ENVIRONMENTAL LEGISLATION AND ITS ROLE IN THE ACTIVATION OF ENVIRONMENTAL AUDITING (LIBYA)

Theme : Environmental Auditing : Facing the Challenges

Author : Pro .Mohamed Abd Allah Bait Elmal

Head of SAI

Secretary General of AFROSAI

INTRODUCTION

- Libya has a large geographical area reaches to about two millions kilometers
- The population around 6 millions with high degree of population growth.
- most of the population is concentrated on the coastal strip within a group of main cities.
- This kind of specialty of area and population reflects, of course, in the nature of local environment and its characteristics.

most obvious traits related to the environmental deterioration in Libya

- - Advancement of cities and its horizontal spread as the productive plants become adjacent to human groupings with the consequential damages to environment
- - Agricultural practices harmful to environment and surroundings such as the continuation of the use of greenhouses, use of chemical fertilizers in non-guided and imprecise manner
- - Discharge of the water resulted from the plants directly without treatment in the drainage channels
- - Random building and non-observance of urban planning

What challenges did we face?

- Extent of sufficiency of environmental legislation in Libya and limitation of the role of Libyan S A I

- **why?**
- Absence of legislative treatment or to shallow treatment of some elements
- These texts don’t include the reference scientific standard for the determination of environment-related violations
- Absence of scientific standard exposes the application of legal text to discretion and may be make it out of its objectives
- It’s known that in the application of penal texts it should be based on a clear legal text according to the legal constant principle “ no crime and no punishment without text in law“
- there are some other important aspects related to environment that have not been addressed in the recently applicable texts

ASPECTS OF SUPPORT OF ENVIRONMENTAL LEGISLATION IN LIBYA

FIRST:

Supporting institutional frameworks relevant to environmental issues, Support shall include the following:

*Issuance of a document of the national strategy of environmental protection of the State

*Formation of branch environmental bureaus following the main authority concerns with environment

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SECOND:

Issuance of rules, instructions and standard specifications of environmental protection elements according to international environmental laws and legislation as to:

- Include environmental issues in the comprehensive development plan of the State.
- Establishment of quality standards and levels in the general laws and legislation.
- Establishment of environmental and economical principles in the laws based on deterrence punishment and encouraging award.
- Inclusion of international standards in the relevant national laws and authorities.
- Inclusion of the evaluation formulation of the environmental impact as a standard to control the foundation of projects of negative environmental effect.
- Implication of the coordination principle as a basis for the institutional environmental management.
- Realization of legislative harmonization for environmental protection and preservation within reference laws.

THANK YOU