

Ruxandra Mălina
PETRESCU-MAG

Philippe
BURNY

THE PRINCIPLE

OF ENVIRONMENTAL INTEGRATION

UNDER SCRUTINY

**An analytical legal framework
on how EU policies are becoming green**

Responsibility for the scientific content of the work rests exclusively with the authors:

Ruxandra Malina Petrescu-Mag: Babeş-Bolyai University, Faculty of Environmental Science and Engineering, Cluj-Napoca, Romania

Philippe Burny: Université de Liège (Gembloux Agro-Bio Tech), Centre Wallon de Recherches Agronomiques, Belgium

Descrierea CIP a Bibliotecii Naționale a României
PETRESCU, RUXANDRA MĂLINA

The principle of environmental integration under scrutiny : an analytical legal framework on how EU policies are becoming green / Ruxandra Mălina Petrescu-Mag, Philippe Burny. - Cluj-Napoca : Accent, 2015

Bibliogr.

ISBN 978-606-561-126-9

I. Burny, Philippe

349.6(498)(094)

504(498)(094)

© The Authors

ISBN 978-606-561-126-9

Accent, 2015

Cluj-Napoca

www.accentpublisher.ro

The English translation of this book was revised by Alina Aida Drăgan.

Contents

Foreword	7
Abbreviations / Acronyms	9
Setting the Scene: The Authors' Publicist Retrospective on or Instead of Introduction	11
Chapter I	
The Long Way to the Principle of Environmental Integration: a Conceptual Approach	17
1.1. Defining Principles and Rules	17
1.2. The Meaning of Integration, Policy, Policy Integration and Environmental Policy Integration	23
1.3. What Is the Principle of Environmental Integration?.....	27
Chapter II	
The Principle of Environmental Integration: the Legal Dimension and Its Reflection in International, EU and National Documents	34
2.1. An Inventory of the Main Romanian Soft Law and Hard Law Related to PEI	34
2.2. International and EU Dimension of PEI.....	47
Chapter III	
Institutional/Subsidiary Body Framework Committed to PEI Promotion. A Short Overview	70

Chapter IV

The Green Face of the EU Sectoral Policies:

Agriculture, Energy and Business	75
4.1. An Overview of the Common Agricultural Policy	75
4.1.1. The Common Agricultural Policy	75
4.1.2. Greening Europe's Agriculture	76
4.1.3. Organic Agriculture	92
4.2. From Organic Farming Contribution to Cross-Cutting Objectives "Environment" and "Climate". The Greening of the EU Energy Policy	102
4.2.1. From Organic Farming Contribution to Cross-Cutting Objectives "Environment" and "Climate"	102
4.2.2. The Greening of the EU Energy Policy	105
4.3. The EU Policy for Business Sector. A Green Vision.....	126
4.3.1. The Enterprise and the Industry Policies	126

Chapter V

Final Remarks	156
Book abstract (English, French, Romanian)	163
Bibliography	167
Annex 1	195
Annex 2	202
Annex 3	209
Annex 4	212

Book abstract

This study was intended:

- To analyze PEI over time as reflected in EU, international and national documents (Romanian and Belgian): x-raying the nature and the legal dimension of this principle.
- To provide a literature review of PEI in order to offer a conceptual clarification and, in view of its shortcomings, the paper highlights selected conclusions/suggestions to enhance the importance of the concept.
- The paper aims at providing inspiration and insights about how to promote integration of environmental considerations in agricultural policy and legislation, and also in EU transport and energy policies.
- To explore the extent to which policy learning over the time has brought us closer to consumption patterns which integrate environment into energy policy in a compatible way with the sustainable development vision and aspirations of EU stakeholders.

• **Keywords:** environment, integration, legislation, principle, policy, agriculture, transportation, energy, EU.

Résumé du livre

Cette étude avait pour but:

- Analyser le principe de l'intégration de l'environnement (PIE) au fil du temps comme en témoignent les documents de l'UE, les documents internationaux et nationaux (roumains et belges): radiographier la nature et la dimension juridique de ce principe.
- Fournir une revue de la littérature relative au PIE afin d'offrir une clarification conceptuelle et, compte tenu de ses lacunes, mettre en évidence l'étude fait saillants des conclusions et suggestions pour souligner l'importance de ce concept.
- Fournir des idées et de l'inspiration sur la façon de promouvoir l'intégration des considérations environnementales dans la politique et la législation agricoles, et aussi dans le contexte des transports et de l'énergie de l'UE.
- Explorer la mesure dans laquelle les leçons politiques offertes au fil des ans nous a rapprochés de modèles de consommation qui intègrent les préoccupations environnementales dans la politique de l'énergie d'une manière compatible avec la vision et les aspirations de toutes les parties prenantes dans ce processus de développement durable.

Mots-clés : environnement, intégration, législation, principe, politique, agriculture, transport, énergie, Union Européenne.

Rezumatul cărții

Lucrarea de față și-a propus:

- Să analizeze principiul integrării cerințelor de mediu de-a lungul timpului, așa după cum se reflectă în documentele UE, în cele internaționale și naționale (din România și Belgia), radiografiind natura și dimensiunea juridică a acestui principiu.
- Să realizeze o imagine cuprinzătoare a literaturii de specialitate în scopul clarificării conceptuale, după care, plecând de la neajunsurile identificate, să aducă în prim plan câteva sugestii și concluzii pentru a spori importanța conceptului.
- Să ofere perspective și surse de inspirație cu privire la modul de a promova integrarea considerentelor de mediu în politica și legislația agricolă și, de asemenea, în cadrul politicilor UE de transport și energie.
- Să exploreze măsura în care lecțiile politice oferite de-a lungul timpului ne-au adus mai aproape de modelele de consum care integrează preocupările de mediu în politici energetice într-un mod compatibil cu viziunea de dezvoltare durabilă și aspirațiile tuturor actorilor implicați în acest proces.

Cuvinte cheie: mediu, integrare, legislație, principiu, politică, agricultură, transport, energie, UE.