



***DRAFT CONFERENCE PROGRAM***

**8<sup>TH</sup> INTERNATIONAL CONFERENCE ON  
ENVIRONMENTAL COMPLIANCE & ENFORCEMENT**

***LINKING CONCEPTS TO ACTION:  
SUCCESSFUL STRATEGIES FOR ENVIRONMENTAL  
COMPLIANCE AND ENFORCEMENT***

**5-11 APRIL 2008**

**CAPE TOWN, SOUTH AFRICA**

**CONFERENCE GOALS**

The 8<sup>th</sup> International Conference on Environmental Compliance and Enforcement will:

- **Communicate** that compliance with and enforcement of environmental law:
  1. Creates value by enhancing competitiveness, providing a level playing field, and driving innovation;
  2. Protects public health and preserves ecosystem services; and
  3. Promotes the rule of law, good governance, and sustainable development.
- **Develop and promote** practical, action-oriented results.
- **Facilitate** professional development within the compliance and enforcement community.
- **Ensure opportunities** for participants to collaborate to identify responses to local environmental compliance challenges.

*Note: All speakers and facilitators listed in this draft Program are to be confirmed.*

## GUIDE TO CONFERENCE TRACKS

INECE will organize the workshops during the 8<sup>th</sup> Conference along **six thematic tracks**, listed below. Participants may elect to attend all of the workshops in one track or may attend workshops selected from several tracks.

INECE has designed the selection of workshops to respond to diverse levels of experience of our participants and workshops will range from introductory to advanced topics.

<b>Track A</b>	Strategic Management of Environmental Compliance and Enforcement Programs
<b>Track B</b>	Detecting Noncompliance
<b>Track C</b>	Transboundary Compliance and Enforcement
<b>Track D</b>	Biodiversity, Ecosystems and Enforcement
<b>Track E</b>	Climate Change and Compliance
<b>Track F</b>	Creating a Culture of Compliance

### “BUFFET OF IDEAS:” LUNCHTIME CONVERSATIONS WITH EXPERTS

One of the most valuable aspects of INECE Conferences is the opportunity to learn from the experiences of environmental compliance and enforcement experts. At our 8<sup>th</sup> Conference, experts will lead informal discussions during lunch on Tuesday and Thursday for participants to share ideas on topics of interest and connect with colleagues with similar interest.

At the end of the day on Monday, leaders will have 3 minutes to introduce their Idea to the plenary along with a 2-3 word title. During lunch on Tuesday and Thursday, designated tables will be set aside throughout the grounds for the discussions.

**Saturday 05 April 2008**

<b>9:00-17:00</b>	<b>REGIONAL CONFERENCE FOR SOUTHERN AND EASTERN AFRICA</b> In cooperation with the Department of Environmental Affairs and Tourism (DEAT), INECE will host a Regional Conference on topics of particular relevance to sub-Saharan Africa. The regional Conference will focus on the issue of pollution control and waste management, and will explore (1) proactive compliance monitoring and enforcement of legislation and permits; (2) pollution incident response and management; and (3) cross-border cooperation. Participants at the regional Conference will be invited to consider necessary tools for strengthening environmental enforcement capacity in the region, including the benefits of a regional enforcement network.
<b>10:00-18:00</b>	EXHIBIT SETUP
<b>19:00-21:30</b>	<b>EVENING EVENT</b> (Invitation only, location to be determined)

**Sunday 06 April 2008**

<b>12:00-18:00</b>	<b>CONFERENCE REGISTRATION</b>
<b>9:00-18:00</b>	EXHIBIT SETUP (CONT.)
<b>11:00-13:30</b> <b>14:30-15:30</b> <b>15:30-16:30</b>	<b>INECE BUSINESS ACTIVITIES</b> <ul style="list-style-type: none"> <li>• Executive Planning Committee Meeting</li> <li>• Training Sessions for Workshop Facilitators and Rapporteurs</li> <li>• Meeting for Speakers and Moderators</li> </ul>
<b>9:00-17:00</b>	<b>ENVIRONMENTAL COMPLIANCE AND ENFORCEMENT TRAINING</b> INECE will present condensed versions of a selection of its capacity building programs. Possible courses include: Principles of Enforcement (English and/or French); Good Water Governance; Identification, Design, and Use of Performance Measurement Indicators; and/or Principles for Customs and Environmental Cooperation.
<b>18:00-20:30</b>	<b>WELCOMING RECEPTION</b>

**Monday 07 April 2008 -- Day Chair: Gerard Wolters, Inspector-General for International Enforcement Cooperation, Netherlands Ministry of Housing, Spatial Planning, and the Environment (VROM)**

<b>9:00-9:45</b>	<b>OPENING CEREMONY</b> <ul style="list-style-type: none"> <li>• The South African Minister of Environmental Affairs and Tourism, Mr. Marthinus van Schalkwyk, will officially open the Conference;</li> <li>• Introduction of INECE Co-chairs, the Director of the Secretariat, and distinguished guests</li> </ul>
<b>9:45-10:00</b>	<b>PRESENTATION OF OPENING STATEMENT</b> for the 8 <sup>th</sup> INECE Conference by Gerard Wolters, Inspector-General for International Enforcement Cooperation, VROM
<b>10:00-10:45</b>	<i>COFFEE BREAK and PRESS CONFERENCE</i>
<b>10:45-12:30</b>	<b>PANEL 1: Creating Value Through Compliance and Enforcement</b>

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	<p>Strengthening compliance creates both public and private value – public value by protecting public health and sustaining ecosystem services and private value by improving competitiveness of firms, accelerating technological innovation, and leveling the playing field. Panelists will present examples and provoke ideas on how compliance creates value.</p> <p>Moderator: Durwood Zaelke, Director, INECE Secretariat</p> <p>Panelists: Romina Picolotti, Minister of Environment and Sustainable Development, Argentina</p> <p>Lorents G. Lorentsen, Director, Environment Directorate, OECD</p>
<p><b>12:30-14:00</b></p>	<p><i>LUNCH</i> <i>Press Conference</i></p>
<p><b>14:00-16:00</b></p>	<p><b>WORKSHOP SESSION 1 (CONCURRENT)</b></p> <p><b>Track A: Doing What’s Important: Focusing Environmental Compliance and Enforcement Programs on the Right Problems and Priorities</b> The workshop will give participants a framework for focusing their programs and agencies on important environmental risks and non-compliance patterns and for determining which should be priorities.</p> <hr/> <p><b>Track B: Citizen Monitoring and Reporting</b> The role of citizen engagement in the monitoring and detection environmental crimes is of vital importance. Participants will consider cases of successful partnerships with the public (individuals, institutions) to detect and provide evidence on cases of non-compliance. Participants will evaluate the effective activities countries use to engage the public in citizen monitoring and the variety of tools (hotlines, internet forms).</p> <hr/> <p><b>Track C: Seaport Security Network</b> Collaborating with experts from IMPEL’s Transfrontier Shipment of Wastes project and from INECE’s Seaport Security Project, participants will develop an action plan for future network activities. The plan could include: formulating guidance on best practices, developing a toolkit for effective compliance at ports, building enforcement capacity, and conducting a pilot project at a port to increase awareness and knowledge.</p>

	<p><b>Track D: Protected Areas</b>          Biologists and ecologists have long acknowledged the benefits of large protected areas. However, challenges, including the availability of usable land and the need for inter-jurisdictional cooperation, have created barriers to their development. This workshop will explore the cost/benefit equation and provide a realistic appraisal of potential for “mega-parks” in Africa. It will result in specific proposals as to how the concepts discussed can be integrated into existing protected area management.</p> <hr/> <p><b>Track E: National Measures for Climate Protection</b>          The UNFCCC calls on Parties to develop and implement national measures to mitigate climate change. This workshop will explore compliance and enforcement issues arising under existing national programs and draw out potential lessons for strengthening and expanding/reforming these measures.</p> <hr/> <p><b>Track F: National Compliance Plans for the Implementation of MEAs</b>          Exploring best practices for the creation of “hard law,” policy instruments, and compliance programs at the national level necessary for the implementation of multilateral environmental agreements will be achieved participants. Experts will guide a discussion on key features of national plans to ensure effective compliance, and will present a case study on history of national implementation of the Montreal Protocol.</p>
16:00-16:30	<p><b>ANNOUNCEMENTS OF “BUFFET OF IDEAS” TOPICS</b>          Specialized regional and topical network discussions will be held in informal discussions over lunch on Tuesday and Thursday. “Buffet of Ideas” leaders will announce their topic and invite interested participants to join their lunch discussion.</p>
19:30	<p><i>DINNER AT HOTEL</i>          Dinner Speaker: South African Justice</p>

**Tuesday 08 April 2008 -- Day Chair: Antonio Benjamin**

9:00-10:30	<p><b>PANEL 2: Compliance Mechanisms for Climate Protection After 2012</b></p> <p>Current commitments under the Kyoto Protocol will expire at the end of 2012. The Panel will explore compliance mechanisms for the successor global framework. This will include debating courses of action and prospective regulatory frameworks, both international and domestic, to mitigate the release of greenhouse gases into the environment and ease adaptation to the impacts of climate change. The discussion will stress the importance of enforcing effective monitoring, reporting and verification programs to promote an open, efficient, and accountable system under any regulatory approach to GHG management. Compliance is critical to ensuring environmental benefits and economic efficiency through robust, well-functioning global emissions markets.</p>
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	<p>Additionally, the discussion will cover opportunities specific to South Africa.</p> <p>Moderator: Fiona Harvey, Environment Correspondent, Financial Times</p> <p>Panelists: Hilary Benn, Secretary of State for Environment, Food &amp; Rural Affairs, UK</p> <p>Andrei Marcu, Senior Managing Director of the Council’s Energy &amp; Climate Focus, World Business Council on Sustainable Development</p> <p>Kunihiko Shimada, Principal International Policy Coordinator/Principal International Negotiator, Ministry of Environment, Japan</p> <p>Representative from the Montreal Protocol or UNFCCC</p>
10:30-11:00	<i>BREAK</i>
11:00-13:00	<p><b>WORKSHOP SESSION 2 (CONCURRENT)</b></p> <p><b>Track A: More Effective Regulation – Improving Efficiency and Cutting Red Tape</b>  Effective regulation is not possible unless regulators are sufficiently educated and resourced. The workshop is designed to give practitioners a better understanding of how more effective regulation is relevant to them, how they might apply it, what the potential barriers are, and how they may be overcome.</p> <hr/> <p><b>Track B: Strategic Targeting of Inspections</b>  The workshop will explore strategic prioritization models for compliance inspections in different regulatory environments – in countries with long established programs (Canada, France) and in countries where compliance inspection programs are fairly new (South Africa) – will be the focus of this workshop. Participants are invited to share methods and criteria for selection of priorities and to collaborate on the development of a “toolbox” for strategic inspection targeting.</p> <hr/> <p><b>Track C: Transboundary Water Cooperation</b>  When polluted waters cross national or sub-national borders, the detrimental effects are felt downstream. Government institutions, including compliance and enforcement authorities, must cooperate to prevent international incidents. The workshop will seek to share ideas and experience on practical methods for effective transboundary cooperation.</p> <hr/> <p><b>Track D: Synergies Among Biodiversity-Related Multilateral Environmental Agreements</b></p>

	<p>Synergies among MEAs are possible at the international, regional, national, and local levels. This workshop will examine approaches to identifying and leveraging synergies among biodiversity-related MEAs and, on the basis of lessons learned, suggest practical ways for further encouraging synergies, with a focus on national level compliance.</p> <hr/> <p><b>Track E: Technology Transfer and Financial Assistance</b>  This workshop will explore ways that technology transfer and financial assistance for mitigation of and adaptation to the impacts of climate change can have a secondary impact of building capacity for compliance. Facilitators will discuss experiences with compliance assistance programs around the world, explore best practices, and discuss how to broaden implementation.</p> <hr/> <p><b>Track F: Using Societal Values to Market Environmental Compliance</b>  Society must find new tools to promote old values that address new problems. Workshop participants will discuss ways that traditional, ethical and/or religious values can be used to engage civil society to support environmental enforcement activities and to promote compliance before enforcement is needed.</p>
<b>13:00-14:30</b>	<i>LUNCH</i>
<b>14:30-15:30</b>	<p><b>PANEL 3: Regional Enforcement Cooperation for the Protection of Biodiversity</b></p> <p>Regional-level cooperation to ensure harmonization of enforcement responses and to share appropriate information about observed illegal activity is essential for combating biodiversity crimes. This workshop will explore existing and emerging opportunities and options for increased regional enforcement measures to combat wildlife crime, including illegal logging and illegal trade in endangered species. Issues for consideration include implementation of multilateral environmental agreements, compliance challenges, compliance and enforcement indicators, and lessons learned from other regional enforcement networks. This discussion would build on lessons learned from the Lusaka Agreement Task Force to combat illegal wildlife trafficking in southern and eastern Africa.</p> <p>Moderator: Ladislav Miko, Director, Directorate B: Protecting the Natural Environment, Environment DG, European Commission</p> <p>Panelists: Julius Kipngetich, Director, Kenya Wildlife Service  Dr. Samuel Wasser  Representative from FLEG or Interpol</p>
<b>15:30-16:00</b>	<i>BREAK</i>
<b>16:00-18:00</b>	<p><b>WORKSHOP SESSION 3 (CONCURRENT)</b></p> <p><b>Track A: Using Performance Indicators to Lead Environmental</b></p>

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**Compliance and Enforcement Programs**

The workshop is designed to give practitioners a set of best practices to help them use performance indicators as a tool to manage and improve their programs.

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**Track B: Evidence Gathering and Preservation**

Effective evidence gathering in instances where environmental laws are suspected to have been violated is of the utmost importance, particularly when the contravention could result in immediate harm to human health or the environment. These cases are usually complicated by conflicting mandates by multiple agencies responding to an emergency event. The workshop will recommend specific procedural methods to guide cooperation between members of response teams, e.g., police, emergency responders, and environmental officers.

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**Track C: Transboundary Movements of Environmentally Detrimental Goods**

This workshop will present a comprehensive picture of the competent authorities that are active in the fight against illegal transboundary movement of goods that negatively affect the environment. The workshop will result in a draft document identifying opportunities for potential new types of collaboration.

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**Track D: Wildlife Law Enforcement**

The growing demand for wildlife – live specimens, their products or derivatives – feeds illegal trade. This workshop will explore how the globalization of illegal wildlife crime has attracted the attention of organized crime. Incorporating both a global and African perspective, the workshop will result in suggestions for effective cooperative efforts to suppress this expanding criminal activity.

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**Track E: Integrity in Market Mechanisms**

Effective and efficient market mechanisms depend on achieving high levels of compliance. This workshop will discuss key compliance challenges encountered in existing emissions trading systems, including carbon offset projects. The results will build on INECE activities on monitoring, reporting, and verification strategies to ensure integrity in market-based mechanisms.

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**Track F: Responses to Corruption**

Corruption can result in severe environmental harm, even where the established law and enforcement scheme is otherwise sound. This workshop will identify examples of specific environmental impacts that have resulted from corruption, as well as obstacles corruption presents to compliance promotion activities and to enterprises that may otherwise wish to comply. Participants will review systems used worldwide to expose, prevent, and prosecute corrupt practices and propose a strategies for applying these in their countries.

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<b>19:00</b>	<i>DINNER EVENT at Kirstenbosch National Botanical Garden</i>
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**Wednesday 09 April 2008**

<b>9:00-various</b>	<p><b>FIELD VISITS</b> Field visits provide participants with the opportunity to understand the types innovative environmental compliance programs in South Africa and to learn about the specific issues relevant to the host country.</p> <p><b>Field visit 1:</b> Table Mountain National Park (led by South African National Parks)  <b>Field visit 2:</b> False Bay Ecology Park (led by City of Cape Town)  <b>Field visit 3:</b> Woodbridge Island, Milnerton and Chevron Refinery (led by City of Cape Town and DEAT)  <b>Field visit 5:</b> Blaauwberg Conservation Area and Vissershok hazardous waste facility (led by City of Cape Town and DEAT)  <b>Field visit 6 (TBC):</b> Robben Island (led by DEAT/SANParks)</p> <p>All field visits will conclude with a tree planting event to support carbon-offsets for the travel of international participants to Cape Town.</p>
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<b>18:00-22:00</b>	<i>DINNER ON YOUR OWN Shuttle to V &amp; A Waterfront</i>
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**Thursday 10 April 2008 -- Day Chair: Catherine McCabe**

<b>9:00-10:30</b>	<p><b>PANEL 4: Capacity Building within a Development Framework</b></p> <p>Exploring the framework for environmental law capacity building for sustainable development at all levels will be the focus of this plenary. To be effective, such a framework requires discussion of global coordination, regional and national efforts, and effective collaboration through a partnership of leading international, regional and national organizations. Panelists will share experiences from recent projects on what works (and what does not) in supporting capacity building for institutional development. Panelists will also consider proposals for how international coordination between donor and implementing organizations could be improved in delivering sustained and connected support in building capacity for environmental protection at both the country and regional level.</p> <p>Moderator: Paul Leinster, Director of Operations, Environment Agency (England and Wales)</p> <p>Delivery organizations: Environment Agency</p> <p>Funding organizations: National governments (Danida, FCO), World Bank, African development bank, International NGOs (Environmental Law Institute)</p> <p>Strategic Co-ordination: UNEP Bali agreement</p>
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	Beneficiaries: NEMA Kenya, NEMC Tanzania, DEAT South Africa
<b>10:30-11:00</b>	<i>BREAK</i>
<b>11:00-13:00</b>	<p><b>WORKSHOP SESSION 4 (CONCURRENT)</b></p> <p><b>Track A: Identifying Training Needs at a Strategic Level</b> This workshop will focus on designing and operating a sound training program with primary emphasis on training needs analysis and will result in improved awareness of best practices for environmental compliance training and support development of a plan of action for a strengthened capacity in the training community on a regional/national level.</p> <hr/> <p><b>Track B: Remote Sensing and Other Technology Developments to Aid Environmental Compliance</b> There are many techniques for detection and analysis used to improve environmental inspections and investigations; the workshop will focus on introducing these tools. Participants will share experiences – both successes and challenges – for distribution throughout the INECE network.</p> <hr/> <p><b>Track C: Actions Against Illegal Transboundary Movements of Hazardous Materials</b> This workshop will provide a forum for participants to share stories of successes and challenges in actions taken to counteract illegal transboundary activities. Participants will reflect on presented cases and identify common elements leading to success. The cases and analysis will be presented in a post-Conference paper to share the lessons learned with other practitioners working to control illicit transboundary movements of hazardous materials.</p> <hr/> <p><b>Track D: Marine Enforcement: Case Study on Inconsistencies and Consequences Among Multilateral Agreements on Whaling</b> Marine issues are a huge challenge for environmental compliance and enforcement practitioners. No country has authority to exercise jurisdiction over the high seas – and no jurisdiction means no enforcement. There are many MEAs that seek to regulate or influence the exploitation of marine resources, but the whaling-related conventions provide important case examples on the challenges of marine enforcement at the multilateral level.</p> <hr/> <p><b>Track E: Sustainable Management of Carbon Sinks</b> Carbon sinks will play a critical role in global efforts to mitigate climate change. This workshop will discuss the compliance challenges of reducing emissions from deforestation in developing countries and other types of emissions reductions through carbon sinks, both as part of emissions trading and project-based market mechanisms. Participants will also consider the role of sustainable forestry management programs and other initiatives.</p> <hr/> <p><b>Track F: The Art of Creating Enforceable Requirements</b> Often, rules, regulations, requirements, and permits are written in a way that</p>

	<p>may meet legal obligations to create the requirement, but are unnecessarily difficult to implement or contain language that make them difficult or impossible to enforce. These problems may be due to a lack of understanding or awareness of enforcement by the authors or to the adoption of inappropriate regulatory language from other countries. The workshop participants will create a list of key elements of enforceable environmental rules.</p>
<b>13:00-14:30</b>	<i>LUNCH</i>
<b>14:30-15:30</b>	<p><b>PANEL 5: Global Enforcement Cooperation on Chemicals and other Hazardous Substances</b></p> <p>This keynote will discuss environmental enforcement within a broader context of the rule of law and good governance, focusing on the illegal shipment and trade of chemicals and other hazardous materials. Additionally, the role of INECE in assisting countries combat and limit opportunities for corruption and environmental crime will be highlighted.</p> <p>Moderator: Granta Nakayama, Assistant Administrator, Office of Enforcement and Compliance Assurance, US EPA</p> <p>Panelists: Iwona Rummel-Bulska, Principal Legal Officer and Chief of the Environmental Law Branch, UNEP</p> <p>Representative from China</p> <p>Representative from Transparency International</p>
<b>15:30-17:30</b>	<p><b>WORKSHOP SESSION 5 (CONCURRENT)</b></p> <p><b>Track A: Performance-based Management for Environmental Compliance and Enforcement Programs</b></p> <p>The workshop is designed to give a framework for identifying important environmental problems and priorities, developing strategies to address those priorities, and measuring and evaluating effectiveness.</p> <hr/> <p><b>Track B: Coordination Among Inspectors, Police, and Prosecutors</b></p> <p>Prosecutors will share the challenges experienced in the collection and introduction of evidence in criminal proceedings involving environmental violations. The workshop participants will propose best practices for minimizing the potential pitfalls and offer suggestions for improving the communication and team effort between officers and prosecutors in the preparation and management of court cases.</p>

	<p><b>Track C: Vessel Pollution</b> Participants will share and deepen their knowledge concerning effective action against the phenomenon of internationally-operated commercial vessels that pollute shipping lanes, international waters, and harbors through oil spills and waste dumping. The workshop will result in a practical plan for international cooperation to strengthen the enforcement of marine vessel pollution.</p> <hr/> <p><b>Track D: Habitat Destruction and Rehabilitation</b> Many of Africa’s national parks and other protected areas have been lost during recent decades to a variety of human-induced catastrophes. Kenya’s Meru National Park is a typical example, overrun in the 1990s by poaching gangs and bandits, and later occupied by livestock grazers. A determined effort by the Kenya Wildlife Service and the International Fund for Animal Welfare rescued the park. This workshop will share lessons learned in the rehabilitation of Meru National Park.</p> <hr/> <p><b>Track E: MEA Compliance Mechanisms and the Post-2012 Climate Regime</b> Negotiating a post-2012 climate treaty will raise a number of compliance challenges. This workshop will discuss the compliance issues likely to emerge in negotiating and implementing a post-2012 climate treaty and look to the compliance mechanisms of other multilateral environmental agreements, such as the Montreal Protocol.</p> <hr/> <p><b>Track F: Supply Chain Compliance</b> Responsible corporations seek not only to comply with their own responsibilities, but also work to ensure that their vendors and suppliers produce their products in using environmentally-sound methods. This workshop will present examples of enterprises’ internal efforts, e.g., Wal-Mart’s greenhouse gas inventory methodology, and external certification programs, e.g., Forestry Stewardship Council, to improve product stewardship and evaluate how those efforts can be promoted and expanded.</p>
19:00	<i>CULTURAL EVENT at Moyo</i>

**Friday 11 April 2008 -- Day Chair: Gerard Wolters, Inspector-General for International Enforcement Cooperation, VROM**

09:00-10:30	<p><b>PANEL 6: Good Governance and the Rule of Law</b></p> <p>Well-functioning legal institutions and governments bound by the rule of law are critical to good governance. Weak legal and judicial systems, in which laws are not enforced and non-compliance is the norm, undermine respect for the rule of law, promote environmental degradation, and hinder progress towards sustainable development. This plenary will explore the relationship between the rule of law and good governance, and the need to strengthen compliance and enforcement for sustainable development.</p>
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	<p>Moderator: Durwood Zaelke, Director, INECE Secretariat</p> <p>Panelists: Bakary Kante, Director, Division of Environmental Conventions, UNEP</p> <p>Claudia McMurray, Assistant Secretary, Bureau of Oceans and International Environmental and Scientific Affairs, U.S. Dept. of State</p> <p>Peter Lehner, Executive Director, Natural Resources Defense Council</p> <p>Representative from Africa</p>
<b>10:30-11:30</b>	<i>BREAK</i>
<b>11:30-12:00</b>	<p><b>PRESENTATION OF THE CONFERENCE STATEMENT</b></p> <p><i>Moderator:</i> Gerard Wolters, Inspector-General for International Enforcement Cooperation, VROM</p> <p>Conference participants will have an opportunity to provide comments and feedback on the future of environmental compliance and enforcement, as well as on the results of the Conference. Members of the INECE Executive Planning Committee will participate actively in this session.</p>
<b>12:00-13:00</b>	<b>OPEN FORUM ON STEPS FORWARD FOR INECE</b>
<b>13:00-14:30</b>	<i>LUNCH</i>
<b>14:30-15:00</b>	<b>PRESS CONFERENCE</b>