

President of the International criminal court  
Mr. Chili Eboe Osuji

Prosecutor of the International criminal court  
Lady Fatu Bensouda

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Dear Mr. chili Eboe Osuji and Lady Fatu Bensouda!

We ask You to make the international criminal investigation of the facts of barbaric coal mining in the territory of Kiselevsky city district of the Kemerovo region in the open way, in violation of article 3 of the Federal law No. 7-FZ of 10.01.2002 "About environmental protection", and also Art. 42 of the Constitution of the Russian Federation, Art. 8 of the Federal law No. 52-FZ of 30.03.1999 "About sanitary and epidemiological welfare of the population" and regulations of Art. 6 and 7 of the Rome Statute of 17.07.1998 (which came into force since 01.07.2002).

On-site kiselevskogo GORODSKOGO OKRUGA is 9 breakdown by leading coal mining by open method, and 5 ore mining and processing enterprises for the processing of coal. These coal mines leading open-pit coal mining and mining and processing enterprises are in close proximity to the homes of residents of the Kiselevsky urban district. Thus carrying out the production activity, these legal entities, often violate the current legislation of the Russian Federation, regarding observance of the rights of inhabitants of the Kiselevsky city district to the favorable environment excluding harmful impact on life and health of people.

In fact, open-pit coal mining in Kiselevsky urban district provoked the emergence of cancer (carcinogenic) diseases in many residents of this district. People have become more frequent allergic diseases and diseases of the respiratory system, as well as other non-carcinogenic organs.

In Kiselevsky urban district fell black snow, as was seen by the whole world. In fact, there was an environmental disaster in the Kiselevsky urban district, as well as in the Kemerovo region as a whole. However, against this background, the authorized authorities continue to provide land for the implementation of open-pit coal mining, as well as for the construction of coal processing enterprises. A striking example is the announcement of KUMI Kiselevsky city district auction for the sale of the right to conclude a lease of land, an area of 662 109 sq. m. on the street Standard, with cadastral number: 42: 25: 0101005: 6 (kadastryy kvartal) v nedropol'zovanii srokom na 5 let

(prikaz KUMI Kiselevskogo gorodskogo okruga № 325-r ot 30.05.2019). Boleye togo, s uchetom prevysheniya srednesutochnykh norm predel'no dopustimyykh kontsentratsiy vrednykh veshchestv v vozdukh Kiselevskogo gorodskogo okruga v nastoyashcheye vremya v sootvetstvii s trebovaniyami SanPiN 2.1.6.1032-01 (p. 3.1.2). «Zapreshchayetsya proyektirovat', stroit' i vvodit' v ekspluatatsiyu ob"yekty, yavlyayushchiesya istochnikami zagryazneniya vozdukha v rayonakh s urovnyami zagryazneniya, prevyshayushchimi ustanovlennyye gigiyenicheskiye standarty») i SanPiN 2.2.1 / 2.1.1.1200-03 (punkt 3.5. «V Na territorii s prevysheniyem pokazateley fona vyshe gigiyenicheskikh normativov ne dopuskayetsya razmeshcheniye promyshlennykh ob"yektov i proizvodstv, yavlyayushchikhsya istochnikami zagryazneniya okruzhayushchey sredy i vozdeystviya na zdorov'ye cheloveka. Samoye glavnoye, chto pereseleniye zhiteley kiselevskogo GORODSKOGO OKRUGA neposredstvenno v okrestnosti shakht i obogatitel'nykh kombinatov ne proizvoditsya iz-za ikh yakoby ne popadaniya v bufernyuyu zonu dannykh razrezov i predpriyatiy po pererabotke uglya. Sami sanitarno-zashchitnyye zony ne vseгда utverzhdayutsya ugol'nymi shakhtami i uglepererabatyvayushchimi predpriyatiyami nadlezhashchim obrazom i v polnom ob"yeme v sootvetstvii s trebovaniyami sanitarnogo zakonodatel'stva Rossiyskoy Federatsii. V to zhe vremya nevozmozhno zhit' s ugol'nymi predpriyatiyami, kotoryye dobyvayut ugol' otkryтым sposobom i zanimayutsya pererabotkoy uglya, potomu chto yest' zabolevaniya onkologicheskogo kharaktera i ikh rost uvelichivayetsya kak u vzroslykh, tak i u detey, domov zhiteley Kiselevskogo gorodskogo okruga razrusheny vzryvami, vyzvannymi razrezami, kotoryye vedut k otkrytoy dobyche uglya samym varvarskim sposobom, postoyanny shum tyazhelykh transportnykh sredstv meshayet zhitelyam otdykhat' vecherom i noch'yu, ugol'naya pyl' pokryvayet prakticheski ves' Kiselevskiy gorodskoy okrug Voznikayut respiratornyye zabolevaniya, v tom chisle allergicheskkiye zabolevaniya, chasto vrednyye vybrosy ot deyatel'nosti etikh predpriyatiy vo mnogo raz prevyshayut predel'no dopustimyye kontsentratsii. Doma nel'zya prodat' za khoroshiye den'gi, potomu chto nikto ne khochet zhit' ryadom s shakhtami i zavodami po pererabotke uglya. Danyye sokrashchayut, a ugledobyvayushchiye predpriyatiya chasto predlagayut neadekvatnyuyu kompensatsiyu za vred, prichinenny zhilym domam grazhdanam, chto pozvolyayet im priobretat' zhilyye doma v drugom neblagopoluchnom rayone kiselevskogo GORODSKOGO OKRUGA i ne boleye. V to zhe vremya nadzornyye organy i sledstvennyye organy ne obnaruzhivayut kakikh-libo narusheniy v deystviyakh ili bezdeystvii prestupnikov.

These actions are by their very nature genocide and crimes against humanity, i.e., crimes under Art. 6 and 7 of the Rome Statute.

Thus, Krasnobrodsky coal mine section (Vakhrushevskoye field) was established in Kuzbassrazugol, OJSC, the Krasnobrodsky coal mine (Vakhrushevskoye field), only a preliminary (estimated) sanitary protection zone of December 17, 2013 was established in accordance with the sanitary-epidemiological conclusion No. 42.21.02.000.T.000638.12. 13 dated December 17, 2013, issued by the Office of the Federal Service for Supervision of Consumer Rights Protection and Human Welfare in the Kemerovo Region for the draft substantiation of the preliminary (settlement)

sanitary protection zone of the branch of Kuzbassrazugol Management Company Krasnodar Brod Mine s”(Vakhrushevskoe field).

In this case, in violation of paragraph 2.2. Sanitary-epidemiological rules and regulations SanPiN 2.2.1 / 2.1.1.1200-03 "Sanitary protective zones and sanitary classification of enterprises, structures and other objects", approved by the Resolution of the Chief State Sanitary Doctor of the Russian Federation of September 25, 2007 No. 74, final ( The established) sanitary protection zone by the branch of Kuzbassrazrezugol Management Company OJSC Krasnobrodsky Coal Mine (Vakhrushevskoye Field) was not established from December 17, 2013 to the present.

This allowed the enterprise to extract coal by open method, without at the same time demolishing residential buildings of residents of the Kiselevsky urban district located in close proximity to this organization and the place of open mining of coal mining.

The residential houses of the residents of the Kiselevsky urban district simply did not fall into the sanitary protection zone of this mine that mines open-cast coal.

At the same time, the controlling bodies represented by the Territorial Department of the Office of the Federal Service for Supervision of Consumer Rights Protection and Human Welfare in the Kemerovo Region Territorial Department of the Rospotrebnadzor in the Kemerovo Region in the city of Kiselevsk, Prokopyevsk and Prokopyevsky District (letter No. 1773 dated 03.04.2019 ) as well as the Office of the Federal Service for Supervision of Consumer Rights Protection and Human Welfare in the Kemerovo Region (letter No. 3674-5-CO dated May 16, 2019) - issuing sanitary ideological conclusion No. 42.21.02.000.T.000638.12.13 dated December 17, 2013 for the project of the Krasnobrodsky coal mine branch (Vakhrushevskoye field), a branch of Kuzbassrazugol Management Company OJSC, “Krasnobrodsky coal mine” (they say that they do not store these design materials) , but at the same time the conclusions on these project materials can be found on the electronic portal "Register of Rospotrebnadzor and the sanitary-epidemiological service of Russia". These answers are very strange, considering that according to the answers, there are no project materials from these regulatory bodies, and there are conclusions on them. It turns out that the sanitary protection zone mentioned above was installed without seeing and having no design materials. How was it then installed?

It is also recommended in these letters to apply for the receipt of these project materials, including the risk assessment of the public health assessment, to Kulybassrazugol Management Company OJSC Krasnobrodsky Coal Mine (Vakhrushevskoye Field) itself.

Meanwhile, the company simply refused to provide this information by letter No. 18-1402 of April 30, 2019. Along the way, referring to the letter No. 06 / 02-228 of 14.03.2019.

At the same time, the most interesting in this letter dated March 14, 2019 is that this letter was a response to the statement about the initiation of criminal proceedings against the head and the guilty persons of the branch of Kuzbassrazrezugol Management Company on the grounds of the crime, as provided for by Art. 330 of the Criminal Code of the Russian Federation, as well as in relation to the head and the perpetrators of

technical maintenance of the Office of Rospotrebnadzor in the Kemerovo Region in the city of Kiselevsk, the city of Prokopyevsk and the Prokopyevsky district on the grounds of the elements of crime provided for by Art. 285 and 293 of the Criminal Code. Moreover, the application itself for initiating a criminal case against the above-mentioned persons was submitted by Lobarev Vladimir Sergeevich on January 9, 2019 to the Investigation Department for the city of Kiselevsk of the Investigation Department of the Investigative Committee of the Russian Federation in the Kemerovo Region in connection with open mining operations of the branch of Kuzbassrazrezugol UK company "Krasnobrodsky coal mine" (Vakhrushevskoe field) in the absence of a properly established (final) sanitary protection zone for the enterprise and inadequate control, in and with this, the inspection agency - the Territorial Rospotrebnadzor department of the Kemerovo region in the city of Kiselevsk, and the city of Prokopyevsk Prokopyevsk area.

That is, the law enforcement bodies of the Russian Federation, instead of properly investigating this crime, handed over the application of Vladimir Sergeyevich Lobarev to initiate a criminal case mentioned above, in an organization that allegedly committed crimes, to prepare a response to the applicant.

At the same time, as of today, no verification of this application is carried out by law enforcement agencies.

09.01.2019 Lobarev Vladimir Sergeevich submitted the above application for a criminal case.

Due to the fact that it was not reviewed by the Deputy Head of the Investigation Department for the city of Kiselevsk of the Investigation Department of the Investigative Committee of the Russian Federation for the Kemerovo Region, the applicant filed a complaint with the head of the investigative department for the city of Kiselevsk about the inaction of the deputy director, but this did not bring any result.

The unlawful inaction of officials of this investigative department in the city of Kiselevsk of the Investigation Department of the Investigative Committee of the Russian Federation in the Kemerovo Region was appealed by the applicant to the prosecutor's office of the city of Kiselevsk in the Kemerovo Region. The prosecutor's office of the Kiselevsk region of the Kemerovo region addressed the Investigation Department of the Kiselevsk city of the Investigation Department of the Investigative Committee of the Russian Federation in the Kemerovo Region and introduced the idea of illegal inaction and conducting proper inspection, but it did not bring any result, as officials of the above investigative department for Kiselevsk of the Investigation Department of the Investigative Committee of the Russian Federation in the Kemerovo Region continued their illegal inaction.

In accordance with Part 1 of Art. 124 of the Criminal Procedure Code of the Russian Federation, 05.27.2019, Vladimir Sergeyevich Lobarev filed a complaint and. about. Head of the Investigation Department of the Investigative Committee of the Russian Federation in the Kemerovo Region for the illegal inaction of the Head of the Investigation Department of the Kiselevsk Investigation Department of the Investigative Committee of the Russian Federation in the Kemerovo Region. This complaint was received by and. about. Head of the Investigation Department of the Investigative

Committee of the Russian Federation for the Kemerovo Region on May 29, 2019, according to the postal notification, however, no action was taken on this complaint. Subsequently, 11.06.2019 year illegal inaction and. about. The head of the Investigation Department of the Investigative Committee of the Russian Federation for the Kemerovo Region was appealed by the applicant to the Chairman of the Investigative Committee of the Russian Federation, General of the Russian Federation - A.I. Bastrykin, however, in violation of Part 1 of Art. 124 of the Criminal Procedure Code of the Russian Federation, the complaint of the applicant, in violation of the 3-day period, was not considered and no decision on it has been made to date. Thus, the investigating authorities of the Russian Federation completely evaded the investigation of environmental and official offenses committed by the Krasnobrodsky coal mine branch (Vakhrushevskoye field) and the Territorial Office of the Rospotrebnadzor in the Kemerovo region in the city of Kiselevsk, the city of Prokopyevsk and the Prokopyevsky district, on the territory of the Russian Federation. That is, the investigating authorities of the Russian Federation have withdrawn from the investigation of crimes according to the applicant's application for the initiation of the criminal case mentioned above completely. Our numerous appeals to the President of the Russian Federation - V. V. Putin, to the hotline, held by him on 06/20/2019, also did not bring any result, we simply did not notice.

Given the above, we believe that there are grounds for the investigation of crimes under Art. 6 and 7 of the Rome Statute by the International Criminal Court. Currently, in connection with the barbaric coal mining in the Kiselevsky urban district, an underground fire arose in the immediate vicinity of Razdolnaya Street, Malinny Alley Street, Malinna Street, Resrezovskaya Street and Parnikova Street, but instead of demolishing housing, only fire extinguishing is carried out, and in the absence of a proper project to extinguish an underground fire and by unauthorized persons - JSC "UK" Kuzbassrazrezugol ", instead of a specialized fire department engaged in extinguishing underground fires.

At the same time, the Mayor of the Kiselevsky urban district, M. Shkarabeynikov, himself, is trying to pass a burning trash into an underground fire.

We believe that at present we should immediately demolish our residential buildings and only then organize the extinguishing of an underground fire, and not instead engage in the planning of the surrounding territory (clearing and backfilling streets directly adjacent to the center of the underground fire).

Also on the territory of the Kiselevsky urban district of Kuzbassrazrezugol Management Company Krasnobrodsky Coal Mine (Vakhrushevskoye field), the Severny dump is being erected in violation of all environmental standards, in the absence of a properly approved project. Due to its height and location, this "Severny" heap will lead to a cessation of drinking water supply, since the pumping and filtering station, which supplies drinking cold water to homes of residents of the Kiselevsky urban district, is lower than the erected dump.

In addition, this dusty heap carries out its emissions of coal dust in the direction of residential buildings of the city center, the Northern village and the Red Stone.

The Coal Processing Plant is currently working, located in the “Red Kuzbass” district, although public hearings on its opening have not been held at all with the residents of the Kiselevsky urban district. The whole city of Kiselevsk, currently the Kiselevsky urban district, is dug in the city center, carries out coal mining by the open-casting company Plot Koksovyi, and various sections of the city also have open-pit coal mines, as well as coal-processing enterprises.

In fact, the Kiselevsky urban district has turned into an industrial zone for the extraction and processing of coal, while the population of the Kiselevsky urban district is forced to live in their houses in close proximity to these enterprises, which first destroy the houses of people and then say that the houses are not included in sanitary protection zones of these enterprises and are not subject to demolition.

We ask you to conduct an international investigation of criminal offenses committed by a number of officials of the controlling and law-enforcement bodies of the Russian Federation, the coal-mining enterprises themselves engaged in open-pit coal mining, and its processing as crimes classified according to art. 6 and 7 of the Rome Statute.

In turn, we, the residents of the Kiselevsky city district, pledge to provide all possible assistance both to the Prosecutor of the International Criminal Court and to the International Criminal Court itself in order to bring all the perpetrators to justice for genocide and crimes against humanity, including to provide all the documents necessary for the international investigation and bringing all the perpetrators to justice for the commission of crimes under Art. 6 and 7 of the Rome Statute

We ask you to consider this video message as an official appeal to you and the Prosecutor of the International Criminal Court in order to investigate the crimes under Art. 6 and 7 of the Rome Statute, committed by the relevant perpetrators, as well as to bring all these perpetrators to justice in accordance with Art. 6 and 7 of the Rome Statute.

If it is impossible to initiate a criminal case in accordance with the jurisdiction of the International Criminal Court, we ask you to contact the UN Security Council to obtain the appropriate jurisdiction.

Application:

1. Documents confirming the facts set forth in this appeal.

\_\_\_\_\_ V.S. Lobarev Kiselevsk, ul. Raspberry, d. 20, t. c. +7 905 948 23 30