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Complaints <[Complaints@eib.org](mailto:Complaints@eib.org)>

**European Investment Bank**

**Complaint SG/E/2020/03 - Implementation of the EIB-CM recommendations - Request for information and clarification on the Budapest Airport Concession (CAPEX Plan)**

Dear Sir / Madam,

The undersigned organisations, former complainants to the EIB Complaints Mechanism on the Budapest Airport Concession (CAPEX Plan), turn to you with a request for information on the implementation of the EIB-CM recommendations dated 21 October 2021. Following an online consultation with your representatives on 25 March 2022, we requested a meeting with the project promoter Budapest Airport to consult on the implementation of the EIB-CM recommendations on 17 June 2022. Following a correspondence with repeated requests, Budapest Airport refused a face-to-face meeting and sent us a detailed letter (14 September 2022), without unambiguously and specifically answering our questions, though.

Almost one year from the date of the EIB-CM conclusions report, we and locally affected communities see no evident sign of the implementation of the report's recommendations, in a way that would "adequately engage" with project affected stakeholders. Further, the updated Environmental and Social Data Sheet (dated 18.08.2022, replacing the 09.10.2018 version) fails to include chapters on the Social Assessment and Other Environmental and Social Aspects of the project.

Therefore, we would like to request the disclosure of the following information and documents concerning the Budapest Airport Concession loan:

1. Environmental and Social Management Plan and Environmental and Social Management system;
2. Stakeholders Engagement Plan, including information on the latest stakeholders mapping as required by the EIB-CM conclusions report;
3. Information on the efforts taken by the promoter to "(re)map project affected stakeholders" and the setup of the project grievance mechanism and contact details to this mechanism;
4. Information on the undertaken social mitigation measures, together with information about the incurred and planned costs of these measures;
5. Information whether the promoter provided EIB with the more recent information on noise pollution. If yes, I request disclosure of thereof;



6. Explanation of the process that will be undertaken “to ensure an adequate assessment of the **cumulative** impacts of the project including the ‘Cargo City,’ also in the light of the case-law of the CJEU referred to in paragraph 3.2.12 of the EIB-CM report”, taking into account that certain projects components are no longer included in the project scope<sup>1</sup> but some new project components have been added. In this context we would like to know for which project components the bank will now require screening decisions of the relevant environmental authority. Have any screening decisions been provided to the bank? Also, what impact the new project components added are expected to have on the capacity (passenger and freight) of the airport.
7. The task description of the consultant employed at the airport to guide them through the implementation of the EIB-CM recommendations and the work accomplished to date.
8. As the component Terminal 3 has been removed from the components financed by the EIB<sup>2</sup> but is still planned to be constructed<sup>3</sup>, and taking into account that it is an associated facility which can be considered an integral part of the EIB's project (Standard 1, point 22), will the promoter be obliged to provide you with at least the screening decision for the Terminal 3?

Further, we would like to request the disclosure of the loan contract and its amendments in parts including information about the project's components and environmental and social conditionality, borrowers' obligations related to delivering environmental information to the Bank, project specification and reporting, borrower undertakings and representations. In addition, we would like to request disclosure of information if the loan is covered by a guarantee by the State of Hungary or if it is based on the financial strength of the borrower. To what extent has the loan been covered by a guarantee from the European Fund for Strategic Investments?

We look forward to hearing from you at your earliest convenience.

Yours sincerely,

6 October 2022, Budapest

  
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<sup>1</sup> Source: Environmental and Social Data Sheet, <https://www.eib.org/attachments/registers/158726442.pdf>

<sup>2</sup> *ibid.*

<sup>3</sup> eg. <https://airport.hu/moloval-bovul-evi-5-millios-utaskapacitasra-az-1-es-terminal-a-budapesti-repteren/> and recruitment for Terminal 3 project development started, see <https://hu.linkedin.com/jobs/view/terminal-3-project-assistant-at-budapest-airport-3128015565>