Strengthening EU Environmental Law: Legal Perspectives on Greening Europe

This lecture will be delivered by

Prof. Estelle Brosset

Greening EU Environmental Law: What about the European Climate Law?

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Abstract

In recent years, "greening" has become a political buzzword. The publication on 11 December 2019 of the Communication on the European Green Deal has undoubtedly contributed to this new centrality of the term. However, like any political slogan, greening gives little or no indication of what the state of the law is in this area. It's important to analyse if, in EU law, "greening" is merely a reformulation of a set of already well-established principles and rules, or if it's a new term that reveals blind spots in EU law and policy and thus necessary developments. This lecture will try to answer this question and will explain what "greening" means in EU law, including the integration principle, the objective of a high level of environmental protection, and the European Climate Law. To implement the European Green Deal, the Regulation (EU) 2021/1119 of the European Parliament and of the Council of 30 June 2021 establishing the framework for achieving climate neutrality ('European Climate Law') was adopted. It makes the EU's climate neutrality target by 2050 at the latest legally binding and sets the 2030 ambition which shall be a domestic reduction of net greenhouse gas emissions by at least 55% (compared to 1990 levels). It also lays the foundations for efforts to adapt to climate change and sets out important milestones in terms of monitoring procedures. An analysis of the role of the European Climate Law within the existing EU regulatory regime related to climate change is a good way to explore "greening" in EU Law. We will study if it is merely a symbolic law that enshrines the EU's climate objectives in law or if the new governance framework will change the way decisions are taken on EU and Member State level.

Bio

Estelle Brosset is Law Professor at Aix Marseille University (France). She is specialized in European Environmental Law and European Health Law. She is Deputy Director of Research Center in International & EU Law and Senior Member of "Institut Universitaire de France".





We hope to see you on 22 February 2024!











