

TABLE OF CONTENTS

MINUTES OF THE THIRD MEETING OF JOINT HELCOM-VASAB MARITIME SPATIAL PLANNING WORKING GROUP (HELCOM -VASAB MSP WG)		2
Introduction	2
Agenda Item 1	Adoption of the Agenda.....	2
Agenda Item 2	Information on Maritime Spatial Planning developments, projects and events in the Baltic Sea Region	2
Agenda Item 3	Vision for the Baltic Sea – outcome of the BaltSeaPlan	6
Agenda Item 4	Maritime Spatial Planning minimum requirements and best practices – outcomes of the Plan Bothnia project.....	6
Agenda Item 5	Work Plan 2010-2013	8
Agenda Item 6	International legislative basis for Maritime Spatial Planning	8
Agenda Item 7	Practical application of the ecosystem approach in Maritime Spatial Planning.....	8
Agenda Item 8	Future work and next meeting.....	9
Agenda Item 9	Any other business.....	9
Agenda Item 10	Outcome of the Meeting.....	10
Annex 1	List of Participants.....	11
Annex 2	Overview of legislative basis	14
Annex 3	Necessary elements of a MSP relevant application of the ecosystem based approach.....	15
List of documents	16

will be carried out to determine whether and to what extent further actions are needed on the EU level. The Impact Assessment is a Commission Procedure, carried out jointly between DG Environment and DG MARE as well as with stakeholder involvement. The Impact Assessment involves both MSP and ICZM. The Impact Assessment is a Commission Staff Working Document, adopted at technical level in the Commission. The Impact Assessment will be published together with a proposal for how to pursue this issue further within EU. It is envisaged that the whole package will become available in May/June/July 2012 either at the end of the Danish EU Presidency or the beginning of the Cyprus EU Presidency.).

From the internet consultation launched, extensive replies have been received, also from outside Europe. While the replies confirmed the increasing use of the maritime space, consequential increasing conflicts, and thus the need of MSP and the usefulness of the ten EU MSP key principles and the need for EU action there was no clear indication as to whether a binding or non-binding EU instrument would be preferred.

In the Impact Assessment four different options examined are investigated: to do nothing (the baseline approach), the "soft approach" (in the form of supporting actions), adopting a non-binding measures, or adopting a binding measure. Among the key things in the Impact Assessment are: a general need for the Member States to implement MSP in European waters, to enhance cross-border cooperation which will require a common framework, the importance of subsidiarity meaning that planning is best carried out at the local/regional level.

During the Polish EU Presidency a Conference on MSP will be arranged in Szczecin on 22 November 2011.

Comments: it was asked whether the results from the stakeholder consultation had been analysed in a geographical context, assuming that most opposition would come from regions with least developed MSP, which could explain the ambiguity in the received replies. As a matter of fact it was found that most opposition, and especially to an EU Directive, stemmed from countries with subsidiarity concerns who had already developed their national MSP systems. Therefore it was stressed from the side of EU that the important issue was that MSP is carried out, and that this falls under the responsibility of EY Member States.

It was further commented that within the Baltic there is already a functional cooperation framework and therefore a way forward could be to work through the regional sea conventions. Likewise the Barcelona Convention has adopted a protocol on ICZM and an Annex to the Helsinki Convention on ICZM and MSP could equally be adopted. Was this option considered by the Commission? Furthermore it was suggested that EU MSP working groups would be considered as a way to enhance the cooperation, as was the case with the working groups on EIA and SEIA. The establishment of a MSP expert group within EU has been requested, as a sub-group to the Integrated Maritime Policy Group, which meets every three months. In addition further EU action would not preclude action also at regional level, such as in HELCOM and VASAB. Some commented that a binding option would be beneficial even for the Baltic, and that it would enhance the possibility to plan the protection and sustainable use of the sea. It was confirmed that certain countries found that a binding solution is needed to ensure action is taken nationally.

Finland: takes part in the PlanBothnia Project and projects under the Nordic Council of Ministers as well as the joint HELCOM/VASAB group. National Guidelines have been drafted for the construction of wind farms, on both land and sea, which will be published soon. Under the VELMU, dealing with inventories of underwater biodiversity, that has been running since 2004 with funding from EU and national budgets, data is collected for modelling of underwater habitats and species distribution. Currently data on human uses of the sea areas is also being collated with the aim next year to make an assessment of the pressures on the marine environment stemming from these uses. Funding has been applied, together with Russia for a project dealing with data collection and MSP in the Eastern part of the Gulf of Finland.

Comments; it was asked if a proposal for separate legislation on MSP is under preparation. No such initiatives are under preparation, but a revision of the Building and Land Use Act will be made concerning other issues, but not MSP.

Germany: no new developments in the territorial seas (Mecklenburg-Vorpommern and Schleswig-Holstein) or in the Exclusive Economic Zone since the last meeting. An evaluation of the EEZ plan will be made by the summer of 2012 concerning offshore energy and whether the expectations have been met as outlined in the national Energy Strategy. Next to it an offshore grid plan for the EEZ will be elaborated by Federal Maritime and Hydrographic Agency, identifying the electricity connections needed for the offshore wind farms, and the possibilities of having big fuses for several farms (clusters), and the cables to be bundled in corridors towards land, including also a strategic forward looking approach. Similar work is carried out in the North Sea by a working group of the North Sea Countries Offshore Grid Initiative dealing with transnational cooperation in offshore grid planning.

A project has been initiated by the Federal Nature Conservation Agency with the aim to develop, in close coordination with the Federal Environment Ministry, management plans for the Natura 2000 sites in the German EEZ under the EU BIRDS and HABITATS Directives. The management plans will include monitoring and surveillance. The work is done on the basis of existing data and in close cooperation with other research projects in the German EEZ, e.g. projects on monitoring and on the implementation of the MSFD.

Latvia: a new draft Spatial Planning law (also including MSP), which has been approved by the Government, is still being considered by the Parliament. The draft law foresees a spatial plan for the Territorial Seas and the EEZ. A long term plan should be initiated prior to 2014, with secondary legislation/regulations of the Cabinet of Ministers to be developed before the end of next year. A strategic document on spatial development of the coastal area 2011-2017 has been approved by the Government in April 2011. This strategic document in its Action Plan also foresees MSP. A draft Concept on competences of the institutions in MSP has been submitted for consultation in the Government on the 8 September. The Concept will bring clarity to the institutional framework for how to deal with MSP. A Ministerial meeting of Estonia, Latvia and Lithuania took place in June this year, gathering all ministers dealing with MSP. Another meeting of the nominated expert group will take place by the end of the year. Latvia takes part in the BaltSeaPlan and has recently started up a pilot Project (GORWIND) together with Estonia.

Poland: a conference has taken place in Poland during February, discussing the territorial cohesion agenda within EU. The outcome of the conference was provided as an input to a meeting of EU ministers in May this year. Two pilot Maritime Spatial Plans are under development; the Pomeranian Bay (PL, SE, DK and DE) and the Middle Bank (PL and SE). A first strategic environmental assessment of a pilot MSP has taken place for the Western part of the Gulf of Gdansk. The Maritime Institute has been commissioned to prepare indicators for how to measure Good Environmental Status under the EU Marine Strategy Framework Directive. An amendment of the Polish law on spatial planning and management is to be submitted to the Parliament. It contains among others a significant improvement of the law on MSP concerning inter alia procedures for MSP, the contents of the plans and what can be decided in the plans. The Polish maritime administration has started preparations for a Maritime Spatial Plan (probably for the whole of the Polish sea area except port waters). Work on the plan is expected to start by the beginning of next year and running for the next two years. A permitting system; for artificial structures, has been established that amongst others will allow for the construction of wind-farms. Guidelines for the preparation of applications and granting of permissions have been elaborated for use by both those seeking a permission and for those granting or denying a permission. The Guidelines are in Polish, and after final editing they will also be published in English. As a part of the Polish EU Presidency a conference "Planning for biodiversity" will be arranged on 7-9 November 2011, where one of the three parallel sessions will be dedicated to MSP and also include a presentation of the joint HELCOM-VASAB MSP WG.

The Russian Federation: Russia has taken initial steps for starting up Maritime Spatial Planning. This year the work will probably start on the elaboration of the legal basis for MSP which will provide the foundation for pilot projects on MSP. The work is planned to run up until the end of next year. The work is organized by the Ministry of Economics supported by

the Ministry of Regional Development and the Ministry of Natural Resources with the view that the MSP results can be coordinated with the neighbouring countries Estonia and Finland.

In the comments to the information two issues were raised:

- The possibility of making use of good contacts to the Polish colleagues, when dealing with MSP in the Kaliningrad Oblast; and
- That MSP may be included as one of the issues to be dealt with during the year of the Gulf of Finland in 2014.

Sweden: The Swedish Commission on Maritime Spatial Planning has produced two reports to the Swedish Government. The first report, delivered in December 2010 included a proposal for a new marine Spatial Planning Act and the second report, delivered in June 2011, on the knowledgebase (data and information) for the introduction of MSP. It is proposed that the newly established Swedish Agency for Marine and Water Management shall develop a system to collect data and information for MSP, in cooperation with the agencies concerned.

The plan is to present a government bill on a proposed new act on MSP to the Parliament by the end of this year/the beginning of next year which would enable the new agency to start drafting maritime spatial plans by July 2012.

The new agency is an environmental agency with focus on the marine environment and water, dealing with the conservation and preservation of the marine environment and its sustainable use.

Comments: which areas are covered by the draft bill and under the competence of the new Agency? The Commission suggested that the National Plan will cover all waters, starting from the baseline and up until the EEZ.

2.2 The Meeting took note of a presentation of recent developments within the Plan Bothnia project (18 months EU DG MARE action, **Presentation 1**), presented by Project Manager Mr. Hermanni Backer. Since the starting date of the action (2 December 2010) the project has focused on collecting the available information on human activities, natural values and other features of the planning area and is presently in the process of moving to the planning phase of the project. The next meeting on 19-20 October in Helsinki, Finland will focus on identifying sectoral interests ("priority areas").

2.3 The project so far has reached all its aims which includes as major deliverables: three of six key MSP meetings and several preparatory meetings with the involvement of key participants, collection and compilation of geodata (130+ datasets), a draft of the MSP assessment document as well as a functional website www.planbothnia.org (which includes a blog, open access document and photo libraries, access to the collected geodata, event calendar and background information), the necessary reporting to the EU Commission, commissioned consultant reports as well as dissemination activities.

2.4 The partners involved in the project are HELCOM (Lead Partner) and VASAB and a mix of sectoral institutions from Finland and Sweden. The project has involved sub-national (Finnish Regional Councils and County Administrative Boards) and national actors in the project meetings and other work. The contacts to the sub-national level has been coordinated with the help of Ministries responsible for planning (Environment) in Sweden and Finland.

2.5 The Meeting appreciated the progress made and the web facilities available for distributing and viewing the collected GIS data and other material.

2.6 The Meeting noted that public participation will be carried out through the three to four scheduled public events (including a final conference in May 2012) as well as website services which are geared for maximal transparency and openness – theoretically enabling anyone interested to participate in the planning process.

2.7 The Meeting also pointed out that there is a need to likewise consider data that is not available and how to deal with these information gaps, in addition to the available data.

Agenda Item 3 Vision for the Baltic Sea – outcome of the BaltSeaPlan

Documents: None

3.1 The Meeting took note of the general presentation about the BaltSeaPlan project and more specifically the draft Spatial Vision for the Baltic Sea Region developed within this project (**Presentation 2**), presented by the Project Manager Mr. Nico Nolte.

3.2 A final Project Conference will take place on 12 January 2012 presenting the outcome of the BaltSeaPlan as well as devoting an entire day for discussing MSP in the Baltic Region. Specific issues, such as how to deal with fisheries in MSP, how to deal with stakeholder involvement (in the latter case making use of the successful example from Latvia) and how to use modelling for MSP purposes will also be discussed during the Conference.

3.3 The development of a proposal for a Spatial Vision for the Baltic Sea Region is a deliverable from the Project, with the aim to look into the situation in 2030 and complementing already existing visions with a trans-boundary spatial vision. The vision is based on three aspect; environmental, socio-cultural and economic aspects and an inter-linkage between these three aspects. And the aim is to make use of this overarching vision in the development of national and trans-national plans.

3.4 Four key trans-national issues were identified to be dealt with in the vision: a healthy marine environment, a coherent pan-Baltic energy policy, safe, clean and efficient maritime transport and sustainable fisheries and aquaculture as well principles for allocating space were presented. Also co-operation in obtaining and sharing spatially relevant data, management and monitoring, spatial subsidiarity and appropriate structures and processes are dealt with in the vision. The vision sets out necessary administrative structures.

3.5 During the discussions the competence of IMO was mentioned, both for designation of areas to be avoided and deciding on compulsory pilotage outside the territorial seas and in international straits. At the same time the proposed vision was applauded for looking at what was wished to be realized with the vision, rather than the existing obstacles to reach this.

3.6 The Meeting decided to further look into how to make use of this BaltSeaPlan vision in the further HELCOM/VASAB work.

Agenda Item 4 Maritime Spatial Planning minimum requirements and best practices – outcomes of the Plan Bothnia project

Documents: 4/1, 4/2

4.1 The Meeting took note of an introduction by Plan Bothnia Project Manager Mr. Hermann Backer to the outcomes of the project concerning the two studies on respectively MSP minimum requirements and best practices. The aim of the two studies is to link the work carried out in the Plan Bothnia Project to the more overall work in the Baltic Region, ensuring a wider dissemination and use of the outcome of the Project. The key findings from the studies will be extracted and used in the final outcome of the Plan Bothnia Project.

4.2 The Meeting took note of the presentation by consultant Mr. Bernhard Heinrichs on the draft material for the outcome of Plan Bothnia Project on Minimum Requirements for transboundary MSP (document 4/1, **Presentation 3**).

4.3 In his presentation Mr. Heinrichs pointed out that the study has been made on the basis of the Joint HELCOM/VASAB principles and with the aim to shed light on minimum transnational requirements for MSP cooperation. Thus the aim of the study was to come up with proposals for how to improve the transnational cooperation in MSP.

4.4 In the presentation the following issues were suggested for inclusion as minimum requirements: Necessary transnational preparatory tools to ensure that all stakeholders are involved and share the same vision and objectives from the start, designation of areas as an instrument for managers when there is a need to prioritise certain uses, information and co-ordination of the elaboration of the plan and maybe even for the establishment of joint management measures on the basis of the plan, monitoring to follow-up and evaluate the effectiveness of the plan, a legal framework deciding on the institutional framework, the procedures and minimum content of the maritime spatial plans.

4.5 The Meeting thanked Mr. Heinrichs for the good work on this difficult but important topic.

4.6 The Meeting discussed the document 4/1 during which the following points were raised:

- national legal basis: should include also the issue of future developments, and thus how to take into account future uses. The revision and adaptation of the plan was pointed out as an important point, to ensure a regular review of the validity of the plan. Some especially stressed the monitoring and evaluation of the plan in assessing its effectiveness, by the use of performance indicators, while others found the monitoring to be a more complex issue, as it can be difficult to single out activities taking place and regulated by the plan.
- protection of underwater cultural heritage: is an issue that would need further consideration
- institutional issues/governance: it is very important that an institutional framework is used like the HELCOM/ VASAB framework, which regularly has the possibility of reporting to and getting decisions from the ministerial level
- trans-national co-operation: the earlier the consultations are made the better, for this reason a unified approach could be developed for information/consultation in a trans-boundary context
- zoning versus area use: some found that there was a need to be careful with the use of the word "zoning" which is used for maritime zones and that the use of "areas" was to be preferred. Also it was pointed out that an area can have many uses, for which reason it could not generally be stated that only one activity can take place in an area.
- lifetime of the plan: some found that rather than discussing the life time of a plan the need to review and update the plan was an important element
- the concept of minimum requirements: better definition required all inclusive approach; the importance of involving all sectors in the process was stressed and it was suggested to develop a common notion on how to cooperate, building on the Espoo Convention and the SEA protocol and expanding on this, making use of the existing network
- objectives and vision; some found that objectives could be conflicting and for this reason there was a need for a vision to help solve such situations.
- title of the study: it was suggested to change the title from "Minimum requirements" to "Minimum standards" or something similar.

4.7 The Meeting took note of the available draft material on MSP best practices study (document 4/2) and the presentation by PLAN BOTHNIA consultant Mr. Jacek Zaucha (**Presentation 4**). The consultant pointed out that the Document 4/2 consists of two parts, a background document part (describing the used case studies) and another part which includes the analysis/assessment of the selected plans. The consultant pointed also out that the assessment document is thus sensitive for his own opinions. In case the reader disagrees he is directed to form his own position by using i.e. the background part. Not all

possible MSP initiatives were covered and the consultant is happy to include more case studies if needed.

4.8 The Meeting appreciated the thorough and extensive work done, which describes how a number of MSP initiatives in the Baltic Sea region and beyond can be said to reflect the joint Baltic MSP principles, and by lifting some of these as MSP best practices within a given principle/topic.

4.9 The Meeting was also impressed by the inclusion of the MSFD descriptors and the HELCOM BSAP goals and objectives in the treatment of MSP initiatives as this is a less used approach which highlights the possible synergies.

4.10 The Meeting suggested that in its future work the study could condense the identified best practices case studies even further. These could be presented in terms of best practice procedures and features identified for each of the Baltic MSP principles and would also be a good way to link up with the results of the Minimum requirements study (Document 4/1).

4.11 The Meeting invited the countries and observers to provide inputs/comments to both document 4/1 and document 4/2 by **15 October 2011** (hermanni@helcom.fi, info@vasab.org, jacek.zaucha@im.gda.pl and bheinrichs2006@web.de) in order to enable the consultants to prepare the next draft to be submitted to the Plan Bothnia project by 15 November. There will be another round of commenting, likely during the next joint HELCOM VASAB MSP Working Group meeting.

Agenda Item 5 Work Plan 2010-2013

Documents: 5/1

5.1 The Meeting took note of the elaborated Annex to Work Plan 2010-2013 for the Joint HELCOM-VASAB MSP WG (document 5/1) including responsible actors and a timeframe for the envisaged activities and expected outcomes.

Agenda Item 6 International legislative basis for Maritime Spatial Planning

Documents: 6/1

6.1 HELCOM-VASAB MSP WG 2/2011 decided during the third meeting to further discuss and to outline basic elements for the legislative basis for MSP, in the whole maritime areas (internal waters, territorial seas and the exclusive economic zones) taking into account the International and Regional Conventions, Agreements, Policies and Strategies and EU directives.

6.2 The Meeting took note of the presentation by Germany on the basic elements for the legislative basis for MSP in the whole maritime area based on document 6/1, written by Mr. Wilfried Erbguth. Describing the maritime zones on the basis of the United Nations Convention on the Law of the Sea (UNCLOS), the document sets out the rights and obligations of coastal states' in these zones as regards Maritime Spatial Planning as well as the rights of other states/flag states' in the same zones. The document concludes that maritime spatial planning can be considered as a framework for the exercise of the rights conferred on coastal states' by UNCLOS.

6.3 The Meeting discussed the way forward and how to include also requirements in International and Regional Conventions, Agreements, Policies and Strategies and EU directives and decided to carry out the work as outlined in **Annex 2**. The Meeting agreed that the final aim is to present a condensed document containing also conclusions, to the next ministerial conferences.

Agenda Item 7 Practical application of the ecosystem approach in Maritime Spatial Planning

Documents: 7/1

7.1 HELCOM-VASAB MSP WG 2/2011 decided during the third meeting to further discuss the practical application of the ecosystem approach in MSP and if possible develop necessary elements of a MSP relevant application of the ecosystem based approach.

7.2 The Meeting took note of the presentation by Ms. Kirsi Kostamo on the ecosystem approach in MSP based on document 7/1 (**Presentation 5**), submitted by Ms. Kostamo and Mr. Markku Viitasalo.

7.3 The Meeting discussed the way forward and how to outline the necessary elements of a MSP relevant application of the ecosystem based approach and decided to carry out the work as outlined in **Annex 3**. The Meeting agreed that the final aim is to present a condensed document containing also conclusions, to the next ministerial conferences.

Agenda Item 8 Future work and next meeting

Documents: None

8.1 The Meeting discussed the major topics to be considered during the fourth HELCOM-VASAB MSP WG meeting and decided to continue focussing on the legal requirements, the ecosystem approach as well as data needs/requirements and ICZM and its relation to MSP. Poland offered to present its approach to ICZM and how it relates to MSP during the next meeting and the Meeting decided to invite DG Environment to make a presentation on the EU ICZM Recommendation. The BaltSeaPlan Project tentatively offered to present their outcome on data needs/requirements and alignments.

8.2 The Meeting decided to arrange its next meeting (HELCOM-VASAB MSP WG 4/2012) in Riga, Latvia on 7-8 February, 2012 starting at 14:00 on the first day and finalizing no later than at 16:00 on the second day.

Agenda Item 9 Any other business

Documents: 9/1, 9/1/Rev1, 9/1/Rev2

9.1 The Meeting took note of the presentation by Mr. Andris Andrusaitis on the latest developments in BONUS, including the BONUS Strategic Research Agenda 2011-2013 (**Presentation 6**).

9.2 BONUS has elaborated its Strategic Research Agenda, in consultation with and with feed-back from stakeholders. The process has taken 2½ years – and has specifically ensured active involvement of VASAB and HELCOM in addition to other experts. An executive summary is available, which importantly also outlines the timetable for the calls. In connection with the meeting of the Baltic Development Forum in Gdansk on 24-26 November 2011 BONUS will arrange a meeting (the BONUS Forum) on 24th October informing on the outcomes of the nearly finalized 16 BONUS projects, with a monetary value of almost 21 millions.

9.3 The first call will be during December this year, for which decision will be taken by the end of 2012, and with the aim that projects shall start up in 2013. More information can be found on the BONUS web-site; www.BONUS.org

9.4 Maritime spatial issues will be included to the second call in December 2012, with projects starting up in January 2014. Two overall themes are covered, ICZM (Theme 2,3): and Maritime Spatial Planning (Theme 4.3). This should ensure that the Baltic will keep its leadership within Maritime Spatial Planning issues and be able to share its experience also on an European and global level.

9.5 The Meeting welcomed the information on a proposed programme for a joint HELCOM/VASAB, OSPAR and ICES Maritime Spatial Planning Workshop (document 9/1/Rev1) in Lisbon, Portugal on 2-4 November 2011 and took note of a suggested preplanning meeting on 14 October 2011 at ICES Headquarters in Copenhagen, Denmark.

9.6 The Meeting discussed and agreed on the proposed Terms of Reference and the objectives of the workshop, with some minor suggestions for changes in the objectives to be communicated to ICES and OSPAR (document 9/1/Rev2).

9.7 The Meeting found that it would be beneficial if a representative of the joint HELCOM/VASAB MSP Working Group could participate in the preplanning meeting on 14 October and noted the intention of Denmark to attend.

9.8 The Meeting took note of the information that as part of the review process under the EU Strategy for the Baltic Sea Region strategic/political indicators and targets were under development, including for Maritime Spatial Planning. The following indicators have been suggested: 1. Number of MSP plans around the Baltic Sea Region, 2. Number of areas where cross-border coordination of MSP is taking place. The Meeting agreed to try to work towards a coordinated input to future suggestions on indicators and targets in the field of Maritime Spatial Planning.

Agenda Item 10

Outcome of the Meeting

Documents: 10/1, 10/1/Rev1

10.1 The Meeting adopted the draft Outcome of the Third Meeting of the Joint HELCOM-VASAB MSP WG containing the main decisions of the meeting.

10.2 The final Outcome of the meeting will be finalized by the Secretariats of HELCOM and VASAB in consultation with the Co-chairs of the meeting and made available in the HELCOM Meeting Portal as well as on the VASAB website, together with meeting documents and the presentations given during the meeting.

ANNEX 1

LIST OF PARTICIPANTS		
CO-CHAIRS		
Mr. Andrzej Cieslak	Maritime Office in Gdynia Ul. Chrzanowskiego 10 PL-81 338 Gdynia	Dir.Phone: +48 583553435 Fax: +48 586616697 Email: cieslak@umgdy.gov.pl
Ms. Anita Mäkinen	Finnish Transport Safety Agency (TraFi) Marine Environment Protection Unit Kumpulantie 9 P.O. Box 320 FI-00101 Helsinki	Dir.Phone: +358 401624592 Fax: Email: anita.makinen@trafi.fi
DENMARK		
Mr. Kasper Jespersen	Danish Maritime Safety Administration (DaMSA) Overgaden oven Vandet 62 B P.O. Box 1919 DK-1023 Copenhagen K	Dir.Phone: +45 32689586 Fax: +45 32574341 Email: kjn@frv.dk
Ms. Annette Klysner	Ministry of Environment Nature Agency Spatial Planning Department Haraldsgade 53 DK-2100 Copenhagen O	Dir.Phone: +45 72544735 Fax: Email: ankly@nst.dk
Ms. Lene Westergaard	Ministry of Environment Nature Agency Haraldsgade 53 DK-2100 Copenhagen O	Dir.Phone: +45 72544874 Fax: Email: lwe@nst.dk
ESTONIA		
Ms. Maila Kuusik	Ministry of Interior Spatial Planning Department Pikk 61 EE-15065 Tallinn	Dir.Phone: +372 6125178 Fax: +372 6125183 Email: maila.kuusik@siseministeerium.ee
EUROPEAN UNION		
Mr. Staffan Ekwall	European Commission DG MARE J 79/ 2/35 200 rue de la loi B-1049 Brussels	Dir.Phone: +32 22975521 Fax: Email: staffan.ekwall@ec.europa.eu
FINLAND		
Ms. Penina Blankett	Ministry of the Environment Department of the Natural Environment P.O. Box 35 FI-00023 Government	Dir.Phone: +358 504638196 Fax: Email: penina.blankett@ymparisto.fi
Ms. Tiina Tihlman	Ministry of the Environment Department of the Built Environment Kasarmikatu 25 P.O. Box 35 FI-00023 Government	Dir.Phone: +358 503041548 Fax: Email: tiina.tihlman@ymparisto.fi

GERMANY		
Mr. Nico Nolte	Federal Maritime and Hydrographic Agency M52 Maritime Spatial Planning Bernhard-Nocht-Str. 78 D-20359 Hamburg	Dir.Phone: +49 4031903520 Fax: +49 4031905000 Email: nico.nolte@bsh.de
Ms. Maike Kramer	German Federal Nature Conservation Agency Isle of Vilm D-18581 Putbus	Dir.Phone: +49 3830186119 Fax: +49 3830186117 Email: maike.kramer@bfn-vilm.de
LATVIA		
Ms. Alda Nikodemusa	Ministry of Environmental Protection and Regional Development Lacplesa 27 LV-1011 Riga Latvia	Dir.Phone: +371 67770423 Fax: +371 67820442 Email: alda.nikodemusa@varam.gov.lv
POLAND		
Mr. Andrzej Ginalski	General Directorate for Environmental Protection Natura 2000 Department ul. Wawelska 52/54 PL-00 922 Warsaw	Dir.Phone: +48 225792137 Fax: +48 225792197 Email: andrzej.ginalski@gdos.gov.pl
RUSSIA		
Mr. Andrey D. Lappo	Research and Design Institute of Urban development Torjkovskaya 5 St. Petersburg	Dir.Phone: +7 8124965041 Fax: +7 8124965051 Email: a.lappo@mail.ru
SWEDEN		
Mr. Sten Jerdenius	Ministry of the Environment Section for environmental analysis Stockholm	Dir.Phone: +46 84053910 Fax: +46 8211364 Email: sten.jerdenius@environment.ministry.se
Ms. Berit Pettersson	Swedish Agency for Water and Marine Management Box 11 930 SE-404 39 Göteborg	Dir.Phone: +46 106986015 Fax: Email: berit.pettersson@havochvatten.se
OBSERVERS		
Mr. Jochen Lamp	WWF Baltic Office Knieper Wall 1 D-18439 Stralsund	Dir.Phone: +49 (0) 3831 309294 Fax: +49 (0)3831 297599 Email: jochen.lamp@wwf.de
INVITED GUESTS		
Mr. Andris Andrusaitis	BONUS EEIG Hämeentie 33 FI-00500 Helsinki	Dir.Phone: +358 403528163 Fax: Email: andris.andrusaitis@bonuseeig.fi
Mr. Bernhard Heinrichs	BaltSeaPlan project Resthof 17 a D-19065 Goerslow	Dir.Phone: +49 38608851 Fax: +49 (385) 5883 082 Email: bheinrichs2006@web.de
Mr. Holger Janßen	Leibniz Institute for Baltic Sea Research (IOW) Seestrasse 15 DE-18119 Rostock-Warnemuende	Dir.Phone: +49 3815197469 Fax: +49 3815197211 Email: holger.janssen@io-warnemuende.de

Ms. Kirsi Kostamo	Finnish Environment Institute Mechelininkatu 34a P.O. Box 140 Helsinki	Dir.Phone: +358 400148656 Fax: Email: kirsi.kostamo@ymparisto.fi
Mr. Jens Perus	Nordic Council of Ministers Centres for Economic Development, Transport and the Environment in southern Ostrobothnia Hästholmsvägen 81 FI-65380 Vasa	Dir.Phone: +358 405292808 Fax: Email: jens.perus@ely-keskus.fi
Mr. Jacek Zaucha	Instytut Morski Długi Targ 41 PL-80-830 Gdańsk	Dir.Phone: +48 583018724 Fax: +48 583013513 Email: jacek.zaucha@im.gda.pl
VASAB SECRETARIAT		
Mr. Talis Linkaits	VASAB Secretariat Elizabetes street 19 LV-1010 Riga	Dir.Phone: +371 67350630 Fax: +371 67350626 Email: talis.linkaits@vasab.org
Ms. Dzintra Upmace	VASAB Secretariat Elizabetes street 19 LV-1010 Riga	Dir.Phone: +371 67350630 Fax: +371 67350626 Email: dzintra.upmace@vasab.org
HELCOM SECRETARIAT		
Ms. Anne Christine Brusendorff Executive Secretary	Helsinki Commission Katajanokanlaituri 6 B FI-00160 Helsinki	Dir.Phone: +358 468509194 Fax: +358 207412645 Email: anne christine.brusendorff@helcom.fi
Ms. Laura Meski Assisting Professional Secretary	Helsinki Commission Katajanokanlaituri 6 B FI-00160 Helsinki	Dir.Phone: +358 401622053 Fax: +358 207412645 Email: laura.meski@helcom.fi
Mr. Hermann Backer Project Manager of PLAN BOTHNIA	PLAN BOTHNIA Helsinki Commission Katajanokanlaituri 6 B FI-00160 Helsinki	Dir.Phone: +358 468509199 Fax: +358 207412645 Email: hermanni.backer@helcom.fi

ANNEX 2

Overview of legislative basis

1. The UNCLOS regime

- I. Internal waters; examples of limited sovereignty due to the international strait regime outlined in UNCLOS
- II. International straits; a specific regime according to UNCLOS
Denmark will elaborate an additional input on this issue as an addendum to document 6/1 by Professor Wilfried Erbguth

2. International and Regional Conventions, Agreements, Policies and Strategies and EU Directives

- I. International, European and regional legislative frameworks on Environmental Impact Assessment and Strategic Environmental Impact Assessment – establish a common ground for trans-national co-operation and co-ordination in general, based on the international regime established for assessment of environmental impacts
Sweden will elaborate an input on this issue
- II. International, European and regional legislative frameworks on substantial requirements
 - environmental requirements (e.g. the Helsinki Convention, HELCOM Recommendations and Declarations, EU Birds and Habitats Directives)
 - rights/requirements regarding specific uses (e.g. laying of cables and pipelines, maritime transportation and fisheries, military exercises)Sweden, Germany and Denmark with the help of EU will elaborate a condensed input on this issue, making use of and referring to existing documents, such as the one elaborated by the Swedish Commission on Maritime Spatial Planning (to be found on <http://www.regeringen.se/sb/d/108/a/156847>) and the EU legal report (to be found on http://ec.europa.eu/maritimeaffairs/pdf/legal_aspects_msp_report_en.pdf) (as well as a study to be commissioned by EU on the use of zoning in MSP in the Mediterranean) on this issue.

The aim is to elaborate a condensed document, containing conclusions on the above issues, which can be forwarded as an input to the next Ministerial meetings.

ANNEX 3

Necessary elements of a MSP relevant application of the ecosystem based approach

(Finland to take the overall lead, with the contribution of others as indicated below)

1. Vision, for the use and the protection and preservation of the marine environment
 (To make references to existing documents on the MSP and Ecosystem Approach relation, such as the HELCOM/VASAB MSP principles, the joint HELCOM/OSPAR Declaration, the UNESCO document on MSP and include the relevant ideas, aims and principles)
2. Knowledge of international and national legislative requirements (as decided in Annex 2)
3. Knowledge; Good background datasets; extensive, spatially explicit, quality-controlled and verified data and models
 - a) Description of and delineation of areas in the Baltic Sea into eco-regions
 - b) Collection of data, existing and production of new (collation and modeling)
 - nature (which aspects do we need data on: safeguarding of ecosystem functions and services, resilience and what is needed to assess the carrying capacity of the ecosystem (Finland and [Germany] will provide an input to this)
 - Human use, current and future
 - Cumulative and trans-boundary effects on the environment of human uses to obtain a holistic view on the marine environment
 - c) Development of coarse-scale and finer-scale sensitivity and pressure indices for respectively regional and smaller-scale plans
4. Governance structure, identifying obstacles to a MSP relevant application of the Ecosystem Approach and necessary decision-making processes in order to get away from sectorial decisions and with the aim to achieve integrated approaches
 (EU to provide an input to this)

The aim is to develop a document on a common understanding and with practical advice by outlining the necessary elements of a MSP relevant application of the Ecosystem based Approach in the Baltic Sea, including

- how can HELCOM BSAP/MSFD contribute in this process, e.g. indicators/descriptors which are spatially relevant (WWF, Jochen Lamp will provide an input to this, taking into account the work carried out by the consultant Jacek Zaucha under the PlanBothnia Project on Best Practices, cf. document 4/2 to be revised by mid-October) and vice-versa
- [safeguarding of ecosystem functions and services, resilience and understanding of the carrying capacity of the ecosystem (Germany to provide an input)]
- how can the SEA contribute in this process (Sweden will provide an input to this) (as decided in Annex 2)
- comparing spatial planning at land and at sea and how the ecosystem approach differs from land to sea (Finland will provide an input to this)

Work of other inter-governmental institutions is to be taken into account, such as OSPAR and ICES.

LIST OF DOCUMENTS

HELCOM - VASAB MSP WG 3/2011	Date dd.mm.yy	Title	Submitted by
1/1	29.08.11	Provisional Annotated Agenda	HELCOM and VASAB Secretariats
4/1	16.09.11	Minimum Requirements for transboundary MSP– Consultant draft material for outcome of Plan Bothnia project	PLAN BOTHNIA Project Manager
4/2	16.09.11	Best Practices on MSP –Consultant draft material for outcome of Plan Bothnia project	PLAN BOTHNIA Project Manager
5/1	29.08.11	Annex to Work Plan 2010-2013 for the Joint HELCOM-VASAB Maritime Spatial Planning Working Group	VASAB and HELCOM Secretariats
6/1	12.09.11	Overview of basic elements for the legislative basis for MSP in the whole maritime area	Germany
7/1	13.09.11	Ecosystem approach in marine spatial planning	Finland
9/1	29.08.11	Proposed programme for a joint trilateral HELCOM/VASAB, OSPAR and ICES workshop on Maritime Spatial Planning	VASAB and HELCOM Secretariats
9/1/Rev1	26.9.11	Proposed programme and draft Terms of Reference for a joint trilateral HELCOM/VASAB, OSPAR and ICES workshop on Maritime Spatial Planning	VASAB and HELCOM Secretariats
9/1/Rev2	29.9.2011	Proposed programme and draft Terms of Reference for a joint trilateral HELCOM/VASAB, OSPAR and ICES workshop on Maritime Spatial Planning	VASAB and HELCOM Secretariats
10/1	29.9.2011	Outcome of the Meeting	VASAB and HELCOM Secretariats
10/1/Rev1	7.10.2011	Outcome of the Meeting	VASAB and HELCOM Secretariats