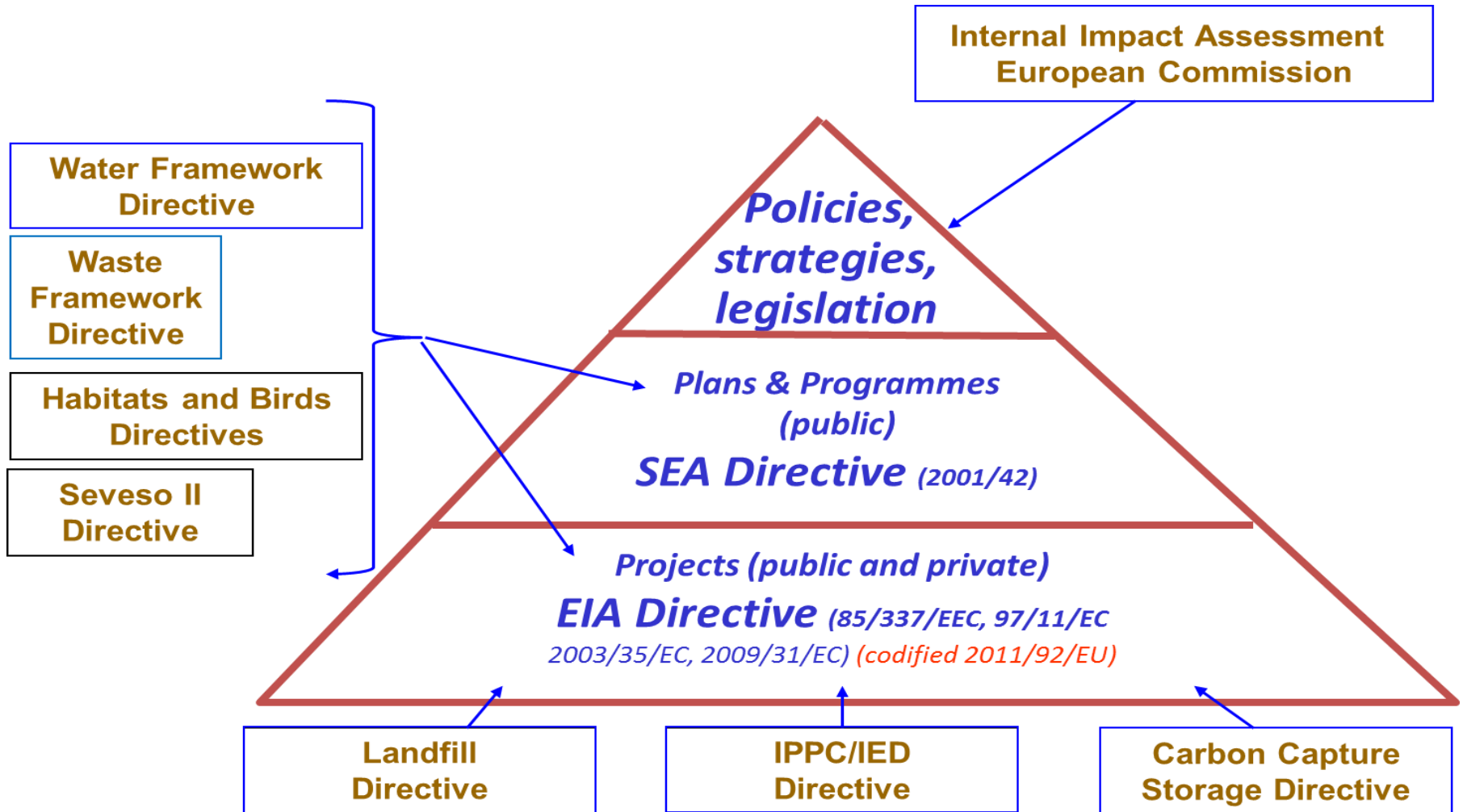




Need to streamline various assessments required under the EU environmental law?

**ELNI EIA Conference
Wroclaw – 23 May 2013**



Multiplicity of assessments

- **3 levels (policy, plan, project).**
- **Considerations resulting from EU policies**
 - ✓ Climate change, biodiversity, resource efficiency, disaster risks
 - ✓ Europe 2020
- **Assessments/permits required by EU legislation**
 - ✓ Environmental instruments (including Conventions)
 - ✓ Non-environmental instruments (e.g. energy, transport)
- **Type of information to be collected (e.g. alternatives and mitigation measures).**
- **Procedural steps to be undertaken (e.g. public consultation).**
- **Implementation at national level often decentralised or regionalised.**

Project level			
	Data collection/ monitoring	Public consultation /information	Authorisation/permit
EIA	Yes - No	Yes	Development consent
IPPC/IED	Yes - Yes	Yes	Permit
Seveso	Yes - Yes	Information	-
(Large combustion plant)	Yes - Yes	No – If transboundary impacts, Art. 7 EIA	Licence
CCS	EIA report - Yes	Information	Permit
Landfill Directive	Yes -Yes	No	Permit
(Incineration directive)	Yes - Yes	Yes	Permit
Water Framework Directive	Art. 4(7) assessment	No	-
Habitats & Birds Directives – Art 6(3)	Yes – No (but in practice monitoring laid down for mitigation-compensation)	If appropriate 4	-

Plan/programme level

DIRECTIVES	Type of plan or programme	Data collection	Public participation	Monitoring and controls
SEA	Agri, energy, industry, transport, waste, water, tourism, town-country planning, land use...	Yes	Consultation and information	Yes for monitoring No for controls
Habitats & Birds	Plans likely to affect a N.2000 site	Yes	Consultation and information are optional	No (but in practice monitoring laid down for mitigation-compensation)
Waste Framework	Management Plans Prevention Programmes	Yes	Consultation and information	Yes for both
Water Framework	River Basin Man Plans Programme of Measures	Yes	Consultation and information	RBMP: only for monitoring PM: Yes for both
Floods	Flood Management Plans	Yes	Consultation and information	Not directly
Marine	Marine Strategies Programmes of Measures	Yes	Consultation and Information	Strategy: monitoring PM: Yes for both
Nitrates	Action Programmes	Yes	Yes (through 2003/35/EC)	Yes for monitoring No for controls
Seveso	Emergency Plans (internal - external)	Yes	Consultation and information	Yes
Air quality	Air Quality and Short-term action Plans	Yes	Consultation and information	Yes
Noise	Action Plans	Yes	5 Consultation and information	No

Article 4(7) assessment
to consider alternative



Article 6(3)-(4) appropriate assessment (alternatives, mitigation measures, compensation...)

Water Framework Directive

If the project is likely to have impacts on Natura 2000 site and/or to alter or modify a water body

Habitats/Birds Directives

Example: project of incinerator – environmental assessment / permits requirements

Waste Framework Directive

Waste Management Plan

SEA
- Environmental report
- Consultations)

Decision to adopt Waste plan

EIA Directive

- Environmental assessment
- Consultations

Development consent

IPPC/IED

- Collection of technical / ENV information
- Public consultation

IPPC permit

(Incineration Directive)

- Public consultation on permit request

Incineration permit

The concept of streamlining?

■ *What is streamlining?*

- Identify and reduce overlaps and inconsistencies.
- Create synergies between assessments and procedures.

■ *Objectives of streamlining*

- Reduce unnecessary administrative burden and delays.
- Improve the quality of environmental assessments.
- Make the environment a factor which leads to sustainable growth.

Concrete examples

- **Overall** assessment of the environmental effects of projects (C-2/07 and C-142/07).
- Assessment of projects in a **transboundary context** (C-205/08).
- Assessment of **cumulative** impacts (C-560/08 and C-404/09).
- Assessment of **alternatives** (links between plan and project).
- More effective **public participation** (Article 9 of the new TEN-E Regulation).

Limited presence of streamlining tools

■ Possibilities for coordinated or joint procedures

- ✓ SEA/EIA
- ✓ EIA/IPPC-IED

■ Direct links

- ✓ By the EU legislator: Article 3.2.b of the SEA Directive (link with Natura 2000).
- ✓ In practice through transposition: combination of the assessments under EIA/Habitats Directive.

■ New Regulation (EU) 347/2013, on guidelines for TEN-E infrastructure

- ✓ Permit granting regime
- ✓ Time-frames
- ✓ One-stop shop

■ Proposal for a revised EIA Directive

Thank you for your attention!

<http://ec.europa.eu/environment/eia/home.htm>