

EU NATURE LEGISLATION SITE PROTECTION UNDER THE HABITATS AND BIRDS DIRECTIVES WORKSHOP FOR JUDGES AND PROSECUTORS

- 18-20 September 2017, Sofia
- 4-6 October 2017, Trier

**UP
GRADE**
YOUR LEGAL
EXPERTISE

**Environmental
Law**



Speakers & training managers

Matthias Keller, Presiding Judge, Administrative Court, Aachen

Klaus Lernhart, Training Advisor, ERA, Trier, retired Senior Judge

Christoph Sobotta, Legal Secretary (AG Kokott), CJEU, Luxembourg

Monika Zelinski, Training Manager, Deputy Head of Section, European Public Law, ERA, Trier

NN, DG ENV, European Commission, Brussels

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Key elements of the workshop

- Habitats Directive
- Birds Directive
- Legal framework on completion of the network and the establishment of conservation measures
- Implementation of Article 6 Habitats Directive
- CJEU case law on EU nature law
- Judicial review proceedings
- Various case studies on the role of the judge and prosecutor in this matter

Language
English

Event number
417DV113,114,115

Organiser
Academy of European Law (Monika Zelinski) on behalf of DG ENV, European Commission (contracting authority)



With the support of the "Cooperation with National Judges in the field of Environmental Law" programme of the European Union

EU NATURE LEGISLATION

Day 1

8:30 Arrival and registration of participants

8:45 **Welcome and introduction**
Monika Zelinski

I. SETTING THE SCENE

9:00 **Biodiversity, economic, health and scientific impacts on natural capital**

10:00 **Overview of the EU Nature law instruments and how they complement each other**

11:00 Coffee Break

11:30 **Habitats and Birds Directives in the light of the CJEU case law**

- Main objectives and key features
- CJEU case law

13:00 Lunch break

II. ARTICLE 6 OF THE HABITATS DIRECTIVE

14:00 **Implementation of Article 6 of the Habitats Directive**

- Appropriate assessment and compensation measures
- CJEU case law

Christoph Sobotta

15:30 Coffee break

16:00 **Case study on implementation of Article 6(3) and (4) of the Habitats Directive**

- Introduction to the case study
- Working groups
- Plenary discussion of the results

Christoph Sobotta

17:00 End of the first workshop day

Day 2

9:00 **Interaction between Article 6 and other assessment procedures under the EU Environmental law**

- Requirements for assessment according to the EIA and SEA Directives
- Requirements for assessment according to the Water Framework Directive
- Relation between agricultural activities and nature protection.

Christoph Sobotta

10:30 Coffee Break

Objective

This two-and-a-half day workshop will provide the participants with an overview of EU Nature law with the special focus on site protection under the Habitats and Birds Directives. By addressing the issues that may be relevant for judges and prosecutors, it will facilitate the handling of future national court procedures in this field.

Venues

417DV113 - 18-20 September 2017, Sofia
National Institute of Justice
14 Str. Exarh Yosif
Sofia
Bulgaria

417DV114 - 4-6 October 2017, Trier
ERA Conference Centre
Metzer Allee 4
54295 Trier
Germany

Who should attend ?

Judges and prosecutors interested in environmental law

Your contact persons



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Course Director
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III. LEGAL FRAMEWORK ON COMPLETION OF THE NETWORK AND THE ESTABLISHMENT OF CONSERVATION MEASURES

- 11:30 **Designation of Special Areas of Conservation (SACs) and Special Protection Areas (SPAs)**
- Article 4(1) and 4(2) of the Habitats Directive
 - Article 4(1) and 4(2) of the Birds Directive
 - CJEU case law
- Representative DG Environment*
- 13:00 Lunch break
- 14:00 **Case study on designation and establishment of conservation measures combining the Habitats and Birds Directives**
- Introduction to the case study
 - Working groups
 - Plenary discussion of the results
- Klaus Lernhart*
- 15:30 Coffee break
- 16:00 **Obligations of special conservation measures**
- legal protection regime for proposed sites of Community importance (pSCI)
 - sites of Community importance (SCI)
 - special areas of conservation (SAC)
- Representative DG Environment*
- 17:00 End of the second workshop day

Day 3

IV. ENFORCEMENT AT NATIONAL LEVEL

- 09:00 **Role of a judge when dealing with files on EU Nature Protection**
- Matthias Keller*
- 10:30 Coffee break
- 11:00 **Case study on Habitats Directive – focus on the preliminary ruling**
- Introduction to the case study
 - Working groups
 - Plenary discussion of the results
- Matthias Keller*
- 11:00 **Evaluation of the workshop**
- Monika Zelinski*
- 13:00 End of the workshop