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ENV.E.2 - Environmental Agreements and Trade

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Ahmed Djoghlaif  
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Dear Mr Djoghlaif,

I am writing with regard to **notification 2006-032**, by which the Secretariat invited Parties and other Governments to submit **examples of national/domestic legislation and case-studies relating to liability and redress** for damage to biological diversity, including approaches to valuation and restoration.

On behalf of the European Community, I would like to draw your attention to the European Commission's website on environmental liability where our legislation and a lot of useful studies can be found at

<http://ec.europa.eu/environment/liability/index.htm>

In particular, regarding domestic legislation, I would like to underline that the new 'Questions and Answers on the EC Environmental Liability Directive' is now available as the Directive is fully applicable in the 27 EC Member States as of 30 April 2007. Please see:

<http://europa.eu/rapid/pressReleasesAction.do?reference=MEMO/04/78&format=HTML&aged=0&language=EN&guiLanguage=en>

Concerning valuation and restoration, a 'Study on Valuation and Restoration of Biodiversity Damage for the Purpose of Environmental Liability' is available at:

<http://ec.europa.eu/environment/liability/biodiversity.htm>

and a 'Study on Liability for Ecological Damage and Assessment of Ecological Damage' is posted on

<http://ec.europa.eu/environment/liability/pdf/ecodamage.pdf>

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I hope the Secretariat will find this documentation useful in view of the preparation of the background documentation for the next COP. Needless to say, the above mentioned two studies only express the views of their authors and not of the European Commission. Should they be reflected in any way in the above mentioned background materials, I trust such a disclaimer will be adequately reflected.

Yours sincerely,

Hugo-Maria Schalky  
Head of Unit

