

TOOLS FOR THE ADEQUATE APPLICATION OF THE ENVIRONMENTAL LEGISLATION FOR THE WASTE MANAGEMENT

Cristina Mihaela SALCĂ ROTARU^a, David Christian FINGER^b, Camelia DRAGHICI^c

^{a,c} Transilvania University of Brasov, Romania

^b Reykjavik University, Iceland

Why we have problems with the implementation of environmental legislation?

- increasing number of normative acts that have direct applicability or need to be transposed

"epic in its size and scope and Talmudic in its complexity" Robertson (1998)

- deliberate and active non-compliance,
- a passive non-compliance, determined by the lack of the knowledge of the implemented legislation, identified as being:
 - (i) a major factor behind enforcement and compliance failures and
 - (ii) a passive failure in enforcing the norms

Research objectives

In order to facilitate the information transmission and the education for the environmental legislation

- novel approach of the abundant European and Romanian legislation for waste management,
 - innovative tools for the adequate application of the environmental legislation for the waste management
1. to make a research and to present an inventory of the normative acts needed to be known and applied, to demonstrate how vast is the waste management related legislation;
 2. to develop a novel systematization (schemes) of the normative acts being of interest and applied at different levels: by local administration, by legal persons, or by individuals;
 3. to present the production of OERs, as video presentations and text related documents (including the developed schemes), that will be uploaded and available for a large audience, on the electronic educational platform organized in the frame of the Environmental Education – OERs for Rural Citizens (EnvEdu – OERs) project.

The large number of normative acts

We used:

- the official website for the European Union legislation was consulted www.eur-lex.europa.eu
- the advanced search tool and filters available on the platform

We found:

4151 - acts related to waste management at EU level

229 - REGULATION

163 - DECISION

93 - DIRECTIVES

The minimum number of normative acts

Research on:

- EU strategies regarding the waste management,
- Environmental Action Programs (EAP)

Identified - the basic normative act on waste management at EU level and also in Iceland

DIRECTIVE 2008/98/EC ON WASTE MANAGEMENT

Its connexion under the aspect of legislative references:

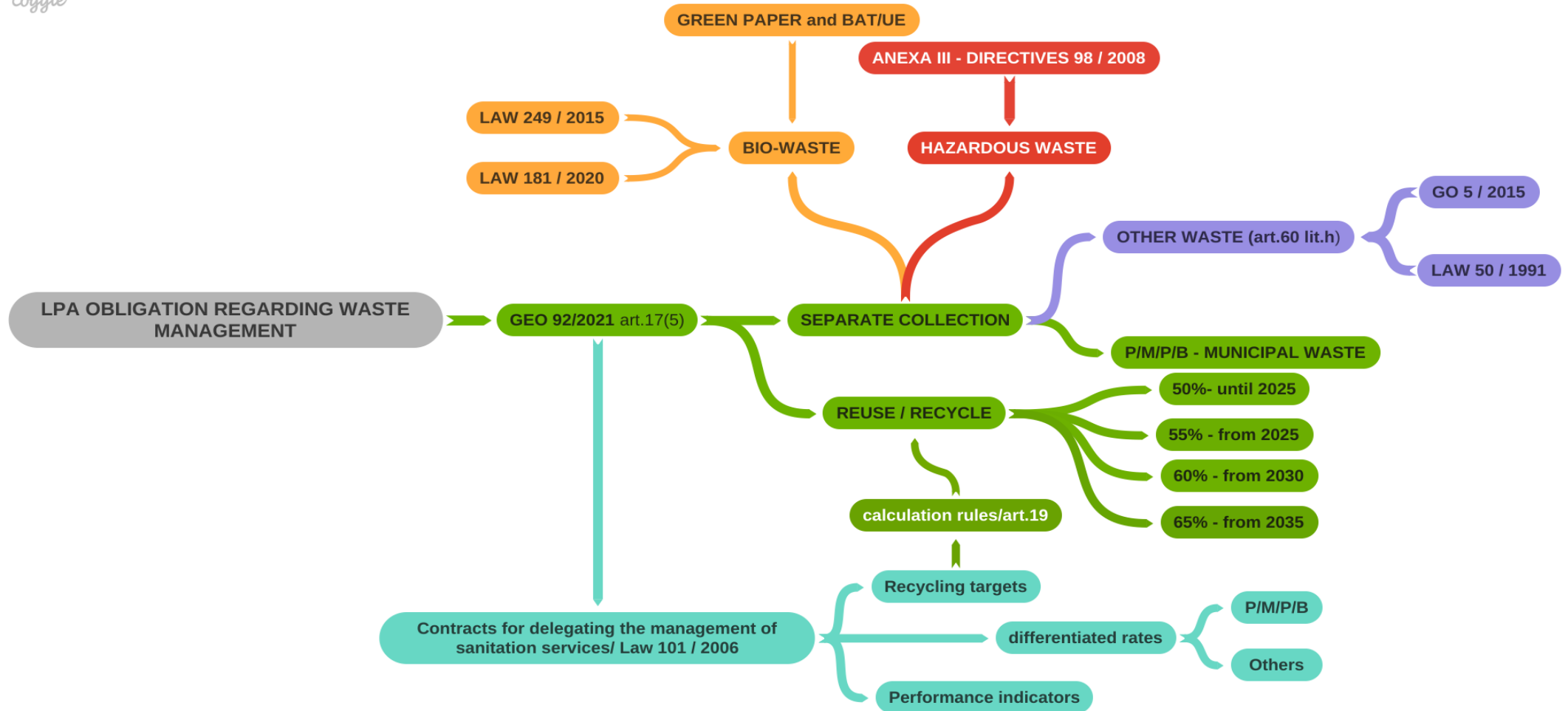
- 8 Regulations
- 2 Decisions
- 12 Directives – 13 national transposition acts have been identified
- 7 national normative acts with direct involvement in waste management

The minimum number of normative acts

- General obligations for the local administration regarding the waste management
- Obligations for the local administration related to their specific activity (issuing local normative acts)
- Regulations and obligations addressed to the legal persons
- Regulations and obligations addressed to the individuals

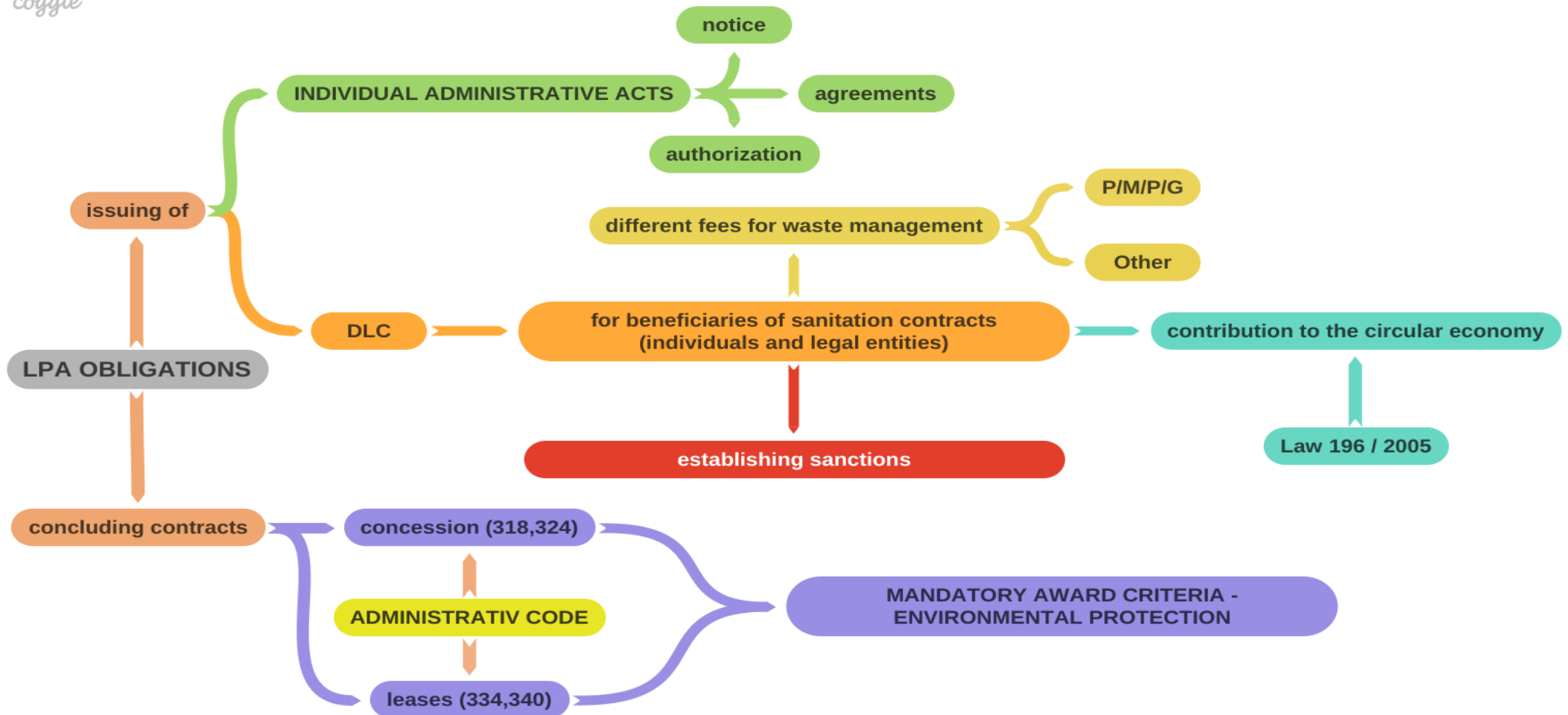
General obligations for the local administration WM

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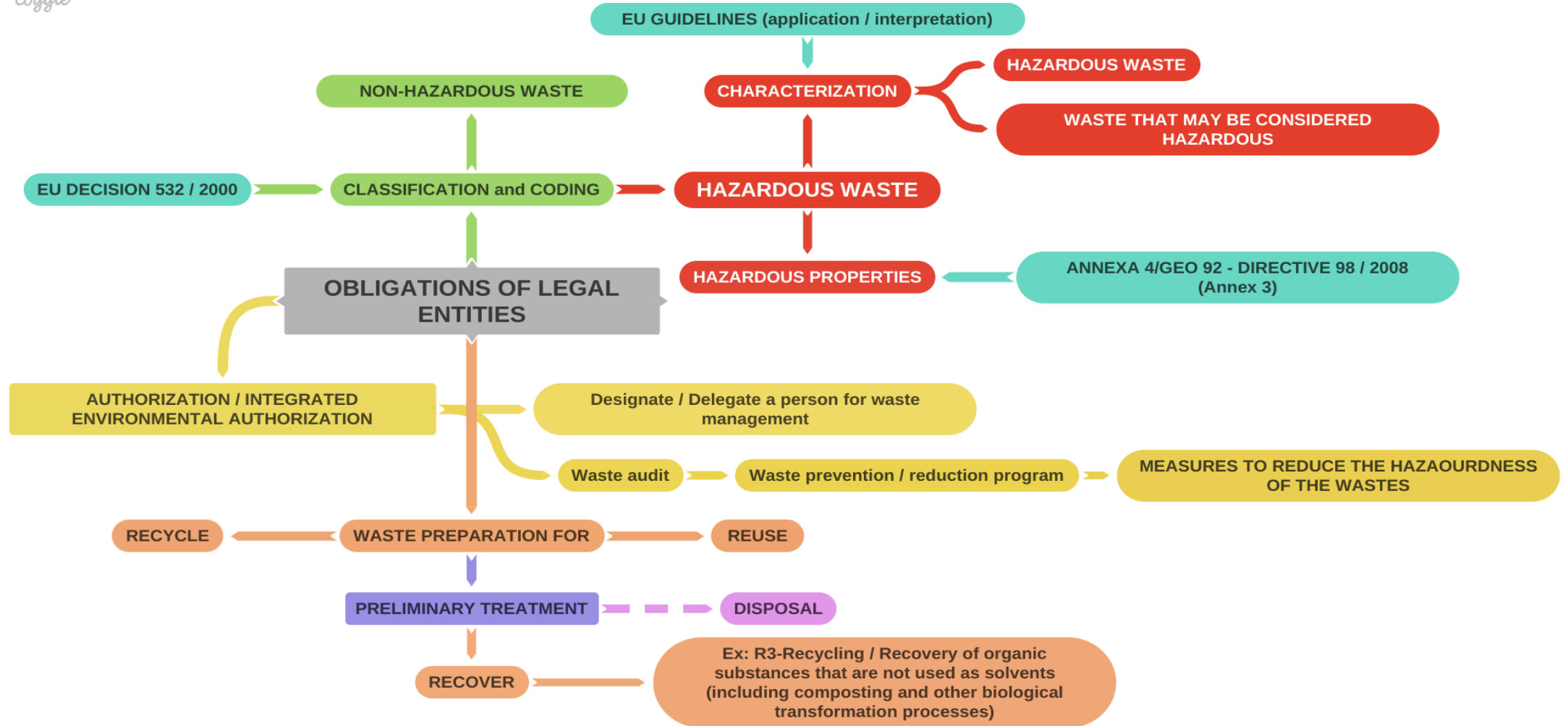
Obligations for the local administration – specific activity

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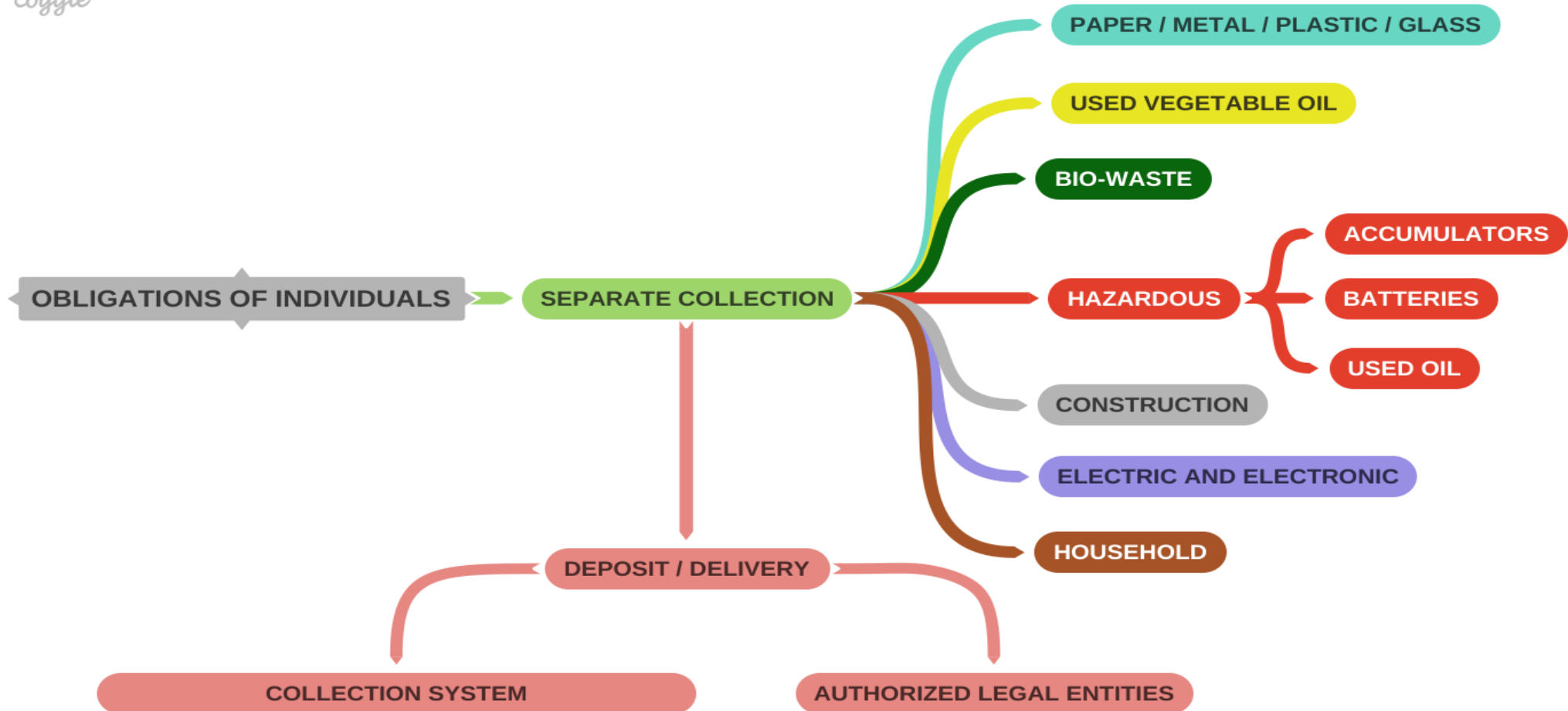
Regulation and obligations addressed to the legal persons

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Obligations addressed to the individuals

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The OERs outputs

All this information with their explanations are included in

TM4 WASTE MANAGEMENT ON RURAL COMMUNITIES

In the form of:

1 text course named WASTE LEGISLATION

1 video presentation through which the understanding of the course is facilitated by explaining the previous schemes

Acknowledgement

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