

# *Regional Seminar EaP Countries*

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**Regulatory and institutional framework**

# Regulatory Framework

*“Regulation without enforcement  
is just good advice”*

*Abraham Lincoln (1809-1865)*



Regulation has to be:

*Clear*  
*Up-to-date*  
*Addressing*  
*Non-redundant*  
*Integrating*

For effective CA, regulation should be:

*Practical*  
*Realistic*  
*Enforceable*  
*Fraud-proof*



When drafting regulation:

*Advice of CA authorities cannot be missed*

*Take input of the public seriously*

*Views of regulatees count*

*Develop procedures to do so!*

There is no one size that fits all...



***For complex, high risk industry:***

*Extensive, detailed applications and tailored permits, including EIA*

***For smaller polluters/SME***

*Less burdening, more generic regimes, e.g. general binding rules*

*Generates level playing field, reduces workload*



All the same, in essence..





## Situation in Netherlands:

Majority of SME fall under (national) g.b.r

*Registering is sufficient*

*Local government competent for CA*

Complex industry: application and permit regime

*Regional government competent authority*

# Institutional Framework

As strong as...



...the weakest link

## CA: interlinked chain of actors

*Policy makers*

*Inspectors*

*Police officers*

*Investigators*

*Prosecutors*

*Judges*

***Individual and joint achievements count!***

## **Institutional Framework - prerequisites**

*Clear responsibilities of authorities*

*Professional expertise*

*Professional gear*

*Lean and mean reporting*

*+ maintenance at all levels!*

## What is needed along the chain:

*Shared priorities and goals*

*Flow of information/data*

*Clear structures and processes*

*Persistence if things go slow*

*Key: the **willingness to cooperate!***

## **Bottom-up collaboration?**

It may work, and often does

But only to a certain level/degree

## **Collaboration at and from the top?**

Gives direction and sustainability

Sets the example

*Above all:*

***keep things simple and practical!***