



Minerals Policy and Governance at the EU and Member States Level: Characteristics and Challenges



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Building blocks of the presentation

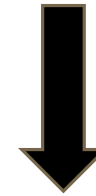
- Minerals policy in Member States and on EU level
- Classification of mineral policy
- National minerals policy framework and components

Minerals policy in Member States and on EU level

Minerals policy in Member States

Set of rules and legislation to provide access and to allow exploitation of mineral resources on the territory

Raw Materials Initiative



Minerals policy on EU level

Set of initiatives targeting sustainable supply of mineral resources from European deposits and a set of secondary legislation affecting raw materials production in MS



Minerals policy in Member States and on EU level

Member States:

- Legal framework ruling permitting and production of mineral raw materials (usually: Mining Act, etc.)

Minerals policy in Member States and on EU level

EU level

Focused parts of legislation

- International conventions (Aarhus Convention)
- Secondary legislation
 - EIA Directive
 - Habitats, Birds Directives
 - Water Framework Directive
- OSH Framework Directive
- TFEU
- Secondary Internal market legislation
 - Services Directive
 - Concessions Directive
 - Public Procurement Directive, Utilities Procurement Directive
 - Professions Directive
 - Accounting Directive, Transparency Directive
- Relevant court cases

Minerals policy in Member States and on EU level

Challenges:

- Reduced access to resources
- Public opposition
- Problematic permitting procedures
- Inconsistent minerals policies
- Heterogeneous legislative frameworks
- Scarcity of reliable data

Classification of mineral policy

**In order to show the complexity of the problem for Europe
it is important to recognise the importance for and/or
contribution of individual policies to the mentioned
challenges**

Classification of mineral policy

Challenges:

- Reduced access to resources
- Public opposition
- Problematic permitting procedures
- Inconsistent minerals policies

Policies:

- Planning policies (land use planning), Aarhus Convention, Natura 2000, etc.
- Aarhus Convention, Initiative of industry toward improvement of sustainability and SLO
- TFEU, Service Dir., Concessions Dir., sometimes over-implementation, etc.
- Mainly on MS level, assessment ongoing (→ MINLEX)

Classification of mineral policy

Challenges:

- Heterogeneous legislative frameworks
- Scarcity of reliable data

Policies:

- EIA Dir., Planning policies, etc., mainly in comparison between MS (→ MINLEX)
- Owner of relevant data not clear

Of similar importance

GOOD GOVERNANCE

National minerals policy framework and components

National mineral policy framework:

Entirety of operations of a state for influencing supply of and demand for mineral resources on its territory

- Minerals planning policies
- Mineral policy governance framework
- Mineral regulatory framework

National minerals policy framework and components

Minerals planning policies

- Part of mineral policy framework
- Related to land use management
- Land use planning is responsibility of land use management
- Desirable: Include mineral resources as equal part into land use management
(→ MINATURA 2020)

National minerals policy framework and components

Mineral policy governance framework

- Involved authorities
- Permitting procedures (→ MINLEX)
- Policy making procedures
(collaboration of authorities/ministries, stakeholder involvement, etc.)
- Tools/procedures for strategic policy making
- Implementation of EU policies

National minerals policy framework and components

Mineral regulatory framework

- Consistent regulatory framework
- Homogeneity of regulatory framework
- Implementation of EU legislation
- Way of involving public

→ **MINLEX**



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Thanks for your attention!