

Abstract

The dissertation deals with a phenomenon called building law environmentalisation. The aim of this thesis is to analyse the basic factors leading to the entry of environmental influences into the processes of public building law on the basis of legal regulations, doctrinal opinions and very extensive case law of the administrative courts. The main content of the thesis is the analysis of these factors and the subsequent generalisation of the conclusions of the analysed phenomenon. The thesis answers the question: what is the extent to which is the current public building law influenced by "environmental acts"? Thus what does specifically influence the processes of public building law by environmental law and what is the extent of this influence? The text of the dissertation is divided into seven chapters. The first three of them can be perceived as a gradually concretized general framework of the problem, from the initial facts about the EU legal requirements, through the basic characteristics of the building law to the detailed analysis of the individual administrative tools ("final" administrative acts) of building law. The next three chapters are devoted to the detailed examination of mechanisms for assessing and taking into consideration the interests of environmental protection in "decision-making" in the field of building law. In the first one (chapter 5) the author deals with the legal nature of individual types of acts of application of the law issued by the environmental protection authorities and their roles in the processes of building law. The following chapter (chapter 6) is dedicated to the impact assessment of the environmental concepts (SEA) and projects (EIA) and their relation to the legal instruments of regulation in building law. Particular attention is paid to the issue of construction supervision as a tool for enforcing environmental protection (chapter 7). The relatively significant changes about the amendments to the Building Act and a number of relevant related regulations made by Act no. 225/2017 Coll. are analysed in the final 8th chapter.