

ANNEX

References to cultural heritage and landscape in the Directive of the European Parliament and of the Council amending Directive 2011/92/EU on the assessment of the effects of certain public and private projects on the environment

References in italics but not highlighted in yellow already formed part of the 1985 Directive.

Highlighted references in italics are additional to the amended Directive.

EXPLANATORY MEMORANDUM

1. CONTEXT OF THE PROPOSAL

General context – Grounds for and objectives of the proposal
Consistency with other policies and objectives of the Union

The revised Directive can also contribute significantly to the duty of the Union to take cultural aspects into account in all its policies and actions.

DIRECTIVE

RECITALS

(11) Protection and promotion of cultural heritage and landscapes, which are an integral part of the cultural diversity that the Union is committed to respect and promote in accordance with Article 167(4) of the Treaty on the Functioning of the European Union, can usefully build on definitions and principles developed in relevant Council of Europe Conventions, in particular the Convention for the Protection of the Architectural Heritage of Europe, the European Landscape Convention and the Framework Convention on the Value of Cultural Heritage for Society.

ARTICLES

Article 3

The environmental impact assessment shall identify, describe and assess in an appropriate manner, in the light of each individual case and in accordance with Articles 4 to 11, the direct and indirect significant effects of a project on the following factors:

...

(c) material assets, cultural heritage and the landscape.

(this reference already existed in the 1985 Directive).

ANNEXES

ANNEX III – SELECTION CRITERIA REFERRED TO IN ARTICLE 4(4)

1. CHARACTERISTICS OF PROJECTS

(j) impact of the project on cultural heritage and landscape.

2. LOCATION OF PROJECTS

(viii) landscapes and sites of historical, cultural or archaeological significance.

(This criteria existed in the 1985 Directive but we have reformulated it and made it more precise.)

ANNEX IV – INFORMATION REFERRED TO IN ARTICLE 5(1)

4. A description of the aspects of the environment likely to be significantly affected by the proposed project, including, in particular, [...], ***material assets, cultural heritage, including architectural and archaeological ones, landscape.***

(This criteria existed in the 1985 Directive, but we have introduced the notion of cultural heritage.)

5. A description of the likely significant effects of the proposed project on the environment resulting from, inter alia:

(d) the risks to human health, cultural heritage or the environment (e.g. due to accidents or disasters).