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Gefördert vom DAAD aus Mitteln des Bundesministeriums für Bildung und Forschung (BMBF)



HOW TO PARTICIPATE:

The conference venue will be the Campus Luigi Einaudi, Università di Torino, Italy and the Parco Fluviale, Cuneo, Italy.

Presentations will be held in English.

No conference fee applies.

Participants willing to contribute with a short intervention to the seminar can apply with their CV. Travel costs will not be covered. It is also possible to be part of the auditory.

To register, an Email should be sent to eva.j.lohse@fau.de and to margherita.poto@unito.it



PHD-WORKSHOP AND EXPERT SEMINAR: PARTICIPATORY RIGHTS IN THE ENVIRONMENTAL DECISION MAKING PROCESS AND THE IMPLEMENTATION OF THE AARHUS CONVENTION:

A COMPARATIVE PERSPECTIVE

TURIN, JULY, 3/4/5 2014

PROGRAM

Thursday 3rd July 2014

14.00: Opening

14.30: Prof. M. Graziadei: Comparative Perspective

14.50: Prof. U. Mattei: Environmental Participation

15.10: Prof. V. Molaschi: The Aarhus Convention

15.30: E. Barritt / PD Dr. C. Fraenkel-Haeberle: Environmental Democracy

16.20: Dr. B. Peters: Concept of Participation

16.30: Dr. C. Zengerling: Participation in practice

16.40: Dr. A. Schwerdtfeger / Dr. E. Fasoli: Court Actions

17.00: Dr. P. Rottner—NGO's in the courts

17.30: Prof. Beltramo: Economic Perspective

17.50: Dr. B. Pairotti / Dr. St. Duglio: Environmental economics

18.10: Closing

Friday 4th July 2014, 9.00 – 16.00:

Parallel sessions on comparative questions (*see on the right*)

Saturday 5th July 2014, 9.00 – 12.00:

Plenary session and excursion at Parco Fluviale di Cuneo (www.parcofluvialegeessostura.it)

TOPIC

Participatory engagement of the civil society in environmental decisions is based on the idea that citizens, as well as authorities, have the environmental responsibility and ecological duty to care for the Planet. In law, this idea is transformed into participatory rights for the civil society in administrative and court proceedings, and into legal duties for the authorities in the decision making process.

As the participatory rights encumbered in the Aarhus convention are EU law due to Art. 191 (4) TFEU and EC-Directive 2000/35 and therefore to be implemented in Italy and Germany in a similar way, it is vital to analyze the commonalities and differences in the understanding of participation in these legal orders forming part of the same European legal order. Only by this understanding, a way of harmonised implementation of the common environmental law may be reached.

COMPARATIVE WORK

At the core of the seminar we have positioned the exchange between experts from academia, NGOs, law firms and ministries. Using a comparative method the panels will provide a synthesis on sub-questions. Presentations within (parallel) groups will be followed by a group discussion comparing your ideas and trying to find differences, commonalities and "best/good practices" in your approaches respectively the German/Italian/EU/International solutions.

You will be provided with some research questions and materials, but the comparison lies in your responsibility as experts. So feel free to bring additional materials to discuss with your fellow experts.

The **panels** will be the following:

- 1) Implementation of ecological duties: the legal recognition of the ecological interest
- 2) The theoretical framework of environmental rights: substance and procedure - collectivity or individual interest? Human rights, democracy and participation.
- 3) Changes in public participation in administrative and court proceedings and the special role of individuals and NGOs in the implementation of the AC
- 4) Economical aspects of models implementing the AC and environmental protection