

Municipality and environmental protection from the legal point of view

Abstract

The main goal of this work is to show the importance of the role of municipalities in the processes of environmental protection. As should be clear from the work, the field of environmental protection has recently undergone quite dynamic development, both in the legislative and case law, and municipalities are forced to respond to this development.

The content of the first chapter is the definition of the concept of the environment and the subjective right of natural and legal persons to a favorable environment, especially with regard to the problems that have arisen in connection with the question of whether the subjective right to a favorable environment also belongs to legal persons. Part of the first chapter is also a comparison of the Czech constitutional regulation with the legislatives of some other European democracies, which concludes the success of our constitutional regulation.

The second chapter describes municipalities as subjects of state administration, their division and the main purpose of the second chapter is to distinguish between independent and delegated powers. The second chapter also points out the fact that the role of the municipality as a procedural subject is divided into three areas and these areas, although often mixed by the general public, stand on different bases.

The third chapter describes the specific tools used by municipalities in various processes affecting the environment, whether in the field of independence or delegated, when this chapter is divided into individual groups of tools according to legal science, which are administrative-legal tools (and their subsequent division into conceptual and implementation tools) and economic tools.

The last, fourth, chapter mentions specific cases of good governance applied by different municipalities. The first part is focused on the city of Milovice, where due to the wide possibilities of application of good governance, environmental protection is very intensive. The second part contains examples of good governance from other municipalities in the Czech Republic.