

International Workshop on

# Participation Principle Indicators under the Environmental Law: Towards Establishing International Collaboration in Pursuit of Environmental Justice

**Date:** March 9 - 10, 2015

**Venue:** Osaka University, Toyonaka Campus, Osaka University Hall, 1st Floor, Assembly Hall

**Language:** English (Chinese Mandarin to English consecutive interpretation will be provided)

**Organizers:** **GREEN ACCESS PROJECT II** "Review of Legal Indicators for the Participation Principle in Environmental Matters - Promotion of an International Cooperation towards Strengthening the Environmental Democracy" (JSPS Grant-in-Aid), **OSAKA UNIVERSITY, PROJECT TIGER** "Policy decision-making and public participation on energy, chemicals and water management: an international comparative study" (Global Initiative Program), and **MITSUI & CO., LTD., ENVIRONMENT FUND** – Project "**Proposing an Asian Version of the Aarhus Convention – Constitution of an International Cooperation for Implementing the Environmental Justice**"

**Monday, March 9, 2015 10:00 - 17:00**

10:00 – 10:15

## Opening Speeches

**Yutaka Takenaka** (Dean, Graduate School of Law and Politics, Osaka University - Japan)

**Shun'ichi Teranishi** (President, Society for Environmental Economics and Policy Studies; Director-General, Japan Environmental Council/Specially Appointed Professor; Hitotsubashi University, Graduate School of Economics - Japan)

10:15 - 13:30

## Session I International Indicators on the Principle 10

Moderators: **Yayoi Isono** (Professor / Dean, Tokyo Keizai University, Faculty of Contemporary Law - Japan) &

**Kota Fukui** (Professor, Osaka University, Graduate School of Law and Politics - Japan)

10:15 - 10:40

**Report 1: Noriko Okubo** (Professor / Research Representative, Osaka University, Graduate School of Law and Politics - Japan)

### Bali Guidelines and Asia

10:40 - 11:05

**Report 2: Jan Darpö** (Professor, Uppsala University, Faculty of Law; Chairman, UNECEs Task Force on Access to Justice under the Aarhus Convention - Sweden)

### Access to Justice in Environmental Decision-making in the Member States of European Union – National Peculiarities and Common Tendencies

11:05 - 11:30

**Report 3: Tatiana Barreto Serra** (Public Prosecutor, São Paulo State Public Prosecution Office - Brazil)  
**Public Civil Action: Access to Environmental Justice in Brazil**

11:30 - 11:50

Coffee Break

11:50 - 12:15

**Report 4: Jesse Worker** (Associate, The Access Initiative (TAI), World Resources Institute - USA)  
**Measuring procedural rights through the UNEP Bali Guidelines and the Environmental Democracy Index**

12:15 - 12:40

**Report 5: Yukari Takamura** (Professor, Nagoya University, Graduate School of Environmental Studies - Japan)  
**What Could We Learn from UN Human Rights Indicators?**

12:40 - 13:30

**Q&A Session**

Lunch Seminar (14:00-14:40)

## Japan Launch of EDI: EDI's Overview and Implementation

13:30 – 15:00

Opening Speech: **Yuko Nakashita** (Lawyer / Secretary-General of Aarhus Net Japan - Japan)

Moderator: **Kenji Fukuda** (Lawyer / Aarhus Net Japan / Assistant, Waseda University, Law Faculty - Japan)

**Jesse Worker** (Associate, the Access Initiative (TAI), World Resources Institute - USA)

**Masami Kittaka** (Lawyer / Aarhus Net Japan - Japan)

15:00 - 17:00

**Session II** Environmental Impact Assessment and Principle 10

Moderators: **Tadashi Otsuka** (Professor, Waseda University, Law School- Japan) & **Yukari Takamura** (Professor, Nagoya University, Graduate School of Environmental Studies - Japan)

15:00 - 15:25

**Report 6: Ken-ichiro Yanagi** (Professor, Meiji University, Graduate School of Law – Japan)

**Environmental Impact Assessment Act in Japan: Until now and from now on-Tokyo's Experience and MOE's Initiative-**

15:25 - 15:50

**Report 7: Ritwick Dutta** (Environment Lawyer, Legal Initiative for Forest and Environment – India)

**EIA and Public Participation in India: Focusing on Energy Issues (Provisional)**

15:50 - 16:15

**Report 8: Michel Prieur** (Emeritus Professor, University of Limoges, Scientific Director, Center for Interdisciplinary Research on Environmental, Development and Urban Planning Law (CRIDEAU); President of the International Centre of Comparative Environmental Law (CIDCE) - France)

**Modifications of the EIA process in Europe and in France**

16:15 - 17:00

**Q&A Session**

17:30 – 19:30

Group Picture / Reception (Sora - Osaka University Cafeteria)

**Tuesday, March 10, 2015 10:00 - 18:00**

10:00 – 12:00

**Session III** Developments of the Environmental Democracy in China

Moderator: **Kenji Otsuka** (Senior Research Fellow, Environment and Natural Resource Studies Group, Inter-Disciplinary Studies Center, IDE-JETRO - Japan)

10:00 - 10:25

**Report 9: Wang Jin** (Professor, Peking University, Law School – China)

**Significance of China's Newly-revised Environmental Protection Law in 2014 and the Provisions Pertinent to Public Participation**

10:25 – 11:15

**Report 10: Wang Canfa** (Professor, China University of Political Science and Law; Director, Center for Legal Assistance to Pollution Victims (CLAPV) - China)

**Practice of the Environmental Public Interest Litigation and the New National Environmental Protection Law in China**

11:15 – 12:00

**Q&A Session**

12:00 – 13:30

Group Picture / Lunch

13:30 – 16:30

**Session IV** Developments of Principle 10 in Asia

Moderators: **Hidetoshi Yamashita** (Associate Professor, Hitotsubashi University, Graduate School of Economics - Japan) & **Soichiro Minami** (Researcher, Osaka University, Graduate School of Law and Politics - Japan)

13:30 – 13:55

**Report 11: Yayoi Isono** (Professor / Dean, Tokyo Keizai University, Faculty of Contemporary Law - Japan)

**Current Situation of the Principle 10 Land use and Dam**

13:55 - 14:20

**Report 12: Laode Muhamad Syarif** (Senior Lecturer, Hasanuddin University, Law School - Indonesia)

**Public Participation and Freedom of Information in Environmental Decision Making**

14:20 – 14:45

**Report 13: Gloria Estenzo Ramos** (Vice President, Oceana Philippines International – Philippines)

**The Right to Public Participation in Decision-making in the Implementation of Fisheries and other Environmental Laws and their Amendments in the Philippines**

14:45 – 15:10

**Report 14: Suntariya Muanpawong** (Secretary of the Environment Division, Supreme Court of Thailand; Chief Judge, Research Justice Division - Thailand)

**Principle 10 in Thailand: Developments and Challenges**

15:10 – 15:35

**Report 15: Ritwick Dutta** (Environment Lawyer, Legal Initiative for Forest and Environment – India)

**Implementation of Principle 10 in India: Issues and Challenges**

15:35 – 15:50

Coffee Break

15:50 – 16:30

**Q&A Session**

16:30 – 18:00

**Session V** General Discussion

Moderators: **Noriko Okubo** (Professor / Research Representative, Osaka University, Graduate School of Law and Politics - Japan) & **Kenji Fukuda** (Lawyer / Aarhus Net Japan / Assistant, Waseda University, Law Faculty - Japan)