



OPIS PREDMETA / SUBJECT SPECIFICATION

Predmet:	Izbrana poglavja iz naravovarstvene zakonodaje
Subject Title:	Selected Topics in Nature Conservation Legislation

Študijski program Study programme	Študijska smer Study field	Letnik Year	Semester Semester
Doktorski študij Ekološke znanosti / Doctoral Study Ecological Sciences		Izbirni 1 ali 2 ali 3	2 ali 3 ali 4 ali 5

Univerzitetna koda predmeta / University subject code:

Predavanja Lectures	Seminar Seminar	Sem. vaje Tutorial	Lab. vaje Lab. work	Teren. vaje Field work	Samost. delo Individ. work	ECTS
5	5				140	5

Nosilec predmeta / Lecturer:

Jeziki /	Predavanja / Lecture:	slovenski / Slovenian
Languages:	Vaje / Tutorial:	slovenski / Slovenian

Pogoji za vključitev v delo oz. za opravljanje študijskih obveznosti:

Poznavanje biologije in ekologije na ravni univerzitetnega programa

Vsebina:

Obravnavana so izbrana poglavja iz naslednjih sklopov.

Gre za predmet, v okviru katerega je predstavljena problematika naravovarstvene zakonodaje in razumevanja le te. Gre za nauk o temeljnih ekološkega prava in za spoznanja, kako uzakoniti zmernost in vzdržanje pri človekovih odnosih z živimi bitji in neživim svetom. Predstavljen bo antropocentrizem kot razlog za uničevanje živega in neživega sveta. Pri vprašanju, kako uzakoniti zmernost, bodo predstavljeni pravno-filozofski pogled in mednarodni politični temelji ekološkega prava. Dodan bo ustavnopravni temelj in nato ureditev na zakonodajni ravni ter primerjalna ureditev. Povezanost z varstvom okolja bo obravnavana predvsem pri horizontalnih ukrepih in pravilih: v prvi vrsti filozofsko etični pristop, načela varstva okolja, politika varstva okolja, instrumenti v pravu okolja itd., medtem ko bodo pri horizontalnih pravilih obravnavana tista, ki se ne nanašajo samo na določeno področje okolja (npr. voda, zrak, hrup, radiacija itd.), ampak so v uporabi iz različnih zornih kotov varstva okolja nasploh (npr. monitoring, dostop do informacij, presoja vplivov na okolje itd.). Pristop je interdisciplinaren. Gre tudi za analizo pravno-sistemskih določb o varstvu okolja in narave, ki imajo svojo osnovo tudi v ekonomskih razlogih, političnih in etičnih vidikih (ekocentrična etika) itd.

Prerequisites:

Knowledge of biology and ecology at graduate level

Contents (Syllabus outline):

Selected topics in the following chapters are discussed.

The teaching subject presents an issue of the biodiversity legislation and the proper understanding of such legislation. The topic taught is about basics of law of ecology. A question how to legalize principle of sustainable development in the relations among humans, biota and physical world. The anthropocentrism will be discussed as an approach responsible to a destruction of the world of biota and physical world. The question of sustainable attitude will be taught from philosophical and law aspect, together with the international political base of the ecology legislation. The constitutional and legislative level will be discussed, involving also comparative view. The link to the environmental law will be given mainly through horizontal measures and general rules: general rules cover philosophic-ethical issues, principles of environmental protection, politic of the environmental protection, instruments of the environmental law etc. By horizontal environmental legislation, legislation is meant which relates not only to a single sphere of the environment (water, air, noise, soil, radiation etc.) but which examines a given activity from a variety of environmental viewpoints. The approach is interdisciplinary. Legal analysis of the environmental legislation will base on economic, political and ethical (eco-centric ethic) point of views.

Temeljni študijski viri / Textbooks:

- Jans, J. H. 2000: European Environmental Law, Europa Law Publishing, Oxford.
- Pličanič, S., 2003 :Temelji ekološkega prava, CZ, Ljubljana.
- Izbrana ažurirana periodika.

Cilji:

- Seznanitev s podrobnimi pristopi k varstvu okolja v razmerju do posameznika, gospodarstva in družbe v celoti
- Seznanitev s podrobnimi načeli varstva okolja, ki jih družba sprejema in na podlagi katerih se ocenjujejo družbena ravnanja
- Podrobna ocenitev vloge naravovarstvene zakonodaje (skozi osnovni ekocentrični in ne antropocentrični pristop)

Predvideni študijski rezultati:

- Podrobno povezovanje pravil varstva okolja z njihovimi učinki in pravno urejanje podrejeni tem učinkom
- Podrobno razlikovanje med učinkom evropskih in nacionalnih pravil varstva okolja v državi članici in med državami članicami
- Podrobno uporabljati splošne institute varstva okolja in narave tudi na posameznih specifičnih področjih

Prenesljive/ključne spretnosti in drugi atributi:

- Podrobno razumeti načine varstva pravic, ki jih določa zakonodaja na področju varstva narave in njihovega izvrševanja za okolje in za posameznika; vključujoč tudi pravice, ki imajo temelj v evropskih predpisih

Metode poučevanja in učenja:

- Predavanja
- Seminarske vaje
- Teoretske vaje

Načini ocenjevanja:

- Seminarska naloga
- Pisni ali ustni izpit

Objectives:

- Acquaintance with the upgraded approaches to environmental protection in relation to the individual and society as a whole
- Acquaintance with the upgraded principles of the environmental protection based on which the action of society can be assessed
- Advanced assessment of the role of the environmental legislation (based on a basic eco-centric approach)

Intended learning outcomes:

- Advanced connection of environmental legislation with their effects and legal regulation subordinates to those effects
- Advanced understanding differences between the effects of rules in EC and in national rules in the Member State and between Member States
- To use in detail general institutes of the environmental and nature protection law also within specific areas

Transferable/Key Skills and other attributes:

- To understand in detail the way of right's protections based on nature protection legislation in the performance of such procedure on the behalf of the environment and for the individual; including the rights that base on the EC law

Learning and teaching methods:

- Lectures
- Seminar excercises
- Tutorials

Delež (v %) /
Weight (in %)

Assessment:

- Seminar essay
- Written or oral exam

Materialni pogoji za izvedbo predmeta :

- *Multimedijska predavalnica, računalnik*

Material conditions for subject realization

- *Lecture hall for multimedia presentation, PC*

Obveznosti študentov:

(pisni, ustni izpit, naloge, projekti)

- Seminarska naloga
- Pisni ali ustni izpit

Students' commitments:

(written, oral examination, coursework, projects):

- Seminar essay
- Written or oral exam