

COOPERATION WITH NATIONAL JUDGES AND PROSECUTORS IN THE FIELD OF EU ENVIRONMENTAL LAW



*In cooperation with the
Latvian Judicial Training Centre*

WORKSHOP ON PRINCIPLES OF EU ENVIRONMENTAL LAW



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PROGRAMME

Riga, 18–20 June 2012

Workshop venue:

Mārstaļu Str. 19,
Riga, Latvia

Monday, 18 June 2012

- 9.00 – 9.45** **Welcome and Introductory session**
Welcome and introduction of participants and facilitators, overview of the objectives and programme of the workshop
Igor Dizdarevic (Lecturer, project leader, EIPA), Ralf Jülich (legal expert, activity leader, EIPA)
- 9.45 – 10.45** **Role of the national judge in the implementation of EU law: Direct effect and Preliminary reference**
Introductory overview of the relevance of EU environmental law for national decisions, and the importance of the role of the national judge in implementing EU law
Igor Dizdarevic
Coffee Break (10.45 – 11.00)
- 11.00 – 11.30** **Introduction to the Polluter Pays Principle**
History, function and manifestation of the Polluter Pays Principle in international and in EU environmental law
Gerhard Roller (Professor of Environmental Law, University of Applied Sciences, Bingen, Germany)
- 11.30 – 13.00** **Case Study I - Polluter Pays Principle**
Waste collection and disposal Case. Understanding and application of the Polluter Pays Principle in the field of waste management
Ralf Jülich and the participants, largely in parallel working groups
Lunch Break (13.00 – 14.00)
- 14.00 – 14.30** **Case Study I continuation**
Continuation – presentation of working group results and debriefing
Ralf Jülich and the participants
- 14.30 – 15.00** **Application of the Polluter Pays and the Producer Responsibility Principles in (other) areas of EU environmental law**
Presentation of legislation and ECJ jurisprudence related to the Polluter Pays Principle and the Producer Responsibility Principle
Ralf Jülich
Coffee Break (15.00 – 15.15)
- 15.15 – 16.15** **Environmental Liability Directive 2004/35/EC**
Presentation of the history, objective and key elements of the Directive 2004/35/EC on environmental liability with regard to the prevention and remedying of environmental damage
Hans Lopatta (EU Commission, Directorate-General for the Environment)
- 16.15 – 17.00** **Introduction into the Preventive and the Precautionary Principles**
History, function and manifestation of the Preventive and the Precautionary Principles in international and in EU environmental law
Gerhard Roller

Tuesday, 19 June 2012

- 9.00 – 10.30** **Case Study II – Precautionary Principle**
The GMO Maize Case. Understanding and application of the implications of the Precautionary Principle and the Safeguard Clause in the field of genetically modified organisms
Gerhard Roller and the participants, largely in parallel working groups

Coffee Break (10.30 – 10.45)

- 10.45 – 11.15 Case Study II continuation**
Continuation – presentation of working group results and debriefing
Gerhard Roller and the participants
- 11.15 – 11.45 Further principles of EU environmental law**
Presentation of history, function and manifestation of further principles of EU environmental law
Igor Dizdarevic
- 11.45 – 13.15 Case Study III – Precautionary Principle**
Wind energy case. Understanding and application of the implications of the Precautionary Principle and the Proportionality Principle in the field of nature protection
Ralf Jülich and the participants, largely in parallel working groups

Lunch Break (13.15 – 14.15)

- 14.15 – 14.45 Case Study III continuation**
Continuation – presentation of working group results and debriefing
Ralf Jülich and the participants
- 14.45 – 15.30 Application of the Preventive and of the Precautionary Principles in other areas of EU environmental law**
Presentation of legislation and ECJ jurisprudence related to the Preventive and the Precautionary Principles
Gerhard Roller

Coffee Break (15.30 – 15.45)

- 15.45 – 17.00 Exchange Session**
Exchange of views and experience of participants on national cases and experiences related to use of environmental law principles
Moderation: Igor Dizdarevic (Ralf Jülich, Gerhard Roller)

Wednesday, 20 June 2012

- 9.00 – 9.45 How to access relevant EU documents on the internet**
The use of eurolex and other suitable sources for European environmental legislation, court decisions and other useful documents – a brief guidance
Igor Dizdarevic

Coffee Break (9.45 – 10.00)

- 10.00 – 10.45 Access to justice**
Presentation of requirements of the Aarhus Convention and EU legislation as concerns access to justice and related ECJ jurisprudence
Ralf Jülich
- 10.45 – 11.30 Evaluation of workshop**
Review and feedback of participants on workshop
Moderation: Ralf Jülich

End of workshop, Departure