

LAW OF AZERBAIJAN REPUBLIC

On protection of atmospheric air

Atmospheric air is the integral component of the environment influencing health, work capacity of people, flora and fauna.

The present law, establishing legal bases for protection of atmospheric air, is directed on realization of the rights of population to live in favorable environment and to receive correct information on the environment.

I SECTION GENERAL PROVISIONS

Article 1. The basic concepts

1.0. Concepts used in the present law express the following meaning:

1.0.1. Atmospheric air - a natural mixture of the atmospheric gases covering the environment;

1.0.2. Harmful and polluting substances (hereinafter - harmful substances) - substances or mixtures thereof, emitted in atmospheric air and at certain density rendering harmful influence on human health and the environment;

1.0.3. Pollution of atmospheric air - excess of amount of harmful substances in atmospheric air over hygienic and ecological specifications;

1.0.4. Trans-boundary pollution of atmospheric air - pollution of atmospheric air of one country because of propagation of harmful substances, which source is on the territory of the other state;

1.0.5. Adverse meteorological conditions - the meteorological conditions promoting accumulation and propagation of harmful substances in the layers of atmospheric air, adjoining with land surface;

1.0.6. Harmful physical influence on atmospheric air - influence of noise of anthropogenic origin, vibration, ionizing rays, electromagnetic waves, humidity, radiation and other physical factors on change of physical properties of atmospheric air harmful to human health and the environment;

1.0.7. Permissible level of physical influence on atmospheric air - the specification of physical influence reflecting maximum level of physical influence on atmospheric air harmless for human health and the environment;

1.0.8. Permissible limit of harmful physical influence on atmospheric air - the specification established for each source of physical influence, with a condition of non-exceeding of harmful physical influences of each of sources and all of them together over permissible level of physical influence on atmospheric air;

1.0.9. The technical specification of emission (waste) - the specification establishing as much as possible permissible amount of harmful substance emitted in atmospheric air, and other parameters for stationary and mobile sources of harmful substances, including vehicles, technological processes and the equipment, calculated taking into account their unit of production, run, capacity of the engine;

1.0.10. Permissible limit of emission (waste) - permissible limit of emission of harmful substances, established in view of technical specifications of emission and pollution of a background for each source polluting atmospheric air, under condition of non-exceeding by harmful substances from stationary sources of hygienic and ecological specifications of quality of atmospheric air;

1.0.11. Temporarily coordinated emission (waste) - a temporary limit of emission of harmful substances in the atmospheric air established for stationary sources under condition of stage-by-stage achievement of permissible limit of emission taking into account quality of atmospheric air and social and economic development of corresponding territory;

1.0.12. Monitoring of atmospheric air - system of supervision and the control with the purpose of studying, estimation and the forecast of a condition, pollution of the atmospheric air, and natural processes occurring in it;

1.0.13. Protection of atmospheric air - the system of measures which are carried out by corresponding executive authorities and local self-government, legal and physical persons with the purpose of improvement of quality of atmospheric air, prevention of influence on atmospheric air, unhealthy for human beings and the environment;

1.0.14. The hygienic standard of quality of atmospheric air - criterion of quality of the atmospheric air, establishing permissible limit of amount of harmful substances, excluding harmful influence of atmospheric air on human health;

1.0.15. The ecological standard of quality of atmospheric air - criterion of quality of atmospheric air, establishing permissible limit of amount of harmful substances, excluding harmful influence of atmospheric air on the environment;

1.0.16. Quality of atmospheric air - set of physical, chemical and biological properties of the atmospheric air reflecting compliance of quality of atmospheric air with hygienic and ecological specifications.

Article 2. The legislation in the area of protection of atmospheric air

The legislation in the area of protection of atmospheric air consists of the present law, the Constitution of the Azerbaijan Republic, laws of the Azerbaijan Republic "On protection of environment", "On ecological safety", and "On hydro-meteorological activity", other normative-legal acts and international contracts supported by the Azerbaijan Republic.

II SECTION

REGULATION IN THE AREA OF PROTECTION OF ATMOSPHERIC AIR

Article 3. Main principles of state regulation in the area of protection of atmospheric air

3.0. State regulation in the area of protection of atmospheric air is based on the following principles:

3.0.1. Priority of protection of human health;

3.0.2. Provision of ecological conditions favorable for human life, labor activity and rest;

3.0.3. Non-committing of irreparable consequences for an environment from pollution of atmospheric air;

3.0.4. State regulation of emission of harmful substances in atmospheric air and harmful physical influence on it.

3.0.5. Full scope, reliability and publicity of data on a condition of atmospheric air and its pollution;

3.0.6. Scientifically proved, systematic and complex approach to protection of atmospheric air.

Article 4. Objectives of the state in the area of protection of atmospheric air

4.0. The objectives of the state in the area of protection of atmospheric air are:

4.0.1. Establishment of rules of the state account of harmful substances emitted in atmospheric air and harmful physical influences on it;

4.0.2. Drawing up and approval of technical specifications of emission and the permissible limit of emission, and the list of objects where the given limits are applied;

4.0.3. Establishment of payments for emission of harmful substances in atmospheric air, and rules of compensation of the damage caused to human health and the environment because of pollution of atmospheric air and harmful physical influence on it;

4.0.4. Establishment of rules of delivery of the special permit on emission of harmful substances in atmospheric air and harmful physical influences on it;

4.0.5. Establishment of the amount and rules of use of payments for reception of the special permit on emission of harmful substances in atmospheric air and harmful physical influences on it;

4.0.6. Organization of financing of the state monitoring and maintenance of its carrying out;

4.0.7. Establishment of rules of restriction, suspension and termination of emission of harmful substances in atmospheric air and/or harmful physical influences on it with infringement of the conditions stipulated in the special permit on emission of harmful substances in atmospheric air and harmful physical influences on it;

4.0.8. Establishment of rules of certification confirming compliance of fuel, technical constructions, technological processes, engines, transport and other mobile means, and the equipment with requirements on protection of atmospheric air;

4.0.9. Determination and realization of the united state policy in the area of protection of atmospheric air on the territory of the Azerbaijan Republic;

4.0.10. Preparation and realization of target state programs in the area of protection of atmospheric air;

4.0.11. Organization of information of the population about pollution of atmospheric air and implementation of target state programs on protection of atmospheric air;

4.0.12. Realization of measures on protection of the population in the emergencies threatening human health and life because of pollution of atmospheric air;

4.0.13. Establishment with a view of protection of atmospheric air of hygienic and ecological specifications of quality of atmospheric air, utilized capacity of ecological systems and permissible level of harmful physical influences on atmospheric air, and limits of the given level;

4.0.14. Co-ordination of activity of corresponding executive authorities, legal and physical persons in the area of protection of atmospheric air;

4.0.15. Establishment of reduction of emission of harmful substances in atmospheric air, and also terms of realization of the given reduction according to target state programs on protection of atmospheric air and the international obligations of the Azerbaijan Republic in this area;

4.0.16. Realization of other objectives established by the legislation in the area of protection of atmospheric air.

Article 5. Rights and duties of local self-government bodies in the area of protection of atmospheric air

5.0. The rights and duties of bodies of local self-government in the area of protection of atmospheric air are:

5.0.1. Development and realization of local ecological programs;

- 5.0.2. Organization and realization within the territory and within the framework of the powers of the control and monitoring connected to this area;
- 5.0.3. Realization of measures on protection of the population in emergency conditions representing threat for human health and life because of pollution of atmospheric air;
- 5.0.4. Co-ordination within the limits of the powers of activity of legal and physical persons in the area of protection of atmospheric air;
- 5.0.5. Information of the population on a condition of atmospheric air, its pollution and implementation of programs on improvement of quality of atmospheric air;
- 5.0.6. Realization of other powers envisaged by the legislation.

Article 6. Rights of legal and physical persons in the area of protection of atmospheric air

- 6.1. The rights of legal and physical persons in the area of protection of atmospheric air are as follows:
 - 6.1.1. Submission of offers to the state bodies and bodies of local self-government;
 - 6.1.2. Reception in the order established by the legislation at the state bodies and bodies of local self-government of the information on pollution of the atmospheric air, harmful physical influences on it and their sources, and also realization of measures on elimination of the given pollution and influence;
 - 6.1.3. Realization in the order envisaged by the legislation of public control over observance of requirements on prevention of pollution of atmospheric air;
 - 6.1.4. Addressing to the corresponding state bodies, bodies of local self-government and courts at infringement of requirements of the legislation in the area of protection of atmospheric air;
 - 6.1.5. Participation in carrying out of actions on protection of atmospheric air and financing thereof;
 - 6.1.6. Participation in the decision-making, connected with manufacture and other activity, able to render harmful influence on quality of atmospheric air;
 - 6.1.7. Prosecution of a claim on compensation of the damage caused to human health and property and the environment because of pollution of atmospheric air.
- 6.2. All legal and physical persons in the Azerbaijan Republic are equal in rights in reception of indemnification for the damage caused to them because of pollution of atmospheric air.

Article 7. Rights of the non-governmental organizations in the area of protection of atmospheric air

- 7.1. The rights of the non-governmental organizations within their powers in the area of protection of atmospheric air are:
 - 7.1.1. Reception in the order established by the legislation at the state bodies and bodies of local self-government, legal persons of information on pollution of the atmospheric air, harmful physical influences on it and their sources, and also realization of measures on elimination of the given pollution and influence;
 - 7.1.2. Participation in preparation and realization of corresponding state and local actions and programs;
 - 7.1.3. Putting before corresponding executive authorities and bodies of local self-government of the questions answering the interests of the population, according to the legislation;
 - 7.1.4. Putting before the international organizations of questions on protection of the rights of the population connected to protection of atmospheric air;

7.1.5. Realization of public control over observance of requirements on prevention of pollution of atmospheric air;

7.1.6. Demanding from legal and physical persons, bodies of the government and local self-government of observance of the legislation on protection of atmospheric air, elimination of its infringement and making complaints in court in this connection.

7.2. Representatives of nongovernmental organizations can to enter on the territory of the industrial objects being sources of pollution of atmospheric air and harmful physical influence on it in the order established by the legislation and on terms determined by it.

III SECTION ORGANIZATION OF ACTIVITY IN THE AREA OF PROTECTION OF ATMOSPHERIC AIR

Article 8. Programs and actions on protection of atmospheric air, financing thereof

8.1. The legal and physical persons being sources of harmful substances emitted in atmospheric air and harmful physical influence on it, carry out measures on protection of atmospheric air in coordination with the corresponding executive authorities.

8.2. Corresponding executive authority, taking into account measures on reduction of amount of harmful substances, data on monitoring of atmospheric air, results of the control over harmful substances and scale of their propagation, prepare and carry out target programs (for the certain period) on protection of atmospheric air.

8.3. Measures on protection of atmospheric air should not cause damage to other objects of the environment.

8.4. With the purpose of the account of offers of the population and the non-governmental organizations on realization of the measures connected to improvement of quality of atmospheric air, projects of programs on protection of atmospheric air may be submit for their discussion.

8.5. Programs and measures on protection of atmospheric air may be financed on the expense of payments for emission in atmospheric air of harmful substances and harmful physical influences on it, the state budget, local budgets, extra-budgetary means, including means of the enterprises and the organizations, the international organizations, donations of physical persons and other sources.

Article 9. Specifications of quality of atmospheric air and physical influence on atmospheric air

9.1. Hygienic and ecological specifications of quality of atmospheric air and the permissible level of physical influence on it are established with the purpose of determination of criteria of safety and/or harmlessness of chemical, biological and physical factors of influence on people, flora and fauna, especially protected natural territories and objects, and also estimation of a condition of atmospheric air.

9.2. Hygienic and ecological specifications of quality of atmospheric air and the permissible level of physical influence on it are established in the order envisaged by the corresponding executive authority.

Article 10. Specifications of emission in atmospheric air of harmful substances and harmful physical influence on it

10.1. Technical specifications of emission and their permissible limits are established with the purpose of regulation by the state of emission in atmospheric air of harmful substances.

10.2. Corresponding executive authority establishes technical specifications of emission for transport, other kinds of mobile means and the constructions being stationary sources of harmful substances emitted in atmospheric air, and a source of pollution of atmospheric air.

10.3. The permissible limit of emission of harmful substances emitted in atmospheric air for each stationary source and their aggregates (object as a whole) is established by the corresponding executive authority.

10.4. In case of impossibility of observance by the legal and physical persons being sources of harmful substances emitted in atmospheric air of the permissible limit of the emission, the corresponding executive authority can establish the temporary coordinated emission of harmful substances.

10.5. Temporarily coordinated emission is established for the term of stage-by-stage achievement of the permissible limit of emission under condition of presence of a plan of measures on observance of technical specifications of emission in atmospheric air of harmful substances and to reduction of their amount. The corresponding executive authority establishes terms of stage-by-stage achievement of the permissible limit of emission. Legal and physical persons prepare actions on reduction of amount of harmful substances emitted in atmospheric air taking into account a degree of hazard to human health and the environment and implement them in coordination with the corresponding executive authority.

10.6. With the purpose of state regulation of harmful physical influences on atmospheric air the permissible level of physical influence on atmospheric air and the permissible limit of harmful physical influence are established.

10.7. The specifications and other parameters, methods of their establishment specified in the Article 10 of the present law on a regular basis are improved by the corresponding executive authorities taking into account the international standards, scientific and technical progress and requirements of an ecological situation and approved by them in the order established by the legislation.

Article 11. The state registration of harmful and potentially dangerous substances

The corresponding executive authority carries out the state registration of harmful substances, and the substances representing potential hazard to human health and the environment in the order established by the legislation.

Article 12. A special permit on emission of harmful substances in atmospheric air

12.1. Emission in atmospheric air of harmful substances from stationary sources is permitted only based on the special permit given in the order established by the legislation by corresponding executive authority.

12.2. In the special permit the permissible limit of emission in atmospheric air of harmful substances and other conditions providing protection of atmospheric air are established.

12.3. The corresponding executive authority establishes rules of delivery of the special permit to emission in atmospheric air of harmful substances from transport and other mobile means.

12.4. Harmful physical influence on atmospheric air is permitted based on a permit given by the corresponding executive authority.

12.5. Payments for delivery of the special permit to emission in atmospheric air of harmful substances and harmful influence on it are established by the legislation.

12.6. At absence of the special permit to emission in atmospheric air of harmful substances and harmful physical influence on it, and also infringement of the conditions stipulated by the given special permit, emission in atmospheric air of harmful substances and harmful physical influence on it are restricted, suspended or terminated in the order established by the legislation.

Article 13. The general requirements to the economic activities rendering harmful influence on atmospheric air

13.1. With a view of prevention of possible damage as a result of use of new equipment, technology, materials and other production, able to render harmful influence on atmospheric air, the following requirements on protection of atmospheric air are established:

13.1.2. Application and use of new equipment, technology, machinery, technical means, materials, products, other production, that do not meet the requirements, established by legislation on protection of atmospheric air is forbidden;

13.1.3. Import on the territory of the country of transport, other mobile means and the equipment rendering harmful influence on quality of atmospheric air, their spare parts which term of operation established by the legislation has expired is forbidden;

13.1.4. Emission in atmospheric air of substances with unascertained degree of hazard to human health and life, and environment is forbidden;

13.1.5. Manufacture, import and use of fuel on the territory of the Azerbaijan Republic is permitted only at presence of the certificates confirming their conformity to requirements on protection of atmospheric air;

13.1.6. Manufacture, import, operation on the territory of the Azerbaijan Republic of technical constructions, technological processes, engines, transport and other mobile means, the equipment and their spare parts is permitted only at presence of the certificates confirming conformity to specifications of emission;

13.1.7. The certificates confirming conformity of amount of harmful substances at use of technical constructions, technological processes, engines, transport and other mobile means to technical specifications of emission, and also the certificates confirming conformity of fuel to requirements on protection of atmospheric air are given out in the order established by the legislation;

13.1.8. The corresponding executive authority can limit use of products of oil and natural gas, other kinds of fuel polluting atmospheric air as a result of use, and also stimulates manufacture and use of environmentally safe kinds of fuel and other energy carriers.

13.2. The activity directed on change of a condition of atmospheric air and atmospheric processes, can be carried out only based on a special permit given by corresponding executive authority, on conditions that the given activity has no harmful consequences for human health and life, and the environment.

Article 14. Requirements on protection of atmospheric air during designing, location, construction, reconstruction and operation of economic objects

14.1. During designing, location, construction, reconstruction and operation of economic objects requirements on observance of hygienic and ecological specifications of quality of atmospheric air should be provided.

14.2. Background level of pollution of atmospheric air and change of its quality as a result of realization of economic activities should be taken into account at designing, location of economic objects rendering harmful influence on qualitative specifications of atmospheric air within cities and other settlements, near to them, and also during building, reconstruction of cities and other settlements.

14.3. With the purpose of protection of atmospheric air in residence places of the population sanitary - protective belts of the enterprises and the organizations are allocated in the order stipulated by the legislation. The sizes of such sanitary - protective belts are established by a degree of propagation of harmful substances emitted in atmospheric air, and sanitary classification of the enterprises and organizations.

14.4. In civil-engineering designs of the economic objects, able to render harmful influence on quality of atmospheric air, reduction of amount of harmful substances emitted in atmospheric air and their neutralization according to the requirements established by corresponding executive authority should be reflected.

14.5. Places of building of the economic objects, able to render harmful influence on quality of atmospheric air, should be coordinated with the corresponding executive authority.

14.6. Non-exceeding of emission in atmospheric air of harmful substances and harmful physical influences on it over technical specifications of the permissible limit of emission, permissible limits of harmful physical influences should be provided on economic objects being built or reconstructed.

14.7. Location and operation of economic objects which do not have gas-dust removal constructions and control and measuring means for emitted in atmospheric air of harmful substances, stipulated in the rules of protection of atmospheric air, is forbidden.

14.8. Designing, location, construction and operation of the economic objects, able to lead to deterioration of human health, to heavy consequences for a condition of ozone layer, climate, flora and fauna, for the environment and the population, is forbidden.

Article 15. Regulation of emission of harmful substances in atmospheric air during operation of transport and other mobile means

15.1. Operation of transport and other mobile means, which amount and composition of harmful substances emitted in atmospheric air exceeds technical specifications of the emission established by the legislation, is forbidden.

15.2. Corresponding executive authorities should to carry out the measures providing reduction of amount of harmful substances emitted in atmospheric air during operation of transport and other mobile means.

15.3. Corresponding executive authorities can limit entrance of transport and other mobile means to settlements, places of rest, tourism, objects of public health services and improving objects, to regulate movement of vehicles.

15.4. The control over non-exceeding by harmful substances, emitted in atmospheric air by transport and other mobile means, of technical specifications of emission is carried out by corresponding executive authorities in the order established by the legislation.

Article 16. Regulation of emission in atmospheric air of harmful substances at storage, bury, neutralization and burning of industrial and household waste products

16.1. Storage, bury, neutralization of the industrial and household waste products rendering harmful influence on atmospheric air, in territory of the enterprises, organizations, and settlements is carried out in the order established by the legislation. Burning of the given waste products without special constructions is not permitted.

16.2. Legal and physical persons, which industrial and household wastes are a source of pollution of atmospheric air, should provide transportation of such waste products for storage or bury in special places, and also on the economic and other objects using them as raw material.

16.3. Places for storage, bury and destruction of industrial and household wastes polluting atmospheric air, will be coordinated with corresponding executive authorities and local self-government.

Article 17. Protection of human health and life at change of quality of atmospheric air

17.1. With the purpose of regulation of amount of harmful substances emitted in the atmosphere at arising on the territories of cities and other settlements of adverse meteorological conditions the corresponding executive authorities and local self-government carry out the measures prepared on the basis of corresponding forecasts.

17.2. At reception of forecasts about adverse meteorological conditions the legal and physical persons who emit in atmospheric air harmful substances because of their activity, should carry out measures on reduction of amount of harmful substances coordination with corresponding executive authorities.

17.3. At occurrence of threat of deterioration of atmospheric air, and also threat for human health and life as a result of emission of harmful substances in the atmosphere during accident corresponding executive authorities and local self-government carry out immediate measures on their protection in the order established by the legislation.

Article 18. Trans-boundary pollution of atmospheric air

At pollution of atmospheric air on the territory of the Azerbaijan Republic because of distribution of harmful substances which source is on the territory of a foreign country, the corresponding executive authority provides realization of corresponding measures according to international contracts supported by the Azerbaijan Republic.

IV SECTION

STATE REGISTRATION OF HARMFUL INFLUENCES ON ATMOSPHERIC AIR AND SOURCES THEREOF, ECONOMIC REGULATION

Article 19. The state registration of harmful substances emitted in atmospheric air, harmful physical influences on it and their sources

19.1. The legal and physical persons being a source of harmful substances emitted in atmospheric air and harmful physical influences on it, are taken on the state registration in the order established by the legislation with the indication of amount and structure of harmful substances emitted in atmospheric air, including the gases having a hothouse effect, substances and physical influences depleting the ozone layer, kinds and sizes of harmful physical influences.

19.2. The list of organizations which are carrying out the account and the analysis of the statistical data in the area of protection of atmospheric air, is established by the corresponding executive authority.

Article 20. Inventory of sources of harmful substances emitted in atmospheric air and physical influence on it

20.1. The legal and physical persons being a source of harmful substances emitted in atmospheric air and physical influence on it, carry out inventory of harmful substances emitted in atmospheric air and physical influence on it in the order established by the corresponding executive authority.

20.2. Lists of sources of harmful substances emitted in atmospheric air and physical influence on it taken on the state account and normalized on enterprises and the organizations, cities and other settlements are established by corresponding executive authority on the basis of the data of inventory of sources of harmful substances emitted in atmospheric air, and physical influence on it.

Article 21. Payments for pollution of atmospheric air with harmful substances and physical influence on it

Legal and physical persons pay in the order established by the legislation a payment for reception of the special permit to emission in atmospheric air of harmful substances from stationary sources and harmful physical influences on it.

Article 22. Compensation of the damage caused to human health, property and the environment because of pollution of atmospheric air

The damage caused to human health, property and the environment as a result of pollution of atmospheric air, is compensated in the order established by the legislation on the expenses of physical and legal persons recognized guilty in pollution of atmospheric air.

**V SECTION
CONTROL OVER PROTECTION OF ATMOSPHERIC AIR**

Article 23. Monitoring of atmospheric air

23.1. The system of state monitoring is organized and carried out with the purpose of supervision over pollution of atmospheric air, complex estimation and forecasting of its condition, and also provision of corresponding executive authorities and local self-government, the enterprises, the organizations and the population with current and operative information.

23.2. Being the main component of the state monitoring of the environment, the state monitoring of atmospheric air is carried out by corresponding executive authorities in the order established by the legislation.

Article 24. The state control over protection of atmospheric air

24.1. The state control over protection of atmospheric air should provide observance of:

24.1.1. Conditions of the special permit given on harmful substances emitted in atmospheric air and their harmful physical influences;

- 24.1.2. Standards, specifications, rules and other requirements of protection of atmospheric air, including realization of industrial inspection over protection of atmospheric air;
- 24.1.3. Sanitary - protective regime of the objects being a stationary source of harmful substances emitted in atmospheric air;
- 24.1.4. Realization of target state programs and actions on protection of atmospheric air;
- 24.1.5. Technical specifications established by the legislation of emission for transport and other mobile means;
- 24.1.6. Other requirements of the legislation and the international acts in the area of protection of atmospheric air.
- 24.2. The state control over protection of atmospheric air is carried out in the order established by the legislation by corresponding executive authorities.

Article 25. The industrial (departmental) control over protection of atmospheric air

- 25.1. The legal persons having sources, rendering harmful chemical, biological and physical influence on atmospheric air, carry out the industrial (departmental) control over protection of atmospheric air and with this purpose appoint the responsible person and/or organize ecological service.
- 25.2. The legal persons having sources, rendering harmful chemical, biological and physical influence on atmospheric air, carry out protection of atmospheric air in the order established by the legislation.
- 25.3. Information on ecological service of persons and organizations, which carry out the industrial (departmental) control over protection of atmospheric air, and also results of the control are submitted to the corresponding executive authorities.

Article 26. Public control in the area of protection of atmospheric air

Public control in the area of protection of atmospheric air is carried out in the order established by legal acts of the Azerbaijan Republic about environment protection and the nongovernmental organizations.

VI SECTION

DUTIES OF LEGAL AND PHYSICAL PERSONS BEING STATIONARY AND MOBILE SOURCES OF HARMFUL SUBSTANCES EMITTED IN ATMOSPHERIC AIR, RESPONSIBILITY FOR INFRINGEMENT OF LEGISLATION

Article 27. Duties of the legal and physical persons being stationary and mobile sources of harmful substances emitted in atmospheric air

- 27.1. The legal and physical persons being stationary sources of harmful substances emitted in atmospheric air, are obliged:
- 27.1.1. To provide carrying out of inventory of harmful substances emitted in atmospheric air and observance of specifications on permissible limit of harmful substances emitted in atmospheric air and their physical influences;
- 27.1.2. To coordinate with corresponding executive authorities places of building of economic objects rendering harmful influence on atmospheric air;
- 27.1.3. To apply low-wasted and wasteless technologies with the purpose of decrease of level of pollution of atmospheric air;

- 27.1.4. To provide preparation and realization of actions on prevention of emission in atmospheric air of harmful substances, to their secondary use, neutralization, production of such substances;
- 27.1.5. To carry out measures on prevention of propagation of harmful substances, emitted in atmospheric air at accident, and on elimination of their influence, liquidation of consequences of accident;
- 27.1.6. To conduct the account of harmful substances emitted in atmospheric air and their sources, and industrial inspection over observance of the established specifications;
- 27.1.7. To carry out the control over emission in atmospheric air of harmful substances and over construction of the structures constructions and devices envisaged for their neutralization, and to observe rules of their operation;
- 27.1.8. To provide observance of the regime of sanitary - protective belts of objects of industrial and other activity rendering harmful influence on atmospheric air;
- 27.1.9. To provide duly and safe transportation from territories of economic objects of harmful substances polluting atmospheric air in places of special storage or bury, and also on the objects using them as raw material;
- 27.1.10. To implement orders and written instructions of officials of corresponding executive authorities on elimination of infringement of requirements of the legislation in the area of protection of atmospheric air;
- 27.1.11. To direct urgently to corresponding executive authorities information on the harmful substances becoming the reason of pollution of atmospheric air because of accident;
- 27.1.12. To submit in accordance with established procedure to corresponding executive authorities information on issues of protection of atmospheric air;
- 27.1.13. To observe other requirements established by corresponding executive authorities in the area of protection of atmospheric air.
- 27.2. During operation of transport and other mobile means legal and physical persons should provide non-exceeding of the technical specifications of emission established by the legislation with harmful substances emitted from the given means in atmospheric air.

Article 28. Responsibility for infringement of the legislation in the area of protection of atmospheric air

- 28.0. For infringement of the legislation on protection of atmospheric air in the following cases:
- 28.0.1. At exceeding by emission of harmful substances and harmful physical influences of specifications and limits stipulated by the present law;
- 28.0.2. At emission in atmospheric air of harmful substances without special permit of the corresponding executive authorities;
- 28.0.3. At emission of harmful substances and rendering of harmful physical influence over the norms specified in the special permit;
- 28.0.4. At infringement of service regulations of installations, equipment and devices, constructed with the purpose of control of emission in atmospheric air of harmful substances and harmful physical influence on it;
- 28.0.5. At operation of new and reconstructed constructions and equipment, that do not meet the requirements of the legislation on protection of atmospheric air;
- 28.0.6. At application of discovery, inventions, efficiency proposals, new technical systems and substances which do not meet the requirements, established by the legislation in the area of protection of atmospheric air, and do not envisage provision

with technical means for control over emission in atmospheric air of harmful substances, and also at import of the similar technological equipment;

28.0.7. At non-implementation of instructions of the bodies, which carry out the state control over protection of atmospheric air;

28.0.8. At pollution of atmospheric air as a result of infringement of rules of gathering, burning of industrial and household wastes, transportation, storage, application of the chemicals protecting plants, providing plant growth, and also mineral fertilizers and other preparations;

28.0.9. At non-observance of the rules of control over a condition of atmospheric air in places of location of enterprises, institutions and organizations the legal and physical persons, and also the officials recognized guilty in the order stipulated by the legislation, bear the responsibility according to the legislation of the Azerbaijan Republic.

Article 29. Rules of the settlement of disputes in the area of protection of atmospheric air

Disputes in the area of protection of atmospheric air are settled in courts or in the order established by the legislation of the Azerbaijan Republic.

**VII SECTION
INTERNATIONAL COOPERATION IN THE AREA OF PROTECTION OF
ATMOSPHERIC AIR**

Article 30. The international cooperation in the area of protection of atmospheric air

The Azerbaijan Republic, being guided by principles of observance of priority of ecological safety, carries out the international cooperation in the area of protection of atmospheric air.

Article 31. The international contracts in the area of protection of atmospheric air, which the Azerbaijan Republic has joined

At revealing in the international contracts about protection of atmospheric air, which the Azerbaijan Republic has joined, the rules differing from the legislation of the Azerbaijan Republic, rules of the international contracts are applied.

The president of the Azerbaijan Republic

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Baku

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