

## Objective

This two-and-a-half day workshop will provide the participants with an overview of EU water legislation. Water legislation remains challenging for judges, who are confronted with complaints based upon it, by first recalling the main obligations of the Member States as they derive from the EU legislation and then exploring specific recurring issues. Therefore the workshop will provide a comprehensive overview of new case law by the CJEU, EU water legislation. By addressing the issues that may be relevant for administrative judges as well as prosecutors, it will facilitate the handling of future national court procedures in this field.

## Key elements of the workshop

- European Water Management
- Water Framework Directive
- New rulings of the CJEU, i.e., C-525/12 on the concept of water services, C-461/13 Weser case, C-346/14 Schwarze Sulm case; C-41/10 Achelos case
- Urban Waste Water Treatment Directive
- Bathing Water Directive
- Nitrates Directive
- Drinking Water Directive

## Who should attend?

Administrative judges and prosecutors from all EU Member States who are interested in environmental law

## Speakers & Training managers

### From the ERA Team:

**Ingrida Ilgauskienė**, Training Manager, Course Director, Public Law Section, ERA, Trier

**Klaus Lernhart**, Judicial Training Advisor, ERA, Trier; retired Presiding Judge, State Administrative Court, Mannheim

### External experts:

**Matthias Keller**, Presiding Judge, Administrative Court, Aachen

**Michael Reinhardt**, Professor in Water Management Law, University of Trier

**Marleen van Rijswijk**, Professor of European & Dutch Water Law, University of Utrecht

**Yvonne Scannell**, Professor, Law School, Trinity College, Dublin

**Christoph Sobotta**, Legal Secretary, Court of Justice of the European Union, Luxembourg

**Patrick Thieffry**, Partner, *Thieffry & Associés*, Professor, Law School, Sorbonne University, Paris

**Menno Verheij**, Legal Desk Officer, DG Environment, European Commission, Brussels

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## HOW TO HANDLE COURT PROCEEDINGS INVOKING NON-COMPLIANCE WITH EU WATER LAW

WORKSHOP FOR JUDGES AND PROSECUTORS


Trier, 22-24 February 2017

**Organisers:** Academy of European Law (Ingrida Ilgauskienė) on behalf of DG ENV, European Commission (contracting authority)

**Language:** English

**Event number:** 417DV24





## Wednesday, 22 February 2017

09:00 Arrival and registration of participants

09:30 **Welcome and introduction**  
*Ingrida Ilgauskiene, ERA*

### I. SETTING THE SCENE

*Chair: Ingrida Ilgauskiene*

10:00 **European waters and its pollution: a political, scientific and technical introduction**

11:00 Coffee break

11:30 **EU Water Law – general framework**  
*Menno Verheij*

12:30 Lunch break

### II. WATER FRAMEWORK DIRECTIVE (WFD)

13:30 **EU Water Framework Directive**

- Basic concepts
- Article 4 of WFD
- River Basin Management Plan/ Programme of measures
- Review of permits
- Exemptions
- CJEU case law

*Christoph Sobotta*

15:00 Coffee break

15:30 **Case study on EU Water Framework Directive**  
*Christoph Sobotta*

17:00 End of the first workshop day

## Thursday, 23 February 2017

### III. URBAN WASTE WATER TREATMENT

*Chair: Klaus Lernhart*

09:00 **Urban Waste Water Treatment Directive**

- Main objectives
- Relation to Bathing Water Directive
- CJEU case law

10:30 Coffee break

11:00 **Case study on Urban Waste Water Treatment Directive**

12:30 Lunch break

### IV. NITRATES DIRECTIVE

13:30 **Nitrates Directive**

- Main objectives
- Relation to Water Framework Directive
- Drinking Water Directive
- CJEU case law

15:00 Coffee break

15:30 **Case study on the implementation of the Nitrates Directive**

17:00 End of the second workshop day

## Friday, 24 February 2017

### V. ENFORCEMENT AT NATIONAL LEVEL

*Chair: Ingrida Ilgauskiene*

09:00 **Role of a judge when dealing with files on water**  
*Matthias Keller*

10:30 Coffee break

11:00 **Case study on the role of a judge (preliminary ruling)**  
*Matthias Keller*

12:30 **Evaluation of the workshop**

13:00 End of the workshop