

# NATURE PROTECTION

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# NATURE PROTECTION

- Act No. 114/1992 Coll. on the Nature and Landscape Protection (the Nature Protection Act), as amended
- Act N. 100/2004 Coll., on the Trade in Endangered Species of Wild Flora and Fauna
- Act N. 115/2000 Coll., on the Compensation of the Damage Caused by Certain Especially Protected Animals
- Act No. 449/2001 Coll., on the Game-keeping,
- Act No. 99/2004 Coll., on the Fishery, both as amended



# NATURE PROTECTION ACT

- a) General protection
  
- b) Special protection
  - territorial (site related)
  - generic (species related)



# General protection

- Territorial systems of ecological stability (TSES)
- Significant landscape components (SLC)
- Landscape character
- All wild animals and plants including all european birds
- Trees and shrubs
- Caves
- Protection of paleontological findings



# Special protection of species

- **Specially protected species of animals**
- **Specially protected species of plants**
- **Monumental trees**
- **Minerals**



# Special territorial protection

## Especially protected areas:

- national parks
- protected landscape areas
- national natural reserves
- natural reserves
- national natural monuments
- natural monuments.

## NATURA 2000:

- special bird protection areas (Directive 79/409/EEC on the conservation of wild birds) (SPAs)
- sites of Community interest (Directive 92/43/EEC on the conservation of natural habitats and of wild fauna flora)
  - ➔ special areas of conservation (SACs)



# Tools of legal regulation

## **Administrative tools:**

- permits (to fall down big trees)
- binding opinions (to projects which are not prohibited in specially protected areas, to activities carried out in significant landscape components or in the landscape)
- decision to stop or limit activity which might threaten the nature
- decision to take measures to correct behavior
- establishment of protected areas
- exemptions (from the special protection rules).



# Tools of legal regulation

- **Economic tools**

- state support to take measures for enhancing the environment (owners of the land)
- fees to enter national parks (tourists)
- land tax exemption in the area of national parks (owners of the land)
- financial compensations for restrictions in use of the property in specially protected areas (owners of the land).



# Tools of legal regulation

- Bans and duties of persons.
- Registration (significant landscape components)
- Administrative agreements.
- Monitoring and record-keeping.
- Rules for entering the landscape.
- Biological assessment and assessment of impacts of strategic documents and activities in special bird protection areas and in sites of Community interest.
- Management plans for especially protected areas.
- Protective zones.
- Public participation.



# Tools of legal regulation

## Sanctions:

- the duty to restore/corrective measures
- duty to compensate the damage
- natural persons: fine up to 100 000,- Czech crowns (may be doubled) and up to
- legal persons and entrepreneurs: fine up to 1 000 000,- Czech crowns (may be doubled)
- withdrawal of illegally held specimens.



# Liability for damage

Act N. 115/2000 Coll.  Damages caused by specially protected animals:

- Beaver
- Otter
- Wolf
- Bear
- Cormorant
- Moos/elk
- Lynx

# STATE ADMINISTRATION

- the Ministry of Environment
- the Czech Environmental Inspectorate
- regional authorities
- National Parks and Protected Landscape Areas Administrations
- Municipal authorities



# Trade in Endangered Species of Wild Flora and Fauna

- Act No. 100/2004 Coll., on the Trade in Endangered Species of Wild Flora and Fauna
- Council Regulation No. 338/97 of 9 December 1996 on the protection of species of wild fauna and flora by regulating trade therein, as amended
- Council Regulations No. 1808/2001, 348/81, 3254/91, 35/97, 2087/2001,
- Council Decision No. 97/602/ES,
- Council Directive 83/129.

# STATE ADMINISTRATION

- the Ministry of the Environment
- the Ministry of Finance
- the Czech Environmental Inspectorate
- customs authorities
- the Veterinary Administration
- Plant-Treatment Authorities
- regional authorities excluding the territory of National Parks and Protected Landscape Areas
- National Parks Administrations and Protected Landscape Areas Administration

