

**Case number:**

U-I-393/18

ECLI:

ECLI:SI:USRS:2019:U.I.393.18

Challenged act:**Operative provisions:****Abstract:**

In the procedure for drafting a spatial act, individuals and population groups must have the possibility to express their interests, while any person concerned must have the possibility to participate in the procedure. A public unveiling [of a plan] serves such purpose in an individual phase of drafting the plan, in the framework of which the public must have the possibility to submit comments and proposals, regarding which reasoned positions should be taken. The mere fact that a study of variants, including a proposal of the most suitable one, is publicly unveiled only together with the draft of a national spatial plan does not deprive the public of the opportunity to effectively participate in the procedure for drafting a national spatial plan. Due to the reconciliation of different interests, certain phases of the procedure may be complemented or earlier phases may be reopened, including on the basis of the comments and proposals submitted by the public in the phase of the public unveiling of the draft national spatial plan, particularly when two public unveilings of a study of variants, including the proposal of the most suitable one and the public unveiling of a draft of a national spatial plan based on that study, are unified in one phase.

Thesaurus:**Legal basis:****Cases joined:**

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Full text:**Type of procedure:**

ocena ustavnosti in zakonitosti predpisov in drugih splošnih aktov

Type of act:

podzakonski akt

Applicant:

Braslovče Municipality and others

Date of application:

30. 5. 2018

Date of Decision:

25. 4. 2019

Type of decision adopted:

odločba

Outcome of proceedings:

ugotovitev - ni v neskladju z Ustavo/zakonom
zavrženje

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