any proposals of the Monitoring Committee members and their alternates shall be submitted to the Minister of the Environment for the relevant ministries by the individual ministers, for other institutions by the statutory bodies of such institutions and for the relevant departments of the Ministry by the directors of those departments.
 8. In constituting the Monitoring Committee, the principle of equality of opportunities shall be taken into consideration.
 9. Membership in the Monitoring Committee is honorary.
 10. The Minister of the Environment shall, upon discussion with the institution which designated the respective member, be entitled to recall such member if they fail to take part in the work of the Monitoring Committee in two consecutive meetings without having been deputised by an alternate. In such cases, within 14 days from the day of recall, the respective institution shall designate a new member.



Article 4 Rights and Obligations

1. The Chair shall:
 - 1.1. represent the Monitoring Committee externally,
 - 1.2. be responsible for the Monitoring Committee's activities,
 - 1.3. convene meetings of the Monitoring Committee either on their own initiative, upon written request made by a minimum of a third of all Monitoring Committee members, or upon proposals made by the Managing Authority for the OP Environment, draw up the agenda and manage such meetings,
 - 1.4. acknowledge the participation of experts in the meetings of the Monitoring Committee,
 - 1.5. ensure that all Monitoring Committee members conform to the rules specified in the Statute and the Rules of Procedure of the Monitoring Committee,
 - 1.6. start the process of handling in writing of an urgent matter which may lead to taking a decision, as necessary.
2. The Vice-chair shall:
 - 2.1. sit-in for the Chair during his/her absence,
 - 2.2. perform other rights and obligations pursuant to Article 4(3) hereof.
3. A member shall:
 - 3.1. participate in the meetings in person. If, for serious reasons, the member cannot take part in the meeting, they shall be represented by an alternate member. In such cases, the alternate shall have the same rights as the appointed member,
 - 3.2. If, for serious reasons, neither the member nor the alternate of the Monitoring Committee can take part in the meeting, the member shall authorise a representative in writing² (hereinafter "Authorised Representative"). The member shall notify the Chair of the Monitoring Committee, through the Secretariat of the Monitoring Committee, of the participation of the Authorised Representative, including the name, no later than 2 working days prior to the meeting of the Monitoring Committee,
 - 3.3. actively participate in the work of the Monitoring Committee and perform tasks resulting from the resolutions adopted at the meetings of the Monitoring Committee,
 - 3.4. be entitled to submit proposals for discussion to the Monitoring Committee,
 - 3.5. be entitled to propose to the Chair of the Monitoring Committee to ask other experts' assistance on certain items of the agenda or to the entire meeting of the Monitoring Committee. The member shall propose the names of the

² In the written authorisation, the member shall specify the scope of the rights, which his representative is authorised to exercise.



experts to the Chair of the Monitoring Committee, through the Secretariat of the Monitoring Committee, no later than 5 working days prior to the meeting of the Monitoring Committee,

Article 5

The Secretary of the Monitoring Committee

1. The function of the Secretary of the Monitoring Committee shall be performed by an employee of the Ministry's Department of European Union Funds, who shall be appointed by the Chair of the Monitoring Committee.
2. The Secretary of the Monitoring Committee, in particular,:
 - 2.1 is not a member of the Monitoring Committee; shall be entitled to participate in the meetings without a voting right,
 - 2.2 shall provide for organisational matters required for the meetings of the Monitoring Committee,
 - 2.3 shall perform other activities according to the instructions of the Chair of the Monitoring Committee and, in his/her absence, according to the instructions of the Vice-chair of the monitoring committee.

Article 6

The Secretariat of the Monitoring Committee

1. The activities of the Secretariat of the Monitoring Committee are performed by the Ministry's Department of European Union Funds.
2. The Secretariat of the Monitoring Committee shall, in particular:
 - 2.1 gather materials and information required for the Monitoring Committee's activities,
 - 2.2 draft the agenda for the meetings of the Monitoring Committee, be responsible for the preparation of materials for the meetings of the Monitoring Committee and for other professional meetings relating to the performance of the Monitoring Committee's tasks,
 - 2.3 keep records of, process and handle all documents relating to the activities of the Monitoring Committee,
 - 2.4 prepare, process and submit to the Monitoring Committee all groundwork materials required for its activities,
 - 2.5 maintain an updated list of the Monitoring Committee members including their alternates; whenever a Monitoring Committee member or alternate is appointed or recalled, the secretariat shall update the list without having to consult this change with the Monitoring Committee,



- 2.6 a representative of the secretariat of the Monitoring Committee shall participate in the meetings, and shall take the minutes of the meetings of the Monitoring Committee.

Article 7

Decision-making of the Monitoring Committee

1. The Monitoring Committee shall have a quorum if at least one half of its regular members or, as the case may be, the members' alternates or Authorised Representatives (hereinafter the "Monitoring Committee Member") are present.
2. Decisions by the Monitoring Committee shall be primarily taken by consensus. In the case that a consensus cannot be reached, the Monitoring Committee, based on a decision taken by the Chair, shall proceed to voting. Every Monitoring Committee Member has one vote.
3. In the case of voting, decisions of the Monitoring Committee shall be taken by the absolute majority of votes of present Monitoring Committee Members. In the event of a tie vote, the Chair's vote shall be decisive.
4. Any Monitoring Committee Member with a voting right who voted against an adopted decision, may include into the minutes of the meeting the substantiation of his standpoint in the wording presented at the meeting of the Monitoring Committee.

Article 8

Final Provisions

1. This Statute shall take effect as of the day of its signature by the Minister of the Environment.
2. Changes in the Statute of the Monitoring Committee shall be made as a new issue of the whole Statute, which shall be approved and signed by the Minister of the Environment upon proposal by the Chair of the Monitoring Committee. Amendments to the Statute of the Monitoring Committee shall be proposed by the Monitoring Committee or by the Managing Authority for the OP Environment upon discussion with the Monitoring Committee.

Rut Bízková
Minister