

MANUEL SUR LES DROITS DE L'HOMME POUR LES ÉLUS LOCAUX ET RÉGIONAUX VOL. 3

Environnement
et développement durable

Manuel Sur Les Droits De L'homme Et L'environnement E Eacutedition

Conseil de l'Europe



Manuel Sur Les Droits De L'homme Et L'environnement E **Eacutedition:**

Manuel sur les droits de l'homme et l'environnement (2e édition). ,2012 Des liens troits se sont d velopp s entre la protection des droits de l homme et l environnement Ce manuel mis jour est pr cis ment destin permettre de mieux comprendre ces liens en prenant en compte la nouvelle jurisprudence pertinente de la Cour europ enne des droits de l homme Si le droit un environnement de qualit et sain n est pas garanti en tant que tel dans la Convention europ enne des droits de l homme les normes g n rales qui d coulent de celle ci peuvent malgr tout s appliquer en mati re environnementale La Cour europ enne examine r guli rement les griefs de personnes invoquant des violations des droits reconnus par la Convention qui r sulteraient de conditions environnementales n fastes La nouvelle version de ce manuel prend aussi en compte les d cisions pertinentes du Comit europ en des Droits sociaux qui a interpr t le droit la protection de la sant au regard de la Charte sociale europ enne comme incluant le droit un environnement sain Des exemples de bonnes pratiques au niveau national ont t dress s sur la base de contributions de plusieurs Etats membres et sont inclus dans une annexe au manuel L objectif est de pr senter de fa on synth tique et accessible les principes mergents relatifs la protection de l environnement

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sociale européenne comme incluant le droit à un environnement sain Des exemples de bonnes pratiques au niveau national ont été dressés sur la base de contributions de plusieurs États membres et sont inclus dans une annexe au manuel L'objectif est de présenter de façon synthétique et accessible les principes émergents relatifs à la protection de l'environnement E-pub - Manuel sur les droits de l'homme et l'environnement (2e édition), 2013 Des liens étroits se sont développés entre la protection des droits de l'homme et l'environnement Ce manuel mis jour est précisément destiné à permettre de mieux comprendre ces liens en prenant en compte la nouvelle jurisprudence pertinente de la Cour européenne des droits de l'homme Si le droit à un environnement de qualité et sain n'est pas garanti en tant que tel dans la Convention européenne des droits de l'homme les normes générales qui découlent de celle-ci peuvent malgré tout s'appliquer en matière environnementale La Cour européenne examine régulièrement les griefs de personnes invoquant des violations des droits reconnus par la Convention qui résulteraient de conditions environnementales défavorables La nouvelle version de ce manuel prend aussi en compte les décisions pertinentes du Comité européen des Droits sociaux qui a interprété le droit à la protection de la santé au regard de la Charte sociale européenne comme incluant le droit à un environnement sain Des exemples de bonnes pratiques au niveau national ont été dressés sur la base de contributions de plusieurs États membres et sont inclus dans une annexe au manuel L'objectif est de présenter de façon synthétique et accessible les principes émergents relatifs à la protection de l'environnement *Manuel sur les droits de l'homme et l'environnement - Principes tirés de la jurisprudence de la Cour européenne des Droits de l'Homme*, 2006 Des liens étroits se sont développés entre la protection des droits de l'homme et l'environnement Ce manuel est précisément destiné à permettre de mieux comprendre quels peuvent être ces liens et ce au travers de la jurisprudence pertinente de la Cour européenne des Droits de l'Homme Si le droit à un environnement sain n'est pas inscrit dans la Convention européenne des Droits de l'Homme les normes générales qui découlent de celle-ci peuvent également trouver à s'appliquer en matière d'environnement En effet la Cour examine régulièrement les griefs de personnes invoquant des violations des droits reconnus par la Convention qui résulteraient de conditions environnementales défavorables Ce manuel a pour objet de présenter de façon synthétique et accessible les principes tirés de la jurisprudence de la Cour dans ce domaine Il a été préparé par des experts gouvernementaux des quarante-six États membres du Conseil de l'Europe Ce manuel s'adresse non seulement aux autorités publiques mais aussi aux décideurs politiques aux professions juridiques et au grand public Droits de l'homme et environnement Maguelonne Déjeant-Pons, Sara Fioravanti, Marc Pallemmaerts, 2002-01-01 Extrait de la couverture Le présent ouvrage rassemble pour la première fois l'ensemble des textes internationaux qui ont une importance du droit de l'homme à l'environnement Ces instruments ont établi l'existence de droits procéduraux tels que le droit à l'accès à l'information la participation du public au processus décisionnel et l'accès à la justice en matière d'environnement Ils traduisent également l'émergence d'un droit substantiel de l'homme à un environnement de qualité Au-delà des normes l'ouvrage permet de nous interroger sur la nécessité d'entamer une réflexion sur la notion de devoirs de l'individu envers l'environnement Il montre

clairement l'intérêt de garantir une qualité optimale de l'environnement en tant que droit humain fondamental et apporte une contribution importante dans la recherche d'instruments adaptés pour mieux protéger la qualité de l'environnement en gardant aux générations présentes et venir

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