

No.	Name of project
2006/18	<p data-bbox="517 239 1257 331">Resolution of environmental conflicts by neighbourhood dialogue</p> <p data-bbox="517 376 1369 472">Exchange of experiences from and promotion of the use of neighbourhood dialogues through the development of a toolkit for their initiation and support (2006).</p>

1. Scope

<p data-bbox="236 575 427 600">1.1. Background</p>	<p data-bbox="517 575 743 607">Project History:</p> <p data-bbox="517 613 1422 792">A first IMPEL project “Informal resolution of environmental conflicts by neighbourhood dialogue” was carried out in 2004 and 2005. Results are summarized in its final report, which will be presented at the forthcoming IMPEL Plenary (Cardiff, 30th November to 2nd December 2005).</p> <p data-bbox="517 837 1417 1055">The first project was adopted by IMPEL to share experiences on dialogue instruments. It has shown that several member states already use different dialogue approaches to solve environmental conflicts and that conflicts between authorities, company sites and neighbourhoods concerning environmental pollution can be solved through dialogue if certain (pre)conditions are met.</p> <p data-bbox="517 1077 1417 1301">Participants in the first project recommended supporting the further application of dialogues as voluntary instruments. They were interested in continuing work in a follow-up project to exchange and obtain more information on how to successfully initiate and continuously support neighbourhood dialogue and identify appropriate cases for its application.</p> <p data-bbox="517 1323 1417 1541">This TOR describes a follow-up to the first project on neighbourhood dialogues, proposing in a first step for 2006 to develop a toolkit for inspection authorities for the initiation and support of specific types of voluntary neighbourhood dialogue to address environmental problems as a complementary means for better enforcement. A focus on IPPC sites will be considered.</p> <p data-bbox="517 1563 1398 1823">In a second step, a self-evaluation guideline should be developed to assess the quality of dialogues. Furthermore, it should help the authorities to roughly estimate in advance their possible workload related to the neighbourhood dialogue (to compare it with the expected workload of a traditional approach without neighbourhood dialogue). This would require to continue the project in 2007 (step 2), on which a second TOR is presented for adoption “in principle”.</p> <p data-bbox="517 1845 1398 2024">An exchange on further dialogue cases is planned throughout the whole follow-up project period (2006 – 2007), thereby gaining more experience with neighbourhood dialogues and possibly identifying specific needs related to dialogue instruments within the national regulatory frameworks.</p>
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	<p>Legal Background: The Sixth Community Environment Action Programme calls for the encouragement of more effective implementation and enforcement of Community legislation on the environment, among other things through the promotion of improved standards of permitting, inspection, monitoring and enforcement by Member States and through improved exchange of information on best practice on implementation. Article III, para. 4 of Recommendation 2001/331/EC providing for Minimum Criteria for Environmental Inspections in the Member States pursues the same objectives. Dialogues can further the achievement of those goals.</p>
<p>1.2. Objective (s)</p>	<p>The main objectives are:</p> <ul style="list-style-type: none"> - to develop a dialogue toolkit for specific types of neighbourhood dialogues to enable authorities and companies to initiate and accompany dialogues. Particular attention will be given to special applicability needs (e.g. of IPPC sites). - to look at and analyse further cases of environmental conflict dialogues in the participating IMPEL member states; exchanging experiences between participants about the cases and discussing the toolkit in the project meeting and via a project website, possibly in the “circa-net”.
<p>1.3. Definition</p>	<p>The project will help to promote the application of voluntary neighbourhood dialogues as a complementary instrument to solve environmental conflicts.</p> <p>It will be carried out by a project working group consisting of max. 33 participants from IMPEL member states. A consultant will support and assist the group. The project participants will meet once in 2006 to discuss the toolkit draft and exchange experiences. A project website will be provided for, a project report will be drawn up.</p> <p>For a second phase in 2007 - provided that IMPEL adopts the annexed follow-up proposal for 2007 “in principle” together with this proposal and confirms its financing in the Autumn Plenary 2006 - a self-evaluation guideline for dialogues will be drafted, discussed in a second project meeting in 2007 and subsequently finalised, and a final report will be prepared.</p>
<p>1.4. Product(s)</p>	<ul style="list-style-type: none"> - a dialogue toolkit with practical advice on how and when to initiate and how to continuously support neighbourhood dialogues as a complementary instrument for environmental conflict resolution - a project status report. <p>The toolkit will be available in English and could be translated into all official EU languages and adapted to national needs by the</p>

	participating member states.
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2. Structure of the project

2.1. Participants	<ul style="list-style-type: none"> ▪ Inspectors preferably with experience in dialogue processes will be invited as participants from IMPEL member states, (two participants per country would be preferable) ▪ IMPEL secretariat and Commission are invited to participate
2.2. Project team	<p>Project team: Bernhard Klockow, Lars Bobzien and Renée Bergmann (Department for Labour and Environmental Inspection, Hanover), Consulting agency, which will</p> <ul style="list-style-type: none"> - support the preparation of the meetings of the working group - prepare and incorporate participants' recommendations into the toolkits - document the results of the presentations and the discussions during meetings of the working group. <p>Project bearer:</p> <ul style="list-style-type: none"> ▪ Department for Labour and Environmental Inspection Authority of Lower Saxony (Staatliches Gewerbeaufsichtsamt), Hanover, Lower Saxony, Germany: in cooperation with ▪ German Federal Ministry for the Environment, Nature Conservation and Nuclear Safety, Berlin ▪ Department for the Labour and Environmental Inspection Authority of Schleswig-Holstein (Staatliches Umweltamt Itzehoe) and optionally another German inspection authority ▪ Experts of other IMPEL member states (optional)
2.3. Project Manager	Department of Labour and Environmental Inspection, Hanover
2.4. Reporting arrangements	<p>The project progress will be reported to Cluster "Improving permitting, inspection and enforcement" (former "Cluster 1", first interim report in summer 2006), to the participants and to possible observers. The Cluster will submit interim reporting to the IMPEL Plenary and the IMPEL secretariat. The project status report of this part of the project is expected to be submitted to the IMPEL Plenary in Summer 2007.</p> <p>Interim reports: Summer and Autumn 2006 Project status report: Summer 2007</p>
2.5. Dissemination of results	<p>After adoption of the project status report, the toolkit (in English) will be disseminated through IMPEL (website). It will be sent to the IMPEL national coordinators and also to other target groups (via IMPEL secretariat at the European level, via IMPEL national coordinators at the national level), i.e.:</p> <ul style="list-style-type: none"> - Environmental inspectorates - Key business organisations and companies - environmental and consumer organisations representing neighbourhood interests (where existing) <p>Interested IMPEL member states may then translate the toolkit as well as adopt and supplement it according to specific national needs.</p>

3. Resources required

3.1 Project costs	<p><u>Total costs (excluding human resources) are € 50,000</u></p> <p><u>Costs of the working group meeting</u></p> <p>The project will include one meeting of the working group in autumn 2006 (if possible the location will be chosen to present interesting case study sites)</p> <p>The working group will consist of 33 participants, i.e. up to 25 participants from the other IMPEL member states and up to 8 participants from Germany.</p> <p>The project meeting is planned to last 2 ½ days (2 nights).</p> <p>Travel and accommodation costs will amount to € 35,000</p> <p>Travel costs ‘on the spot’ to visit a case study site will be borne by the host country.</p> <p><u>Costs of the consultant (covered by the host country)</u></p> <ul style="list-style-type: none">- Contacting participants about recommendations for the dialogue toolkit- Developing a first draft of the dialogue toolkit- Preparing and participating in the meeting of the working group <p style="text-align: right;">total: €15,000</p>
3.2. Fin. from Com.	<p>Contribution sought from the Commission is € 35,000, which should meet the costs of 33 participants for travel, accommodation including venue facilities and catering during sessions.</p> <p>(Estimation*: 1 meeting in autumn 2006, 2 ½ days (2 nights), travel: 33 x 750 = 24,750 accommodation: 33 x 2 x 100 = 6600 catering during meeting: 33 x 2 x 50 = 3300 plus beverages for further half a day: 33 x 10 = 330 exact total: Euro 34,980)</p> <p>*Travel costs for some participants might be significantly lower than indicated above. On the other hand it is uncertain whether venue facility costs (meeting room + two working group rooms) could be covered (completely) through the estimated accommodation costs or if additional costs for these will have to be covered.</p>

3.3. Fin. from MS (and any other)	The costs of the consultant as detailed above as well as costs for travel 'on the spot' to visit a case study site will be covered by the host country (Germany).
3.4. Human from Com.	The human resources required from the Commission are minimal.
3.5 Human from Host Country	Meeting preparation and support: 20 days Meeting participation: 24 days (based on 8 participants) Project management support: 10 days
3.6 Human from participating MS	Meeting preparation and participation: 100 days (based on 25 participants)

4. Quality review mechanisms

The quality of the project will be reviewed by the project participants and appraised by the Cluster "Improving permitting, inspection and enforcement" (former Cluster 1). It will then be submitted to the IMPEL Plenary for appraisal and adoption.

5. Legal basis

5.1. Directive/Regulation/ Decision	Recommendation 2001/331/EC providing for Minimum Criteria for Environmental Inspections in the Member States
5.2. Article and description	Article 3, para. 4: establishment of a scheme, under which Member States report and offer advice on inspectorates and inspection procedures in Member States
5.3 Link to the 6th EAP	Article 3. Strategic approaches to meeting environmental objectives. Para. 2: "Encouraging more effective implementation and enforcement of Community legislation on the environment [...] <ul style="list-style-type: none"> - promotion of improved standards of permitting, inspection, monitoring and enforcement by Member States; [...] - improved exchange of information on best practice on implementation including by the European network for the Implementation and Enforcement of Environmental Law (IMPEL network) within the framework of its competencies".

6. Project planning

6.1. Approval	The project was presented to and supported by Cluster "Improving permitting, inspection and enforcement" (former Cluster 1) at the Cluster meeting in Lübeck, Germany (15 th /16 th September 2005). It will be submitted for approval to the IMPEL plenary meeting in Cardiff (30 th November to 2 nd December 2005).
6.2. Fin. Contributions	The project is supported by the Commission (<i>to be confirmed</i>), the German Federal Ministry for the Environment, Nature Conservation and Nuclear Safety, the Ministry for the Environment of Lower Saxony and participating IMPEL Member States.
6.3. Start	The project start is scheduled for 01/2006 (step 1) a second part of the project (step 2) being planned to start 01/2007

6.4 Milestones	Milestones: <ul style="list-style-type: none"> - From January 2006 onward: request for input to first draft of the toolkit - May 2006: dissemination of the first draft to participants - Autumn 2006: project group meeting - Winter 2006: adaptation of toolkit to meeting results - Summer 2007: project status report
6.5 Product	dialogue toolkit
6.6 Adoption	Presentation of the project status report for the 2006 project to the IMPEL Plenary is planned for summer 2007 (a project progress report together with a request for a decision to continue the project and its financing in 2007 will be submitted to the Plenary in autumn 2006). A final report is scheduled for summer 2008.