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## 1398<sup>th</sup> meeting, 9-11 March 2021 (DH)

### H46-14 Cordella and Others v. Italy (Application No. 54414/13)

Supervision of the execution of the European Court's judgments

Reference document

CM/Notes/1398/H46-14

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#### *Decisions*

##### The Deputies

1. recalled that the case concerns the authorities' failure to take the necessary measures to ensure the applicants' protection from the environmental pollution caused by the ex-ILVA steel plant in Taranto, and the lack of effective remedies enabling them to obtain measures securing the depollution of the areas concerned;

##### *As regards individual measures*

2. noted the information provided by the authorities with regards to the ongoing payment of the sums awarded for costs and expenses and invited them to keep the Committee informed of the conclusion of the process;

##### *As regards general measures*

3. recalled that the execution of this judgment requires the authorities to ensure that the current and future functioning of the ex-ILVA steel plant does not continue to cause risks to the health of the local residents and the environment; stressed in this context that the effective implementation of the environmental plan developed by the authorities, as rapidly as possible, is an essential element in this respect;

4. regretted the lack of information on this crucial issue in response to the last decision of the Committee; noted that in these circumstances it is impossible to make an evaluation of the progress achieved in the implementation of the environmental plan, the compliance with the timeframe established for carrying out the remaining interventions and the impact of the current operation of the plant on public health and the environment; called on the authorities to rapidly provide comprehensive and updated information on these issues and, in this context, invited them to address the questions raised by the applicants' representatives in their communications;

5. noted with satisfaction the clarifications provided by the Italian authorities indicating that those responsible for the implementation of the environmental plan no longer benefit from criminal and administrative immunity;
6. noted, however, with concern the persistent absence in the domestic legal system of effective remedies to address the violation of Article 13 established by this judgment; called on the authorities to rapidly adopt the necessary measures, legislative or other, to fill this gap, including by drawing inspiration from Recommendation Rec(2004)6 of the Committee of Ministers to member States on the improvement of domestic remedies;
7. requested the authorities to provide information on all outstanding questions no later than 30 June 2021.

#### Related documents

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