

The Legal aspects of territorial systems ecological stability

Abstract

The main topic of this thesis is "Legal aspects of territorial systems of ecological stability". The thesis is divided into 6 chapters, where the first one aims to introduce the reader to the issue by means of legal and scientific definitions. The thesis first deals with the definition of the term and its placement in the legal framework. Since the legal definition does not provide a sufficiently specific idea of the institute, the biological, geographical and ecological backgrounds are also elaborated in the thesis, which complete the overall picture of the spatial measure that is the subject of the thesis. The thesis then proceeds through the aspects of the acquisition of an Ecological Stability Management Plan as a prerequisite for its definition, which is developed in chapter three. Territorial systems ecological stability can be defined through spatial planning documentation, zoning decisions and land development. As this is an ecological measure that significantly affects property rights, Chapter 4 contains possible aspects related to the implementation of the measure. The fourth part also presents possible solutions to the conflicts between the two competing rights. The thesis also contains considerations on the possible definition and implementation of territorial systems of ecological stability with minimisation of the conflict of the rights concerned. A significant part of the thesis consists of considerations on the application of implementing regulations that are to be used to calculate the compensation for impediments to farming on land affected by ecological stability systems. Furthermore, aspects of the possibility of expropriation for the purpose of implementation of the measure in question are discussed. The penultimate chapter contains reflections on the international scope of the stabilisation measures and the possibility of linking the systems to international projects with similar starting points and objectives. The final part of the thesis deals with possible implications for the definition and zoning of ecological stability systems in the light of the new regulation of building law, which changes the terminology and no longer allows the system to be defined by means of a zoning decision. However, the new building law does not bring any major changes to this issue.

Key words: landscape, nature, stability