

Liability for environmental damages

Abstract

This diploma thesis deals with the legal regulation of liability for environmental damages within the Czech legal system. The introduction highlights the increasing significance of a global approach to environmental protection due to the negative impacts of human activities.

Delictual liability in environmental law is also described, covering both criminal and administrative liability. The analysis includes relevant provisions of the Criminal Code and administrative law, as well as the primary functions and shortcomings of delictual liability. This summary is essential for a thorough understanding of liability for environmental damages.

The thesis is devoted to liability for environmental damages under international and European law, with a focus on key documents. It provides an in-depth analysis of the Lugano Convention on Civil Liability for Damage Resulting from Activities Dangerous to the Environment and European Directive 2004/35/EC.

The final chapters focus on the specific regulation of liability for environmental damages in the Czech legal system. This includes liability for damages under the Civil Code, the duty of care, and compensation for damages. The last chapter deals with liability for ecological harm and its legal regulation in Act No. 167/2008 Coll., on Prevention and remedying environmental damage and in Act No. 17/1992 Coll., on the Environment. The deficiencies in legal regulations are discussed in detail.

The thesis outlines the current legal regulation of liability for environmental damage and identifies the weaknesses and problems in the legislation. Addressing these issues could lead to improvements in environmental protection. The main goal is to provide a comprehensive analysis and assessment of legal tools for liability for environmental damages. These tools indirectly support sustainable development and the protection of individual resources as well as entire ecosystems.

Key words

liability, environmental damages, environmental law