

STRENGTHENING CAPACITY FOR ENVIRONMENTAL LAW IN THE ASIA-PACIFIC : DEVELOPING ENVIRONMENTAL LAW CHAMPIONS
Cebu, 22-26 August, 2016

SESSION 6: BIODIVERSITY & HERITAGE LAW

Presented by Prof Alexander Paterson
University of Cape Town



OVERVIEW OF THE SCOPE/CONTENT SESSIONS

- Introduction for environmental law
- Environmental (spatial) planning & EIA law
- Environmental protection law
- Biodiversity and heritage law 
- Natural resources management law
- Climate change/clean energy law
- Environmental dispute resolution
- Rights in environmental law
- Regional environmental law
- International environmental law

PURPOSE OF THIS SESSION

Biodiversity Law

overview

CONTENT

insight

Natural & Cultural Heritage Law

Films/Documentaries

formats

SKILLS

methodology

Free Form Class Discussion

CONTENT

2 MAIN PARTS

Biodiversity law

concepts

purpose

legal mechanisms

**Natural & Cultural
Heritage Law**

concepts

purpose

legal mechanisms

BIODIVERSITY LAW

- **Concepts**
 - Biodiversity
 - Genes, Species & Ecosystems
- **Purpose**
- **Legal Mechanisms**
 - Biodiversity Planning
 - Protected areas
 - Listed species & ecosystems
 - Regulation of Trade
 - Control of AIS
 - Bioprospecting

CONCEPTS

“biodiversity”

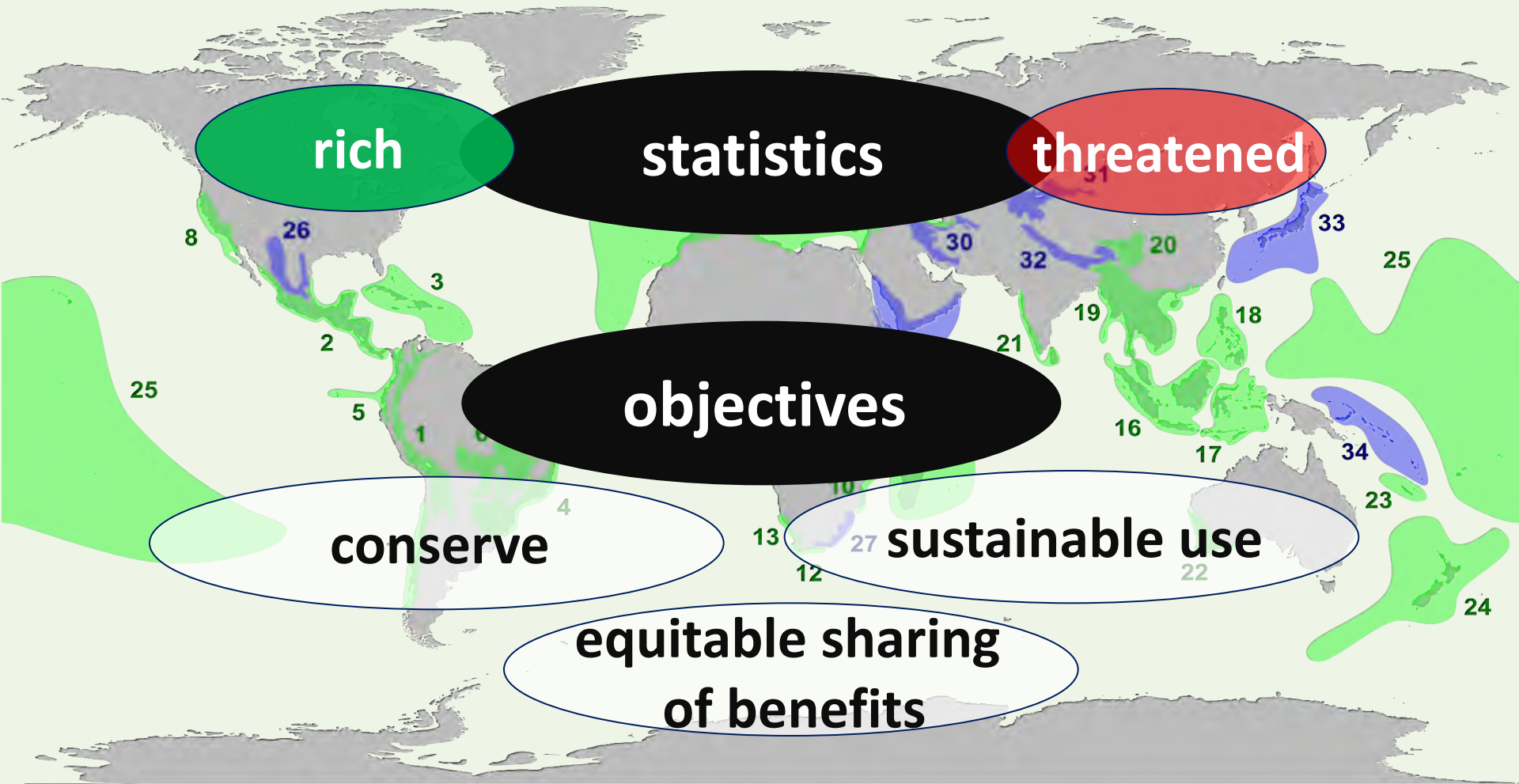
‘the variability among living organisms from all sources including, inter alia, marine and other aquatic ecosystems and species and the ecological complexes of which they are part: this includes diversity within species, between species and of ecosystems’

genetic diversity

species diversity

ecosystem diversity

PURPOSE



LEGAL MECHANISMS

a diversity of issues

biodiversity planning

protected areas

listed species & ecosystems

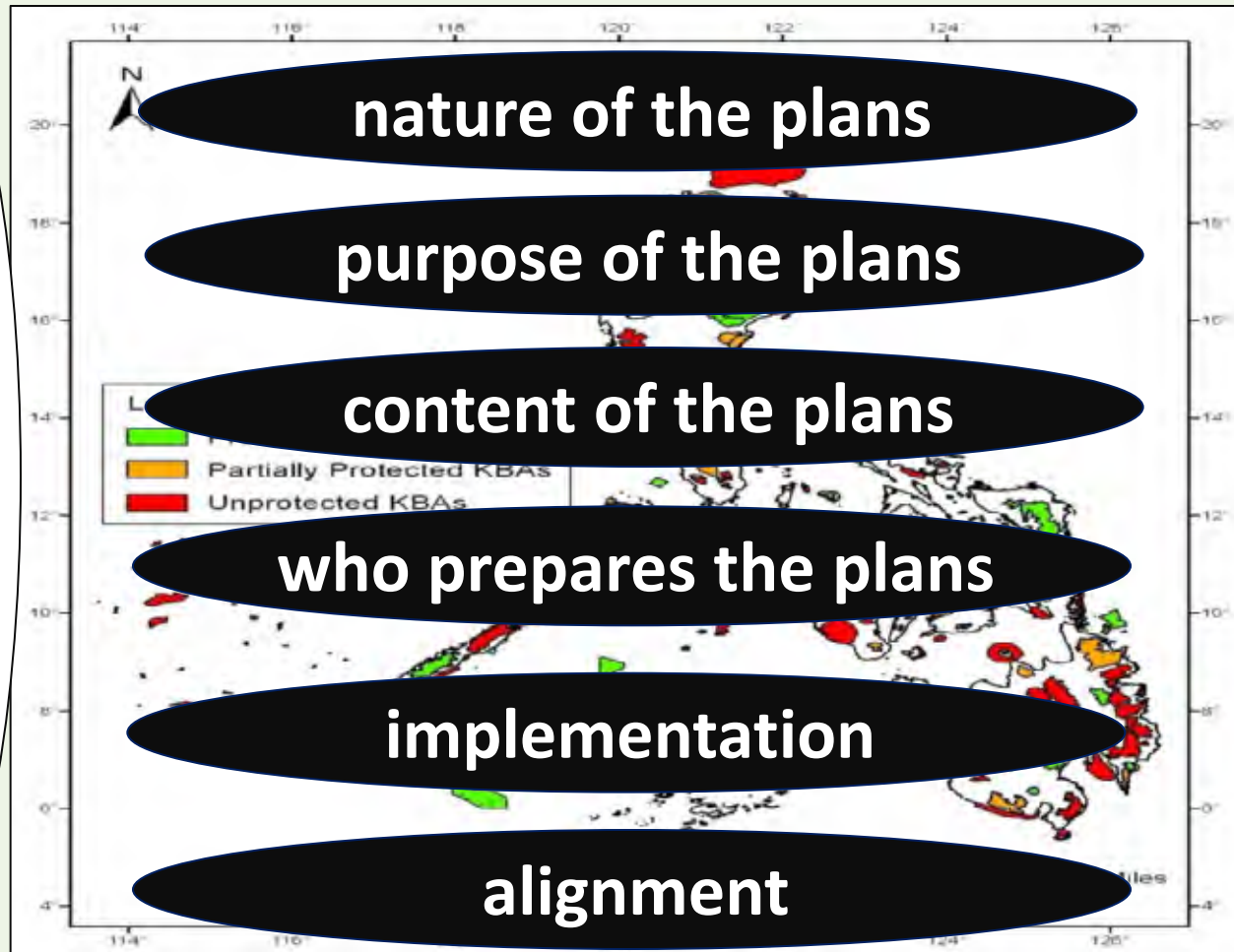
regulation of trade

control of AIS

bioprospecting

BIODIVERSITY PLANNING

key issues for the law



PROTECTED AREAS

key issues for the law

declaration

governance types

management categories

management institutions

management planning

regulation of activity

CBNRM

financing

LISTED SPECIES & ECOSYSTEMS

key issues for the law

planning to identify

listing process

management plans

regulation of activity

permitting

public voluntary programmes

REGULATION OF TRADE

key issues for the law

application of CITES

management authority

scientific authority

regulation of import

regulation of export

permits & certificate

CONTROL OF AIS

key issues for the law

alien species

definitions

invasive species

prohibited activities

permitted activities

risk assessment

duty of care

monitoring & reporting

BIOPROSPECTING

key issues for the law

definitions

prior informed consent

agreements

material transfer

benefit sharing

permits

trust funds

LEGAL MECHANISMS

a diversity of issues

biodiversity planning

protected areas

listed species & ecosystems

regulation of trade

control of AIS

bioprospecting

CONTENT

2 MAIN PARTS

Biodiversity law

concepts

purpose

legal mechanisms

**Natural & Cultural
Heritage Law**

concepts

purpose

legal mechanisms

NATURAL & CULTURAL HERITAGE LAW

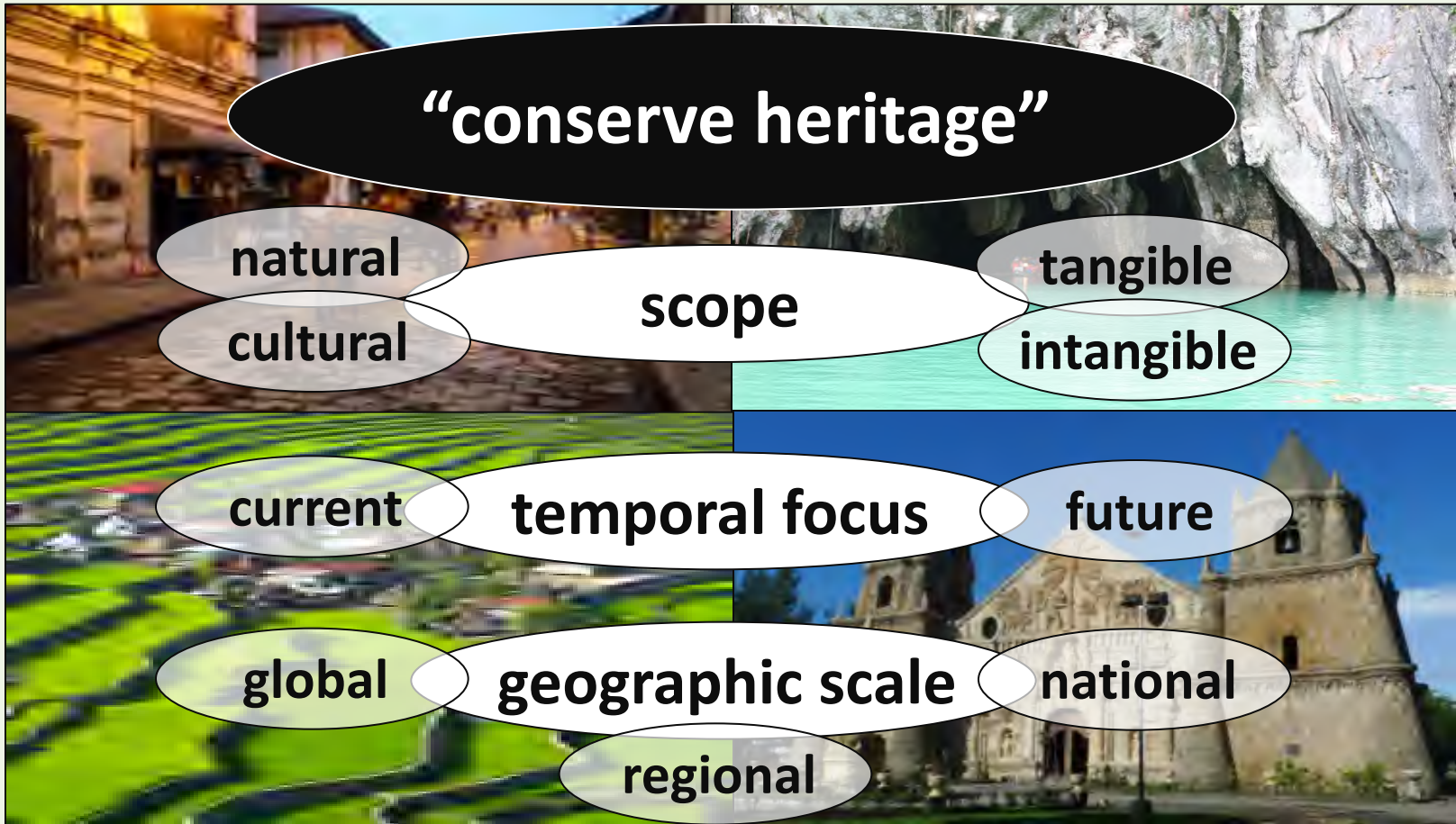
- Terminology
 - Natural & Cultural Heritage
 - Tangible & Intangible Heritage
- Purpose
- Legal Mechanisms
 - Heritage Objects
 - Heritage Sites/Areas
 - Buffer zones
 - Planning
 - Permitting
 - Restoration/Rehabilitation



CONCEPTS



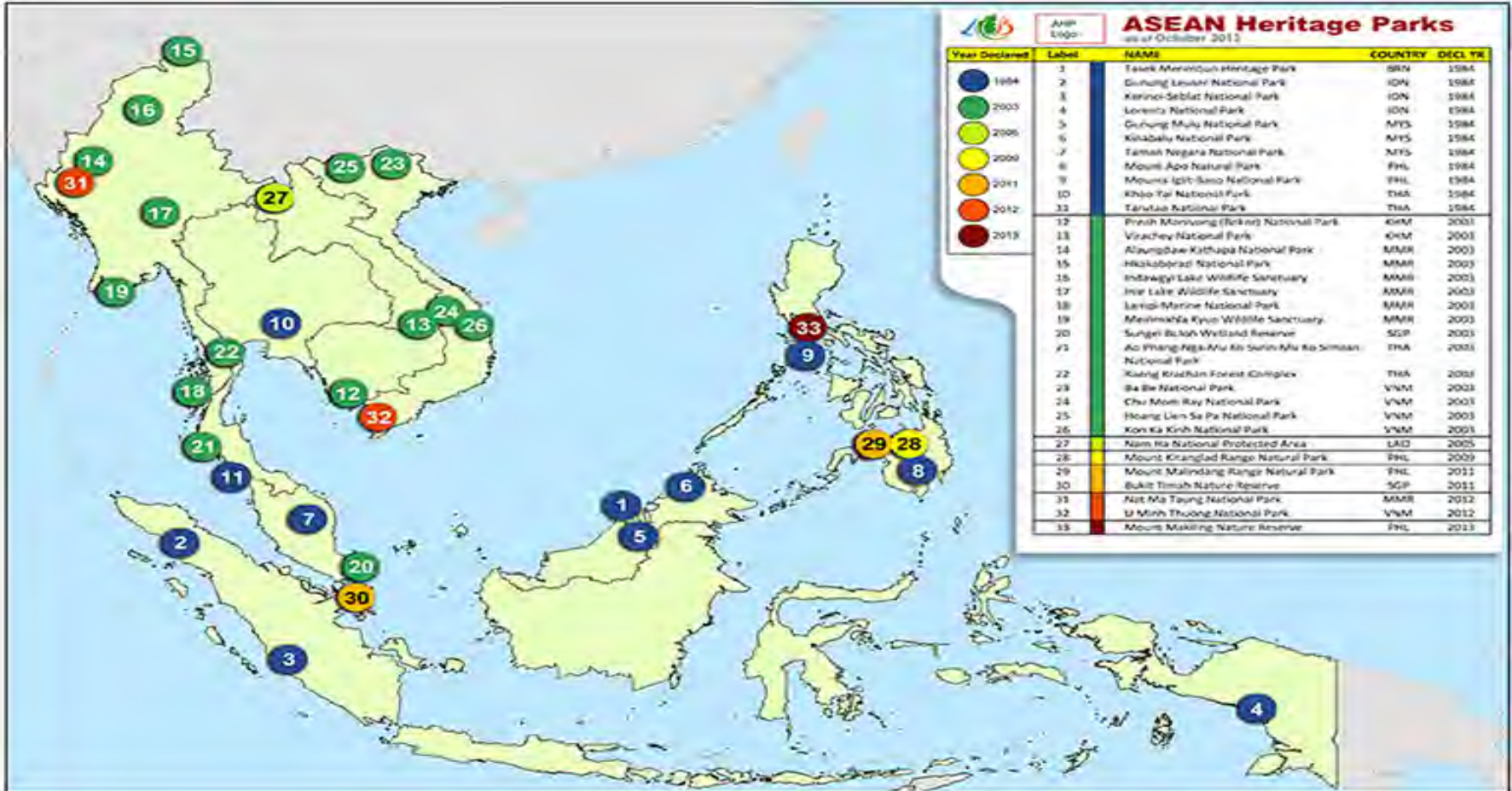
PURPOSE



SCALE (GLOBAL)



SCALE (REGIONAL)



SCALE (LOCAL)

PHILIPPINE HERITAGE MAP
INVENTORY OF CULTURAL PROPERTIES AND HISTORIC EVENTS

Powered by **arches** | LANGUAGES | HELP | LOGIN

HOME SEARCH **MAP VIEW**

Find an Address

Map Zoom: 6 Cursor: (long,lat)

Basemaps Overlays

PHILIPPINES

PALAU

Map features include: Search bar, Home, Search, Map View navigation, Basemaps and Overlays controls, and a map of the Philippines with numerous red circular markers indicating heritage sites. The markers are numbered, with some numbers being quite large (e.g., 2087, 144, 141, 129, 131, 106, 116, 184, 131, 176, 18). The map also shows labels for various regions and cities, such as Luzon, Visayas, and Mindanao, as well as the Philippine Sea and Palau.

LEGAL MECHANISMS

“a diversity of options”

heritage objects

heritage sites/areas

buffer zones

planning

permitting

restoration/rehabilitation

CONTENT

2 MAIN PARTS

Biodiversity law

concepts

purpose

mechanisms

**Natural & Cultural
Heritage Law**

concepts

purpose

mechanisms

INTERNATIONAL & REGIONAL CONTEXT



Biodiversity



Convention on Biological Diversity



CITES



Convention on Migratory Species



Ramsar Convention



UN Convention on Law of the Sea



Natural & Cultural Heritage



UNESCO World Heritage Convention



Intangible Heritage Convention



ASEAN Declaration on Heritage Parks

PURPOSE OF THIS SESSION

Biodiversity Law

overview

CONTENT

insight

Natural & Cultural Heritage Law

Films/Documentaries

formats

SKILLS

methodology

Free Form Class Discussion