

Better Regulation - Environment

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Background

- **PhD on the quality of environmental directives (2010)**
- **Cause of implementation problems?**
- **In English: B.A. Beijen, “The implementation of European Environmental Directives: Are Problems Caused by the Quality of the Directives?”, in: *European Energy and Environmental Law Review* 2011, issue 4, p. 150-163**

Conclusions

- **Lack of coherence between directives**
- **Problems with definitions**
- **Scope of directives**
- **Specific problems related to the kind of obligation**
- **Soft law**

Recommendations (2010)

- Improve coherence by creating an overarching directive with definitions, rules on reporting, general rules for different kinds of obligations and consequences of non-compliance
- Reduce the number of environmental directives
- Make a clearer distinction between directives and regulations
- Improve the explanatory memoranda with legislative acts
- Create clarity on the status of soft law
- Create supporting policy on a European level
- Let a small number of Member States make an impact assessment on the basis of a draft directive and use the results in the legislative procedure

Developments since 2010

- Recasting
- REFIT evaluations / Fitness checks
- Focus on implementation
- Impact assessments
- Make it Work