

Environmental Law (B001319)

Course size (nominal values; actual values may depend on programme)

Credits	3.0	Study time	90 h	Contact hrs	30.0 h
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Course offerings and teaching methods in academic year 2019-2020

A (semester 2)	Dutch	lecture	20.0 h
		guided self-study	5.0 h
		lecture: response	5.0 h
		lecture	

Lecturers in academic year 2019-2020

Van Hoorick, Geert	RE22	lecturer-in-charge
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Offered in the following programmes in 2019-2020

Bachelor of Laws in Laws	crdts	offering
	3	A

Teaching languages

Dutch

Keywords

administrative law, spatial administrative law, town and country planning law, environmental law, town and country planning, sustainable development, environmental policy, environmental protection, nature protection

Position of the course

To provide insight into the branches of administrative law that have a spatial component, i.e. town and country planning law and environmental law, and their relation with the societal factors. This branch of law has an own systematic en uses own instruments (like policy principles, permits, plans and tradable emission rights). This branch of law has also influences on other branches of law (f.i. soil-attestation on contracts). In our society this branch of law becomes more and more important (ecologisation of law), also in legal professions. This course gives a basis to students who want to specialise in town and country planning and environmental law in the master. Also this course aims at contributing to a positive attitude towards sustainable development.

Contents

Spatial administrative and environmental law has not only a large economic impact but also provides the legal framework for government action to protect the quality of our living environment. In this course is dealt with the following topics:

- positioning of spatial administrative and environmental law in society and law;
- expropriation, restrictions on the use of property, preemption rights;
- permits in town and country planning and environmental policy (administrative procedures, public inquiry);
- spatial planning (with i.a. spatial development plans);
- introduction to heritage protection, water management, soil sanitation, nature conservation and forest management;
- maintenance and enforcement of spatial administrative and environmental law;
- information obligations in spatial administrative and environmental law (with i.a. the soil-attestation).

Initial competences

To have a basic knowledge of constitutional law and general administrative law, and also of principles of public and private law in general.

Final competences

- 1 To have a basic scientific knowledge of town and country planning and

- environmental (Proposal) Law and their societal factors.
- 2 To have insight in the position of this law branch as exponent of the ecologisation of law.
- 3 To manage the systematic and instruments proper to this law branch.
- 4 To know specific legal terms of this law branch.
- 5 To have the abilities to analyze and to valuate spatial administrative law sources, to solve legal problems in this branch of law, and to apply the knowledge to cases, and to argument the solutions.
- 6 To be open for the idea that law can play a positive role in striving at a sustainable development.

Conditions for credit contract

Access to this course unit via a credit contract is unrestricted: the student takes into consideration the conditions mentioned in 'Starting Competences'

Conditions for exam contract

Access to this course unit via an exam contract is unrestricted

Teaching methods

Guided self-study, lecture, lecture: response lecture

Extra information on the teaching methods

Lecture and seminar are not separated but in one. Besides traditional ex cathedra lecture there is interactivity (seminar style) via questions about legal problems based on the reading of source material on the website, that are discussed in class via Kahoot quizzes. The lecturer shows a scientific and critical approach towards spatial administrative law and the societal factors that determine this branch of law. The lecturer shows also a positive attitude towards sustainable development.

Learning materials and price

G. VAN HOORICK, *Omgevingsrecht in essentie*, Antwerpen, Intersentia, 2019.
 Approximately 35 EUR
 Reading material for free on the website
 Slides with visual material on the website
 Legislation

References

- G. VAN HOORICK, *Omgevingsrecht in essentie*, Antwerpen, Intersentia, 2019.
- E. DE PUE, L. LAVRYSEN en P. STRYCKERS, *Milieuzakboekje*, Mechelen, Kluwer, annually.

Course content-related study coaching

1. providing illustrations that are showed in the lectures (a spatial development plan, etc.) via website
2. providing example of examination via website and Kahoot quizzes
3. answering questions of the students through e-mail or otherwise

Evaluation methods

end-of-term evaluation

Examination methods in case of periodic evaluation during the first examination period

Written examination with open questions, written examination with multiple choice questions

Examination methods in case of periodic evaluation during the second examination period

Written examination with open questions, written examination with multiple choice questions

Examination methods in case of permanent evaluation

Possibilities of retake in case of permanent evaluation

examination during the second examination period is possible

Extra information on the examination methods

100 % Written. The use of legislation is allowed. There are open questions and multiple choice questions. Open questions: ready knowledge, insight and exercises. Multiple choice questions: mostly cases.
 Students that are legally absent, will be examined orally.

Calculation of the examination mark

Quotation of the exam is as follows: open questions 75 %, multiple choice questions 25 % score based on standard-setting method.

Facilities for Working Students

Helpdesk (questions via e-mail or phone to assistant)