



European Union Network for the Implementation
and Enforcement of Environmental Law

IMPEL

Financial Provision

*Protecting the Environment
and the Public Purse*

Kim Bradley, Scottish EPA

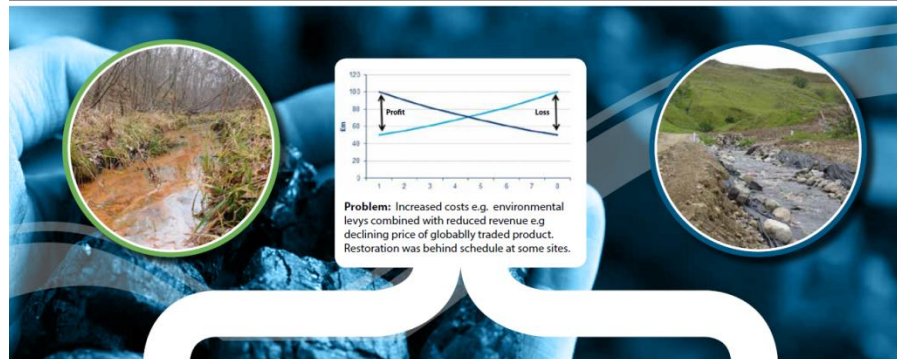
Introduction to the Practical Guide. 26th January 2018, Albert
Borschette Conference Centre, Brussels

Mineral extraction industry



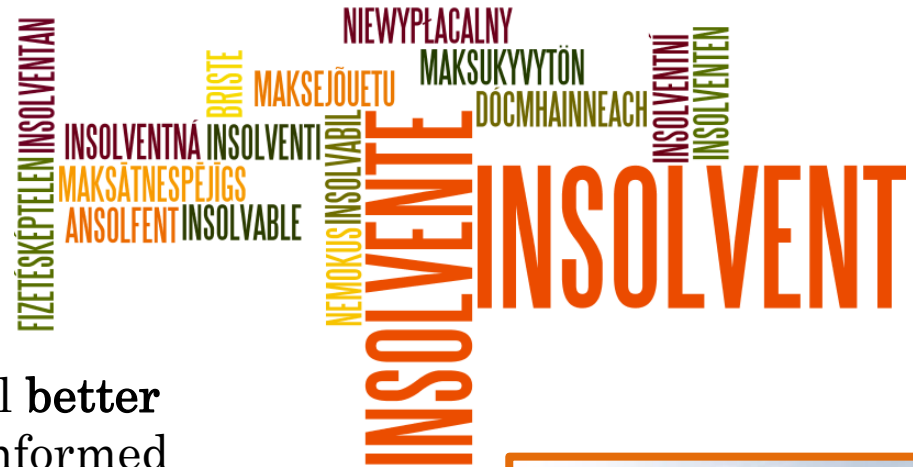
Bonds in place for planning restoration, e.g. realigning streams.

No financial provision for other environmental liabilities e.g. managing polluting discharges.



The Problem

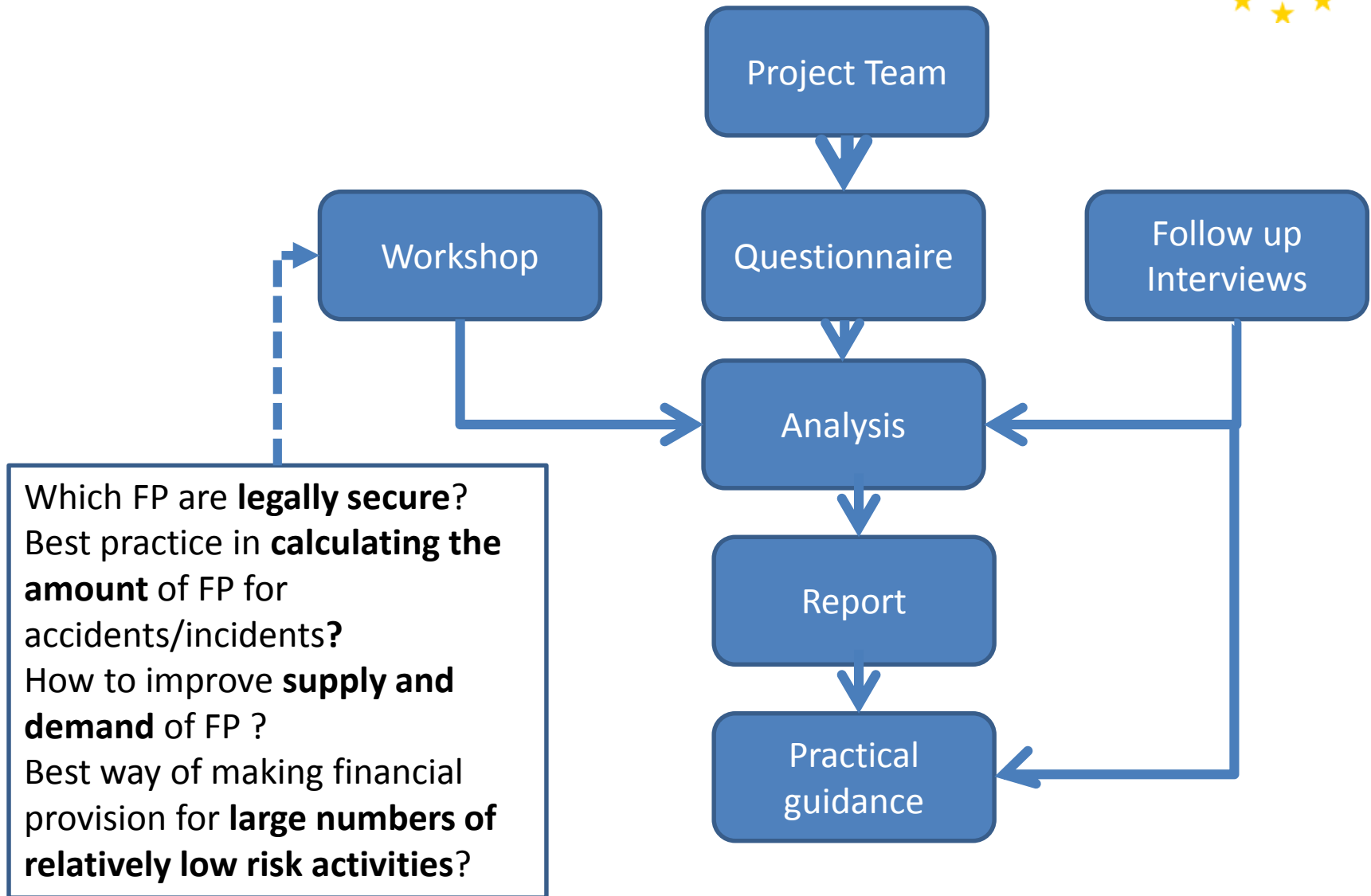




A person wearing a white hard hat, a high-visibility yellow vest over dark clothing, and green rubber boots stands on a grassy, slightly elevated area. They are looking out over a large-scale construction or land reclamation project. A wide, dark dirt road or embankment runs diagonally across the middle ground. In the background, there are rolling hills, some industrial structures like a power line tower, and a small cluster of buildings. The sky is overcast with soft, grey clouds. The entire image is framed by a thick orange border.

Implementation of polluter pays principle

Project Methodology



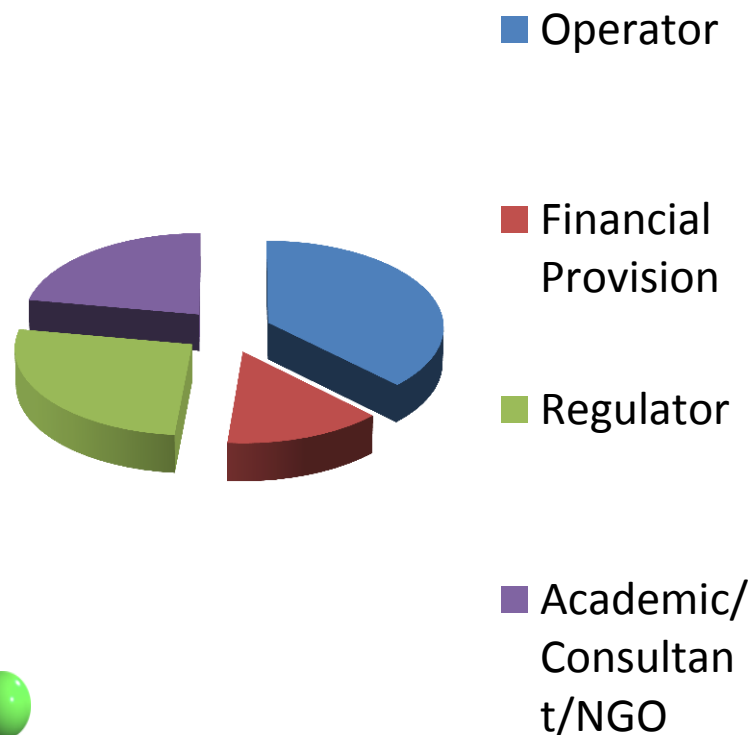
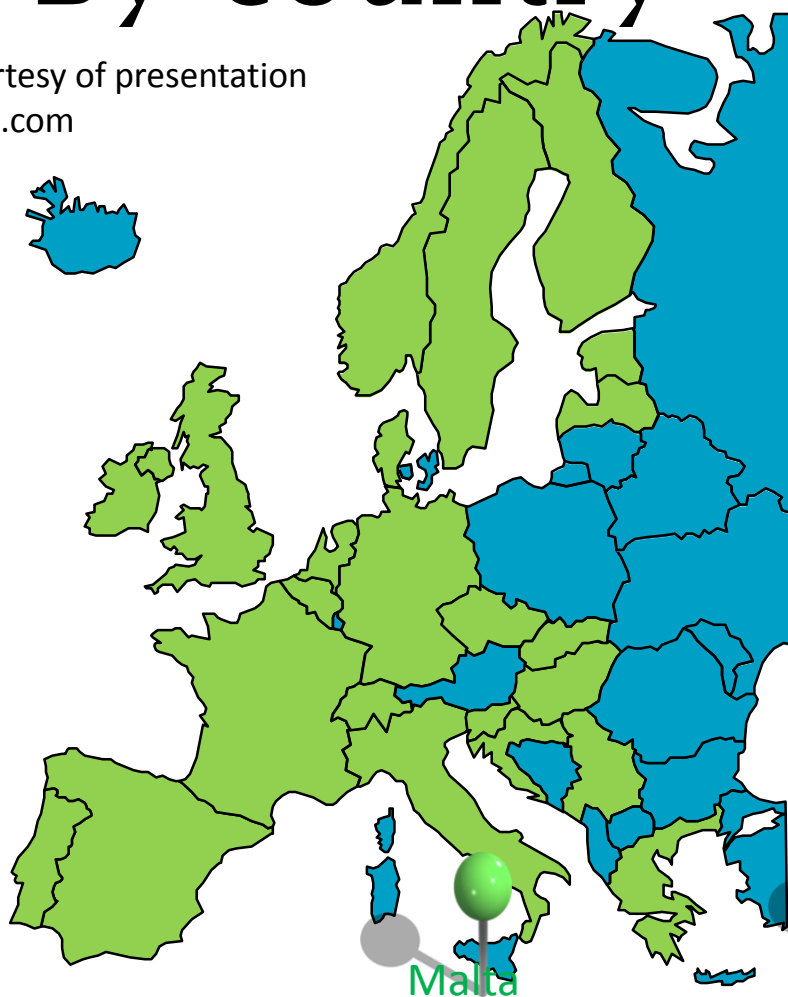
Questionnaire Participation

By country

By sector



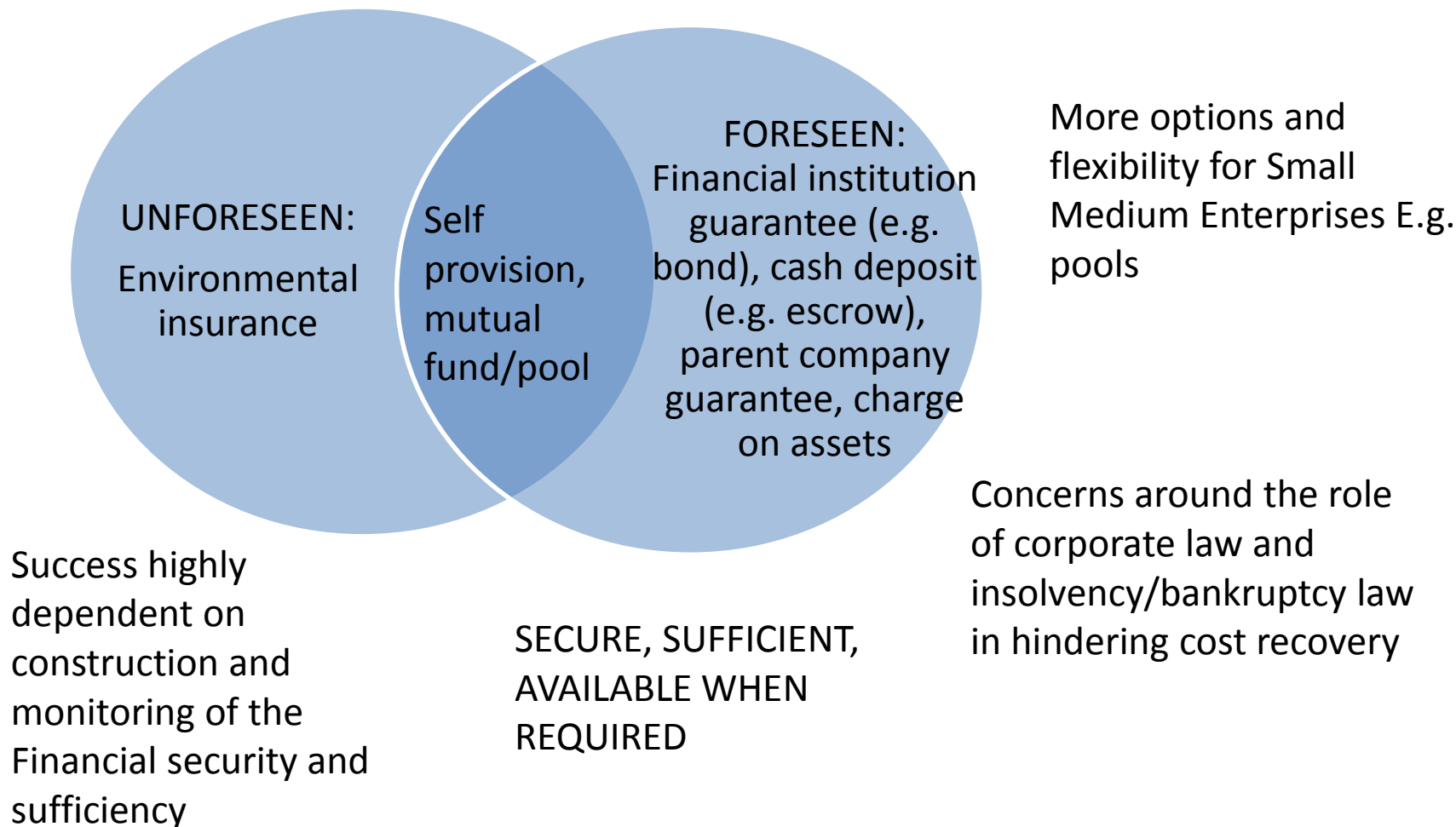
Slide courtesy of presentation
magazine.com





Findings

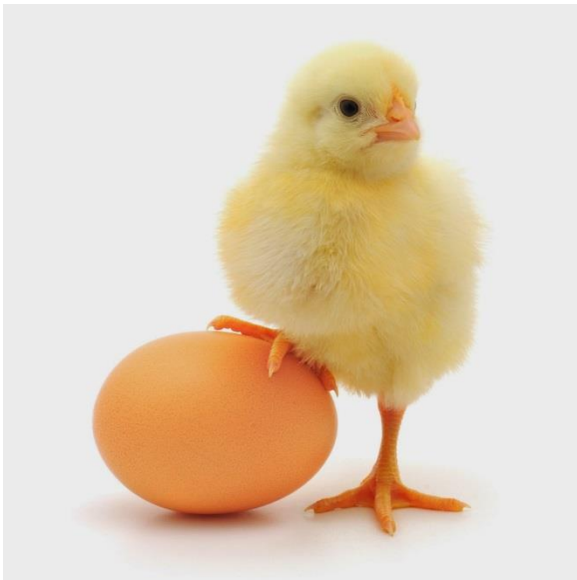
Regulatory consistency and time



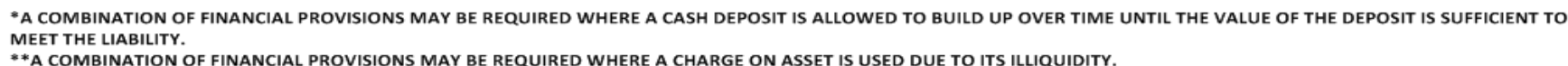
The Role of Regulators



- Firm enforcement
- Regulatory acceptance
- Publicity campaigns
- Working with the supply chain



- Tax breaks
- Mandatory provision - conflicting views



This Year



- Secure, **sufficient**, available when required



2018 - Objective and Outcomes



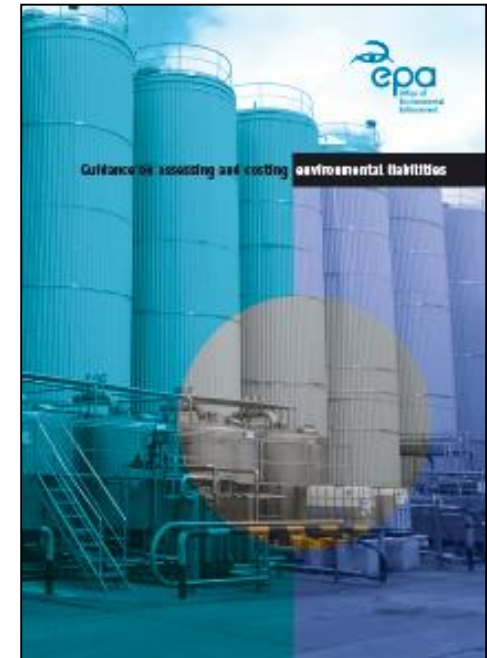
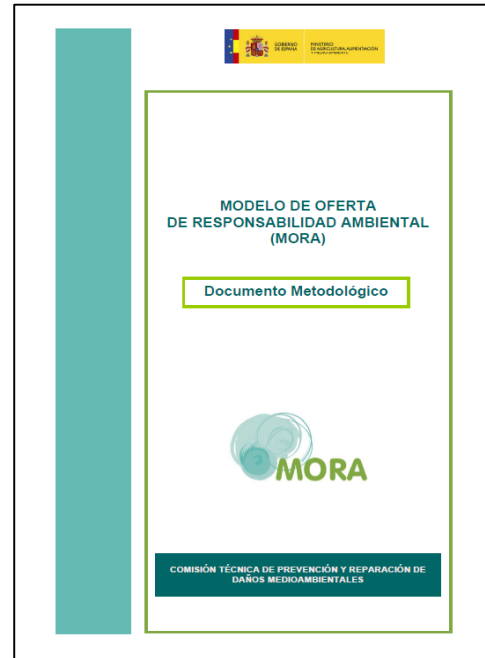
Evaluation of the potential application of the Spanish and Irish (and Netherlands) models to other jurisdictions



Confidence in decision making

Streamlining

Reducing regulatory burden





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<https://www.impel.eu/projects/financial-provision-what-works-when/>

Questions

- What is the availability of FP that meets the needs of the operator and regulator?
- What are key considerations for the regulator about the financial health of FP institutions?
- Would you be interested in participating in the road-testing of the calculation tools?