



HELLENIC REPUBLIC  
**National and Kapodistrian  
University of Athens**  
— EST. 1837 —

**LAW SCHOOL**  
LLM INTERNATIONAL AND EUROPEAN  
STUDIES  
ACADEMIC YEAR 2025-2026

# **EU ENVIRONMENTAL LAW AND EU INTERNAL MARKET**

## **- An Introduction**

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# Welcome!

- Slido.com
- Poll: #4223510
- Passcode: 4ibhw2



<https://app.sli.do/event/fsmnMkWCsDvJB5FA36t5uP>

# Welcome! – Course Structure

Today	<b>Introduction</b> <ul style="list-style-type: none"><li>• Introduction to the course – overview of the key legal acts and the major developments</li><li>• Explanation of the structure and discussion about the expectations</li></ul>
26 February	<b>Fundamentals of EU Environmental Law and Policy</b> <ul style="list-style-type: none"><li>• The EU Competence</li><li>• Primary Law and Principles of Environmental Law</li><li>• The EU Green Deal and the REPowerEU Plan</li></ul>
5 March	<b>Fundamentals of Market Functioning and Regulatory Intervention</b> <ul style="list-style-type: none"><li>• Social Market Economy</li><li>• Market Failures</li><li>• Fundamentals of Regulation Theory</li><li>• Price and Quantity Regulation (focus on Carbon Pricing and ETS)</li></ul>

# Welcome! – Course Structure

12 March	Intervention in the EU Internal Market I <ul style="list-style-type: none"><li>• State Aid</li><li>• Compatibility Assessment</li></ul>
19 March	Intervention in the EU Internal Market II <ul style="list-style-type: none"><li>• Greening Competition Law</li><li>• Internal Market Freedoms</li></ul>
26 March	Climate Mitigation <ul style="list-style-type: none"><li>• From Kyoto to Paris</li><li>• Carbon Pricing, ETS and CBAM</li><li>• EU Climate Law</li></ul>

# Welcome! – Course Structure

<b>2 April</b>	<b>Citizen Empowerment and Judicial Protection</b> <ul style="list-style-type: none"><li>• Aarhus Convention and Access to Environmental Information</li><li>• Climate Litigation</li><li>• Access to Justice and the CJEU</li></ul>
<b>23 April</b>	<b>Environmental Impact Assessment</b> <ul style="list-style-type: none"><li>• EIA Directive</li><li>• SEA Directive</li></ul>
<b>30 April</b>	<b>A Modern Waste Policy</b> <ul style="list-style-type: none"><li>• Circular Economy</li><li>• Waste Framework Directive</li></ul>

# Welcome! – Course Structure

7 May	<p>Environmental Liability</p> <ul style="list-style-type: none"><li>• Polluter Pays Principle</li><li>• Environmental Liability Directive</li></ul>
14 May	<p>Forging EU Energy Law</p> <ul style="list-style-type: none"><li>• Energy Union and Climate Action Governance</li><li>• Renewable Energy Sources</li><li>• Energy Solidarity</li></ul>
21 May	<p>Sustainable Development and Modern Challenges</p> <ul style="list-style-type: none"><li>• Energy Security</li><li>• The Clean Industrial Deal</li><li>• The Omnibus Package</li></ul>
28 May	<ul style="list-style-type: none"><li>• Guest lecture</li></ul>

# Admin

- Preparation – to the extent that it is feasible → material (literature, legislation, case law) will be posted on eclass 1 week before each lecture (feel free to contact me if you wish to have extra material on any topic).
- Slides will be posted on eclass too, but after the lecture.
- Expectations!
  - Participation
  - Argumentation
  - Critical and innovative thinking
- June: course substitution (if need be) + tutorial for academic legal writing (focus on the writing of your LLM theses) (participation is voluntary)
- Assessment method
  - To be confirmed
- LLM thesis on environmental, energy, climate law.... Let me know!

# Environmental Protection in the world – A brief historical overview

- **1960s**: environmental consciousness; strong political pressure for environmental protection
- **1.1.1970, USA**: the National Environmental Policy Act (NEPA) was signed
- 1971: Ramsar Convention on Wetlands of International Importance  
1972: Convention for the Protection of the World Cultural and Natural Heritage (World Heritage Convention)  
1972: the Declaration of the United Nations Conference on the Human Environment (Stockholm Declaration of 1972)  
1973: Marine Pollution Convention
- What about the EU?

# Environmental Protection in the EU – A brief historical overview

- **No special reference to environmental law → no legal basis for legislative interventions.**
- **So, what can the solution be here?**
  
- **100 EEC (113 TFEU) and/or 235 EEC (352 TFEU)**
  - *Directive 73/173/EEC, on the classification, packaging and labelling of dangerous preparations (solvents)*
  - *Directive 73/404/EEC, 22.11.1973, on detergents*
  - *Directive 85/337/EEC (EIA) on the impact assessment of projects (application of the preventive principle)*
  
- **Contribution of the CJEU**
  - *91, 92/79, Commission/Italy*
  - *240/83, Association de Défense de Brûleurs d'Huiles Usagées (ADBHU)*

# Environmental Protection in the EU – A brief historical overview

- **Single European Act (1987):**
  - environmental protection: *express objective*
  - article 130s: *specific legal basis*
  - 130r.2: *consolidation of the principles* adopted at international level: *preventive action, rectification at source, polluter pays, integration*
  
- **institutional arrangements**
  - Commission: separate D-G (DG ENV, 1981)
  - European Environment Agency (EEA)  
(Regulation 1210/90, 07.05.1990)

# Environmental Protection in the EU – A brief historical overview

- **Other Directorates-General**

- Health and Food Safety (DG SANTE)
- Agriculture and Rural Development (DG AGRI)
- Climate Action (CLIMA)
- Energy (ENER)
- European Health Emergency Response Authority (HERA)

- **Other Agencies**

- European Medicines Agency (EMA) (Amsterdam, 1995)
- European Centre for Disease Prevention and Control (ECDC) (Stockholm, 2001)
- European Food Safety Authority (EFSA), (Parma, 2002)
- European Fisheries Control Agency (Vigo, 2006)
- Chemicals Agency (ECHA) (Helsinki, 2007)
- EU Agency for the Cooperation of Energy Regulators (ACER) (Ljubljana, 2011)
- Climate, Infrastructure and Environment Executive Agency (Brussels, 2021)

# Environmental Protection in the EU – A brief historical overview ... and modern developments

- Treaty of Maastricht, Treaty of Lisbon – TFEU
- Climate emergency, priority for sustainable development
- International law
  - Paris Agreement
  - UN SDGs
- EU Law
  - Green Deal
  - Practical impact?
  - Legal acts: EU Climate law, new renewable energy directive, Regulation on Energy Union Governance and Climate Action, taxonomy regulation, corporate sustainability reporting and due diligence directives, ETS2 .....

# Environmental Protection in the EU – modern developments

- Polycrisis
- (crises added to environmental and climate emergency)
  - Financial recession – inflation
  - Geopolitical uncertainty
  - Technological development
  - Competitiveness challenges
- EU response?
  - REPowerEU
  - Draghi and Letta reports
  - ReArm Europe
  - Omnibus