

PROTOCOL ON STRATEGIC ENVIRONMENTAL ASSESSMENT TO THE CONVENTION ON ENVIRONMENTAL IMPACT ASSESSMENT IN A TRANSBOUNDARY CONTEXT

The Parties to this Protocol,

Recognizing the importance of integrating environmental, including health, considerations into the preparation and adoption of plans and programmes and, to the extent appropriate, policies and legislation,

Communing themselves to promoting sustainable development and therefore basing themselves on the conclusions of the United Nations Conference on Environment and Development (Rio de Janeiro, Brazil, 1992), in particular principles 4 and 10 of the Rio Declaration on Environment and Development and Agenda 21, as well as the outcome of the third Ministerial Conference on Environment and Health (London, 1999) and the World Summit on Sustainable Development (Johannesburg, South Africa, 2002),

Bearing in mind the Convention on Environmental Impact Assessment in a Transboundary Context, done at Expo, Finland, on 25 February 1991, and decision II/9 of its Parties at Sofia on 26 and 27 February 2001, in which it was decided to prepare a legally binding protocol on strategic environmental assessment,

Recognizing that strategic environmental assessment should have an important role in the preparation and adoption of plans, programmes, and, to the extent appropriate, policies and legislation, and that the wider application of the principles of environmental impact assessment to plans, programmes, policies and legislation will further strengthen the systematic analysis of their significant environmental effects,

Acknowledging the Convention on Access to Information, Public Participation in Decision-making and Access to Justice in Environmental Matters, done at Aarhus, Denmark, on 25 June 1998, and taking note of the relevant paragraphs of the Lucca Declaration, adopted at the first meeting of its Parties,

Conscious, therefore, of the importance of providing for public participation in strategic environmental assessment,

Acknowledging the benefits to the health and well-being of present and future generations that will follow if the need to protect and improve people's health is taken into account as an integral part of strategic environmental

assessment, and recognizing the work led by the World Health Organization in this respect,

Mindful of the need for and importance of enhancing international cooperation in assessing the transboundary environmental, including health, effects of proposed plans and programmes, and, to the extent appropriate, policies and legislation,

Have agreed as follows:

Article 1

OBJECTIVE

The objective of this Protocol is to provide for a high level of protection of the environment, including health, by:

- (a) Ensuring that environmental, including health, considerations are thoroughly taken into account in the development of plans and programmes;
- (b) Contributing to the consideration of environmental, including health, concerns in the preparation of policies and legislation;
- (c) Establishing clear, transparent and effective procedures for strategic environmental assessment;
- (d) Providing for public participation in strategic environmental assessment; and
- (e) Integrating by these means environmental, including health, concerns into measures and instruments designed to further sustainable development.

Article 2

DEFINITIONS

For the purposes of this Protocol,

1. "Convention" means the Convention on Environmental Impact Assessment in a Transboundary Context.

Protocol For The Derivation Of Environme

Elisa Morgera



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Assessment and Management of Environmental Risks: Cost-Efficient Methods and Applications Igor Linkov, José Palma-Oliveira, 2001-10-31 The management of environmental contamination requires decision makers to weigh existing risks against the potential effects of implementing environmental policies considering both the benefits and disruptions that may result from different courses of action The present book represents an major advance in the development and application of cost efficient methods of risk assessment especially under circumstances of budget constraints and in developing countries The book explores the potential of risk assessment to act as a unified and unifying technique for addressing a wide range of environmental problems A wide range of issues are discussed ranging from specific and local studies through global decision and management frameworks The approaches developed range from specific methods through widely applied public policies The book shows that the use of risk assessment can provide the scientific basis for environmentally sound cost effective policies strategies and solutions to our environmental challenges *Concentrations and Distribution of Slag-Related Trace Elements and Mercury in Fine-Grained Beach and Bed Sediments of Lake Roosevelt, Washington, April-May 2001* , FM 2006: Formal Methods Jayadev Misra, Tobias Nipkow, Emil Sekerinski, 2006-08-08 This book presents the refereed proceedings of the 14th International Symposium on Formal Methods FM 2006 held in Hamilton Canada August 2006 The book presents 36 revised full papers together with 2 invited contributions and extended abstracts of 7 invited industrial presentations organized in topical sections on interactive verification formal modelling of systems real time industrial experience specification and refinement programming languages algebra formal modelling of systems and more Selected Texts of Legal Instruments in International Environmental Law United Nations Environment Programme, 2005 Each of our actions each of our decisions has a direct link to whether the world as we know it today will survive or succumb during the lifetime of our children Success in combating environmental degradation is dependent on the full participation of all actors in society One of the major challenges that legal stakeholders in developing countries and countries with economies in transition face is getting access to relevant information and material on environmental law This publication is designed to meet that demand and serve as a source of reference of basic documents on international environmental law Publishing Agency United Nations Environment Programme UNEP Arctic Legal Regime for Environmental Protection Linda Nowlan, 2001 For many years concerns have been expressed about environmental issues in the Arctic While the Arctic region unlike Antarctica has been inhabited for thousands of years it is under unique threat because of its vulnerability toward resource exploitation and the deposition of various airborne pollutants With its varied populations and with eight Nations asserting territorial interests the Arctic needs a careful approach to its protection and development This report describes the current Arctic environmental legal regime It also discusses the possibility of negotiating a sustainability treaty for the Arctic with high standards of environmental protection similar to those in the 1991 Protocol on Environmental Protection to the

Antarctic Treaty It is hoped that this review of the legal and policy contrasts between the Arctic and Antarctic can help in the consideration of future directions for the Arctic legal regime **Protecting the Polar Marine Environment** Davor Vidas, 2000-11-23 How can we best protect the polar marine environment against pollution Leading scholars on environmental law the law of the sea and Arctic and Antarctic affairs here examine this important question To what extent do existing global instruments of environmental protection apply to the Arctic Ocean and the Southern Ocean Can the arrangements adopted at regional sub regional and national levels provide adequate protection This book examines and compares various levels of regulation in protecting the marine environment of the Arctic and Antarctic with specific attention to land based activities radioactive waste dumping and shipping in ice covered waters Developments since the establishment of the Arctic Council in 1996 and the entry into force of the Protocol on Environmental Protection to the Antarctic Treaty in 1998 are also discussed This is a volume that will appeal to polar specialists and to all those interested in environmental law and policy Environmental Analysis of Contaminated Sites Geoffrey I. Sunahara, Agnès Y. Renoux, Claude Thellen, Connie L. Gaudet, Adrien Pilon, 2002-03-12 Die Bioremediation ist ein Verfahren bei dem biologische Verfahren eingesetzt werden um industrielle Schadstoffe in verschiedenen Ökosystemen wieder in den natürlichen Stoffkreislauf zurückzuführen Ob die Bioremediation erfolgreich ist oder nicht hängt entscheidend vom Verständnis des biotechnologischen Prozesses und von den Stärken und Schwächen der eingesetzten toxikologischen Verfahren ab Environmental Analysis of Contaminated Sites diskutiert umweltanalytische Verfahren und Methoden zur Bewertung der erfolgreichen Sanierung kontaminierter Bodensysteme Ein nützlicher Leitfaden der diese komplexe Thematik umfassend behandelt indem er Toxizitätstests für den Bodenschutz die Bioremediation und die Risikobewertung der Umweltgefährdung miteinander verbindet Darüber hinaus beschreibt er das Zusammenwirken von toxikologischer Labor und Felduntersuchung Biotechnologie Consultants und verschiedenen internationalen Umweltkontrollbehörden und erklärt wie sie gemeinsam an einer erfolgreichen Auswertung sanierter Umweltsysteme arbeiten Mit zahlreichen Fallstudien zu erfolgreichen und gescheiterten Projekten Research Handbook on International Environmental Law Malgosia Fitzmaurice, David M. Ong, Panos Merkouris, 2010 an impressive volume and the editors have put together a high quality collection Research Handbook on International Environmental Law ought to be an invaluable reference source for both teachers and students of international environmental law in the years to come Web Journal of Current Legal Issues This wide ranging and comprehensive Handbook examines recent developments in international environmental law IEL and the crossover effects of this expansion on other areas of international law such as trade law and the law of the sea The expert contributors offer analyses of foundational issues in IEL such as responsibility for environmental damage sustainable development and the precautionary principle alongside studies in topical subject areas including marine protection and the law of international watercourses This Research Handbook offers an in depth analysis of IEL both as a field of law in its own right and as part of the wider system of international law It gives a comprehensive view

of IEL in all its forms and complexity With thorough examination of specific environmental regimes and compliance mechanisms this Handbook will be an indispensable resource for legal scholars students and practitioners alike

Principles of International Environmental Law Philippe Sands, Jacqueline Peel, Adriana Fabra, Ruth MacKenzie, 2012-05-03 Philippe Sands text on international environmental law provides a clear authoritative introduction to the subject This edition has been updated to include relevant new topics including the Kyoto Protocol genetically modified organisms and oil pollution

International Documents on Environmental Liability Hannes Descamps, Robin Slabbinck, Hubert Bocken, 2008-05-26 International Documents on Environmental Liability brings together 30 official full text documents in the field of international environmental liability into an easily accessible practical handbook details the work of the International Law Commission on this topic and provides the latest versions of international liability conventions and their statuses including the latest on 1 2003 UNECE Kyiv Liability Protocol 2 2004 EC Directive on Environmental Liability 3 2005 Antarctica Liability Annex The authors combined capacity as an academic policy advisor and practitioner have helped bring forth a publication that reflects their experience of being involved in the development negotiations and implementation of environmental liability regimes at both an international and European level

International Environmental Law and Policy for the 21st Century Ved Nanda, George (Rock) Pring, 2012-10-12 A significant contribution to the field and a welcome addition to the growing literature on international environmental law and an important reference for every scholar lawyer and layperson interested in the field

Strategic Environmental Assessment in International and European Law Simon Marsden, 2012-05-16 Makes an important contribution to the literature on SEA by drawing on and integrating international and European jurisprudence and scholarship as well as the policy science literature on SEA and environmental assessment The result is a rich analysis that provides environmental assessment professionals with an overview of the legal context in which assessments are carried out while also providing lawyers with valuable insights into the operation of SEA in policy formulation both within and beyond the state Dr Neil Craik author of The International Law of Environmental Impact Assessment It

The Rio Declaration on Environment and Development Jorge E. Viñuales, 2015-02-05 The international community has long grappled with the issue of safeguarding the environment and encouraging sustainable development often with little result The 1992 Rio Declaration on Environment and Development was an emphatic attempt to address this issue setting down 27 key principles for the international community to follow These principles define the rights of people to sustainable development and the responsibilities of states to safeguard the common environment The Rio Declaration established that long term economic progress required a connection to environmental protection It was designed as an authoritative and comprehensive statement of the principles of sustainable development law an instrument to take stock of the past international and domestic practice a guide for the design of new multilateral environmental regimes and as a reference for litigation This commentary provides an authoritative and comprehensive overview of the principles of the

Declaration written by over thirty inter disciplinary contributors including both leading practitioners and academics Each principle is analysed in light of its origins and rationale The book investigates each principle s travaux pr paratoires setting out the main points of controversy and the position of different countries or groups It analyses the scope and dimensions of each principle providing an in depth understanding of its legal effects including whether it can be relied before a domestic or international court It also assesses the impact of the principles on subsequent soft law and treaty development as well as domestic and international jurisprudence The authors demonstrate the ways in which the principles interact with each other and finally provide a detailed analysis of the shortcomings and future potential of each principle This book will be of vital importance to practitioners scholars and students of international environmental law and sustainable development

Transboundary Environmental Impact Assessment in the European Union Simon Marsden,Timo

Koivurova,2013-11-05 This book examines The Espoo Convention on Environmental Impact Assessment in a Transboundary Context which celebrates the twentieth anniversary of its adoption in 2011 and its Kiev Protocol on Strategic Environmental Assessment which came into force in July 2010 In addition to contributing to international environmental law the Convention has prompted significant changes to European environmental law The chapters in this collection explain the role of transboundary environmental impact assessment in international and European law and explore the relationship between international and European law in the context of potential application of the Convention They also examine examples of the Convention in practice and consider the potential application of the Protocol While the focus of the book is on the situation in the European Union reference is made to the relationship between EU and non EU member states notably in connection with important cases in the Arctic the Danube Delta and the Baltic Sea

Management and Conservation of Mediterranean Environments Castanho, Rui Alexandre,Martín Gallardo, José,2021-01-29 To achieve desired territorial sustainability it is necessary to fully understand all three spheres of sustainable development from different perspectives The territories ecosystems and environments involved in Mediterranean landscapes environments are not an exception In this regard specific fields within this main subject should be studied in more detail such as management and conservation strategies methods for environmental planning environmental rights and legislation provided ecosystems services natural based solutions among many other areas Management and Conservation of Mediterranean Environments is a powerful scientific contribution to the issue of territorial sustainability and dynamics challenges and opportunities ongoing in Mediterranean landscapes Chapters cover research in the fields of territorial governance and management ecosystems economic growth sustainability environmental pollution and more This book is a valuable reference tool for academicians researchers technicians decision makers policymakers students and any readers interested in sustainable development and the management of Mediterranean environments

Documents in International Environmental Law Philippe Sands,Paolo Galizzi,2004-05-20 The companion volume to the second edition of Philippe Sands Principles of International Environmental

Law Transboundary Environmental Governance Simon Marsden, 2016-02-24 Effective protection of the marine and terrestrial environment increasingly requires cooperation between neighbouring States international organizations government entities and communities within States This book analyses key aspects of transboundary environmental law and policy and their implementation in Asia Australasia and Australian offshore territories and surrounding areas beyond national jurisdiction including Antarctica It discusses the potential for implementing key transboundary environmental mechanisms such as the 1991 Convention on Environmental Impact Assessment in a Transboundary Context Espoo Convention and its 1997 Protocol on Strategic Environmental Assessment Kiev Protocol in Australia and Asia drawing on experience from other regions and the potential application of these agreements to all UN member states The book makes an innovative contribution to research in the area of transboundary environmental governance particularly as it applies to Asia Australasia and international areas supplementing similar research which has predominantly focused on Europe and North America

Global Environmental Politics Pamela S. Chasek, David L. Downie, Jen Iris Allan, 2025-09-25 Global Environmental Politics has provided an accurate up to date and unbiased understanding of the world s most pressing environmental issues for more than thirty years This ninth edition continues this practice by covering critical new developments in global environmental politics and policymaking Updated case studies on key issues such as climate change endangered species ozone depletion land degradation and desertification marine biodiversity in areas beyond national jurisdiction whaling hazardous wastes toxic chemicals mercury and biodiversity detail the ongoing development of major environmental treaty regimes and a new case study on plastic pollution showcases the challenges of creating new treaties during a period of significant global change There is also new material on the challenges to implementing the Sustainable Development Goals the 2030 Agenda for Sustainable Development the World Trade Organization s agreement on fisheries subsidies and the use of the International Court of Justice to improve compliance with environmental agreements Updated information about global environmental trends paradigms and actors completes this comprehensive introduction to contemporary international environmental politics Global Environmental Politics is vital reading for students of environmental politics and anyone wishing to understand the current state of the field and to make informed decisions about which policies will best safeguard our environment for the future *Corporate Environmental Accountability in International Law* Elisa Morgera, 2020-09-03

This fully updated second edition of *Corporate Accountability in International Environmental Law* examines systematically all international sources of corporate accountability standards with specific reference to environmental protection and elaborates on their theoretical and practical implications for international environmental law The book argues that although international environmental law does not bind multinational corporations and other business entities growing practice points to the emergence and consolidation of international legal standards These standards allow adapting and translating inter State obligations embodied in international environmental law into specific normative benchmarks to determine the

legitimacy of the conduct of the private sector against internationally recognized values and rules The role of international organizations who in the absence of State intervention identify and promote the application of selected international environmental standards is analyzed in depth This analysis demonstrates how these international organizations are a driving force in establishing and operationalizing international standards for corporate environmental accountability The new edition includes a recent assessment of the Rio 20 Summit analysis of the UN Framework on Business and Human Rights and the 2012 Performance Standards It contains a discussion on the role of fair and equitable benefit sharing under the Convention on Biological Diversity and international human rights law and analysis of the monitoring practice of the UN Special Rapporteur on Indigenous Peoples Rights This is an open access title available under the terms of a CC BY NC ND 4 0 International licence It is offered as a free PDF download from OUP and selected open access locations

Implementing the Environmental Protection Regime for the Antarctic D. Vidas, 2000-09-30 When the Protocol on Environmental Protection to the Antarctic Treaty entered into force on 14 January 1998 a new phase commenced for the Antarctic Treaty System The parties to the Protocol are today confronting issues related to the implementation of a complex international environmental protection regime both in international and domestic contexts Several crucial implementation questions need to be solved in order to enhance and make possible the implementation of the Protocol What would be the consequences for the parties of a possible failure in resolving the pending implementation issues on what premises can the solutions be based and what then are the options available This book provides a systematic overview of the implementation issues in sections on jurisdiction control and enforcement in the Antarctic Part I institutional support to the implementation of the Protocol Part II normative support to the implementation of the Protocol an Antarctic liability regime Part III relationship with other international instruments and arrangements Part IV and through a series of selected case studies issues involved in domestic implementation of the Protocol Part V This is a book that will appeal to Antarctic specialists and to all those interested in environmental law and policy

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