



Publieke Participatie in het Energietransitie

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With special thanks to Goda Perlaviciute, Lu Liu, Edwin Alblas, Maria Redulescy Wytse Gorter



Content

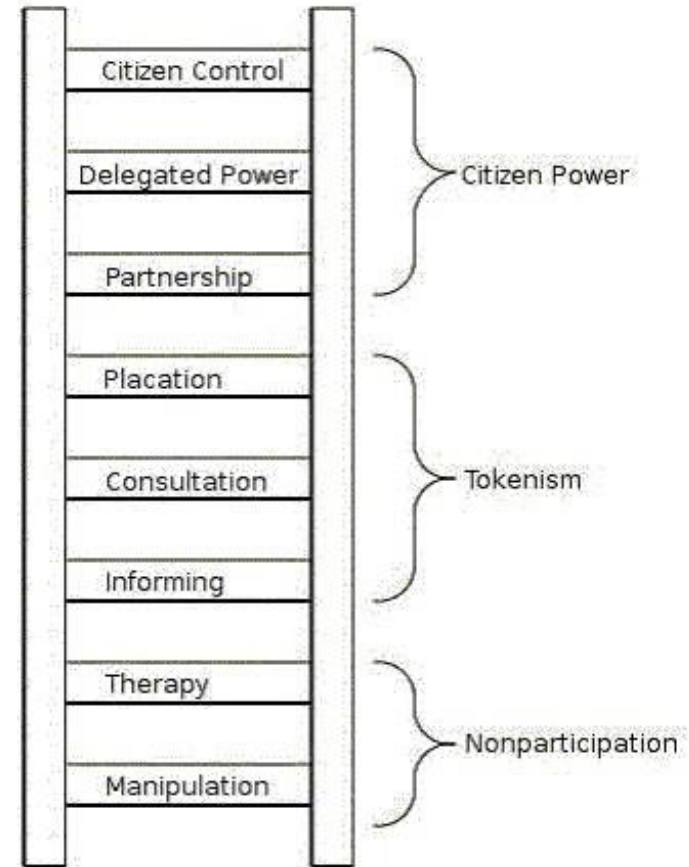
- › Scope:
 - Focus on Public Participation
 - Be aware of right to information and access to justice
- › From social sciences to law
- › Limitations in the legal regime
 - Lack of inclusiveness → Equal opportunities
 - Legal complexity → Chain of decision making
 - Important to know but not required



Wetenschap: PP nodig om klimaatdoelen te bereiken



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Participation ladder (Arnstein, 1969)



Source: Nieuwe Rotterdamsche Courant (NRC)

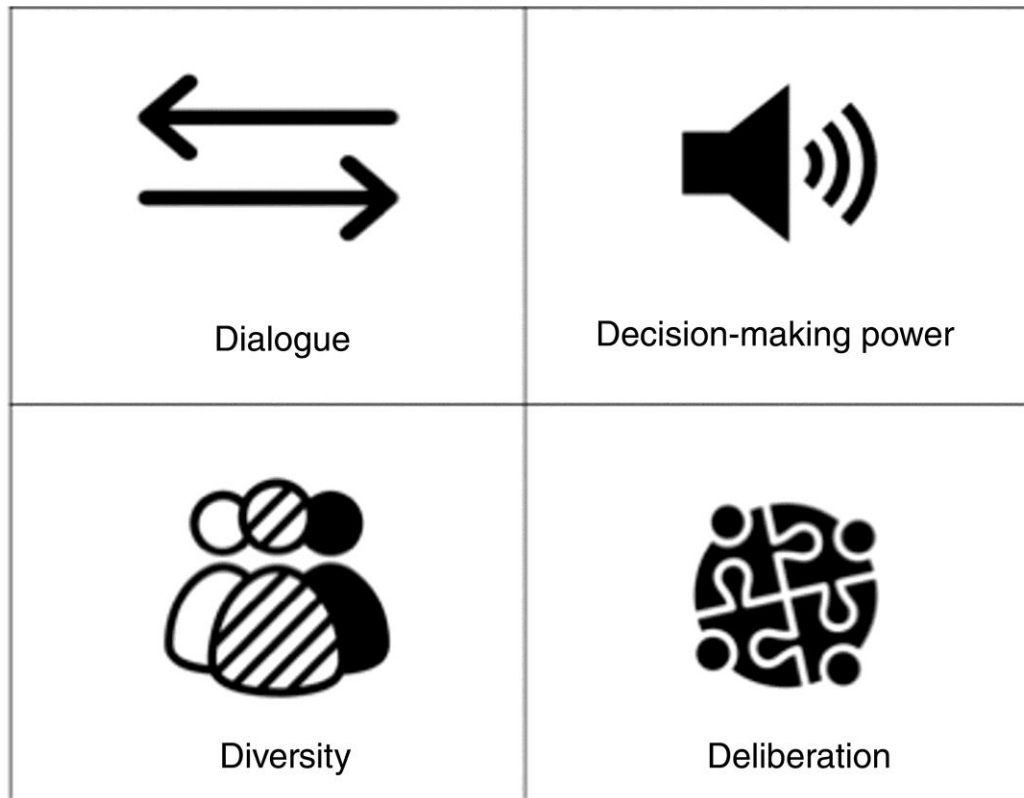


Functies PP (Fiorino 1991)

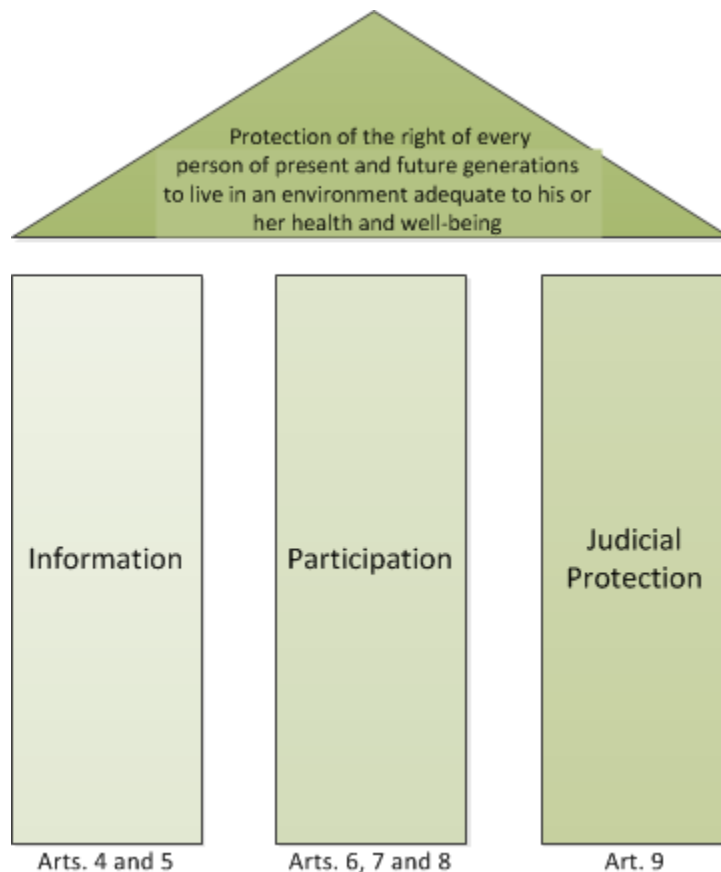
- › **Normatief:** participatie is een recht
- › **Inhoudelijke:** betere inhoud
- › **Functioneel:** bijv. Draagvlak creëren



Kenmerken doeltreffende PP (Perlaviciute 2021)_4Ds:



Aarhus Verdrag zet dit in rechten

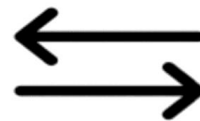


Diversiteit

- Art 3(9) → geen discriminatie bepaling

Toch zijn er in praktijk gemarginaliseerde groepen (uit Maastricht Rec. 2015):

- as children, older people,
- women in some societies,
- migrant,
- people with disabilities,
- those with low literacy or language barriers,
- ethnic or religious minorities,
- economically disadvantaged groups, etc.



Dialogue



Decision-making power



Diversity



Deliberation

Aarhus Paradox

- › Technocratie vs democratie
- › Cycle of poverty
 - Eg. EPA's EJSCREEN maps [[link](#)]
 - Eg. Metha and others (2014)





rijksuniversiteit
groningen

Gelijke kansen in PP

Van niet discriminatie naar
positieve discriminatie!



Regulating Diversity



**MANAGING FACTS
AND FEELINGS IN
ENVIRONMENTAL
GOVERNANCE**



Edited by Lorenzo Squintani
Luc Lavrysen

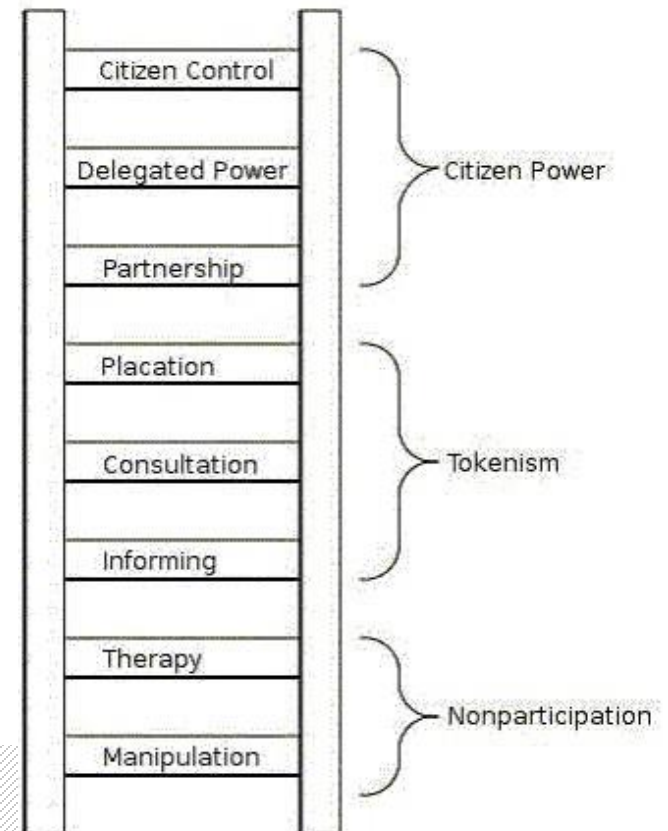
Jan Darpö
Peter-Tobias Stoll

Gelijkheid van kansen
v
Gelijkheid van
uitkomsten

NEW HORIZONS IN ENVIRONMENTAL AND ENERGY LAW

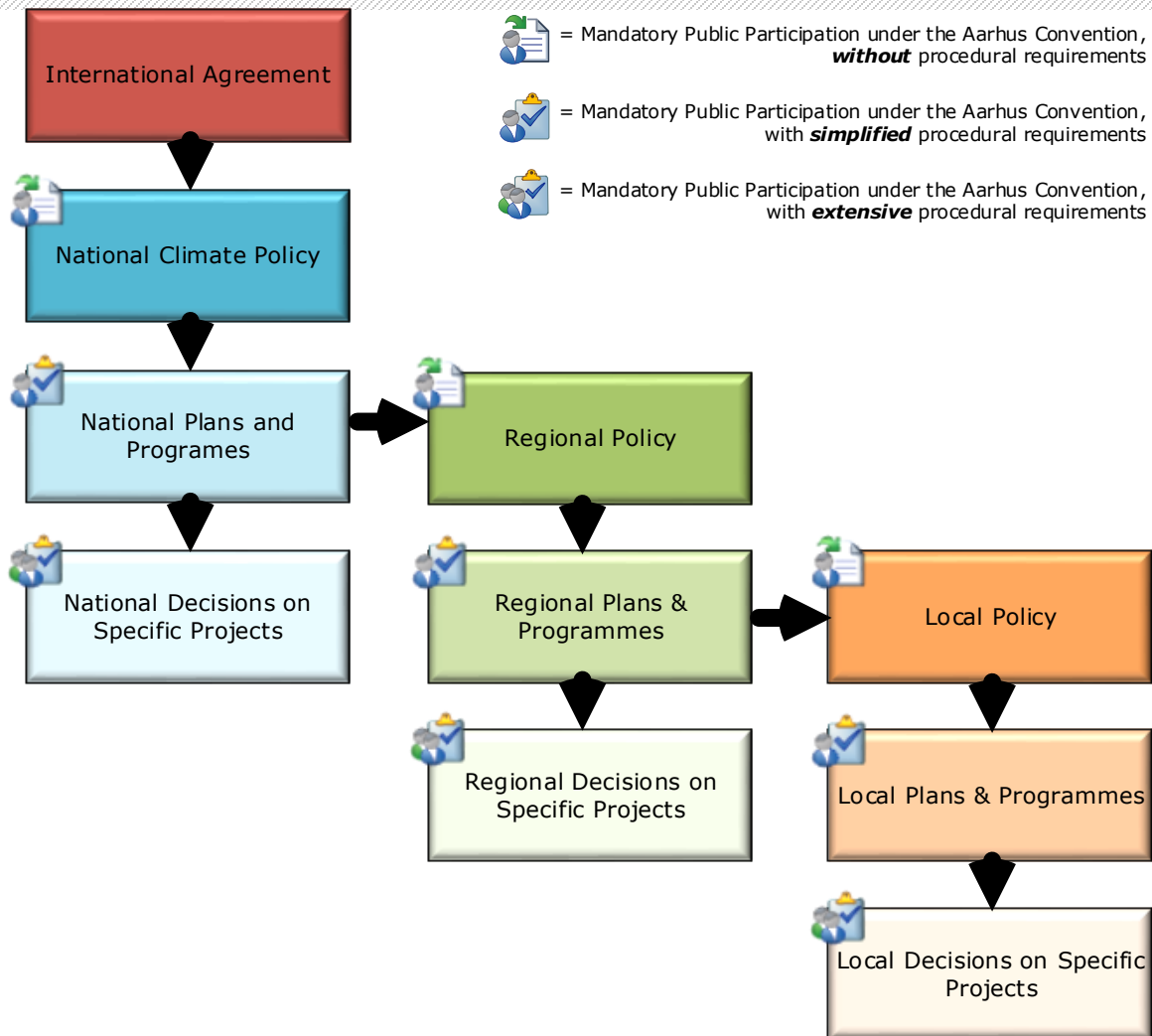
Decision-making power

- Art 6(8) → rekening houden met input publiek
- Art 6(9) → motievatieplicht





PP in keten van besluitvorming

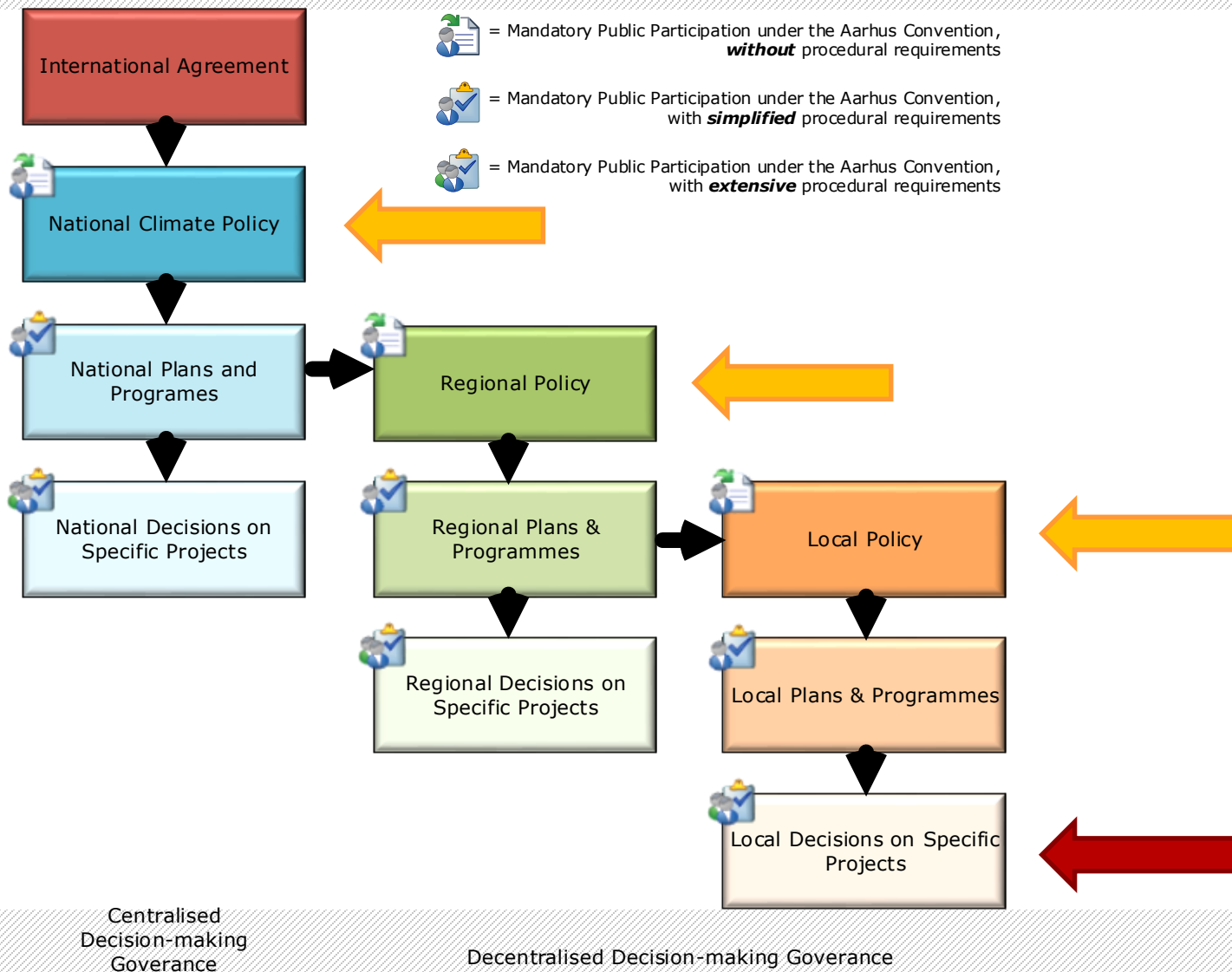


Centralised
Decision-making
Governance

Decentralised Decision-making Governance



PP in keten van besluitvorming





Bedankt!

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