



The role of the court for our future

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What does the effective remedy mean?

- Broad access to court – *actio popularis*
- Low cost of proceedings
- Interim relief
- Scope of review –
substantive and procedural
legality



Actio popularis

- No any additional criteria to be met
- No! – reference to environmental protection is insignificant, formal



Low cost of proceedings

- Low court fees
- The exemption from paying a court fee
- State funded legal aid



Interim relief

- *Prima facie* legality review
- At any stage before the final judgement
- Potential damage to the interests involved
- No prejudice to the final judgement



*Scope of
review*



Contemporary global challenges



Public participation

- Essential element
- Reconciliation of interests
- Comprehensive discussion



Balancing of interests

Biodiversity

Green v. green



Public health



Greenhouse gas

$\geq ?$

Annoyance – noise, vibration, visual aspects

Landscape

Location

Flight paths – birds and bats

Cultural and historic environment

Perspective





THANK YOU

For Your Attention

