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!



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..





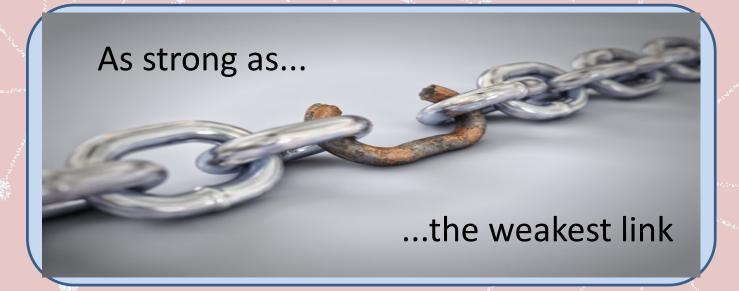


Situation in Netherlands:

Majority of SME fall under (national) g.b.r Registering is sufficient Local government competent for CA

<u>Complex industry</u>: application and permit regime Regional government competent authority

Institutional Framework



CA: interlinked chain of actors

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Policy makers
Inspectors
Police officers
Investigators
Prosecutors
Judges
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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!