



**SCREENING CHAPTER 27
ENVIRONMENT**

**AGENDA ITEM: ENVIRONMENTAL IMPACT
ASSESSMENT
Directive 85/3377/EEC**

**Country Session: The Republic of TURKEY
29 May - 02 June 2006**



CONTENT

- Legal Basis (Turkish By Law on EIA since 1993)
- EIA Procedure in Turkey
 - Screening
 - Scoping
 - EIA Report
 - Consultations
 - Final Decision
 - Monitoring & Control



LEGISLATIVE FRAMEWORK

Changes in the By-law on EIA from 1993 up to now

Since the promulgation of the By-law on EIA (Official Gazette: 7 February 1993, no:21489), three revisions were made by the MoEF.

23 June 1997 (Official Gazette No:23028)

6 June 2002 (Official Gazette No:24777)

16 December 2003 (Official Gazette No:25318) – still in force



CONTENT OF THE BY-LAW ON EIA

Objective

To set forth the administrative and technical methods and principles to be abided during the EIA process

Scope

- Screening,
- Scoping,
- EIA report,
- Consultations with public and relevant authorities,
- Final decision
- Monitoring and Control



PROCESS OF EIA

SCREENING

EIA procedure is applied to the projects

- listed in Annex I
- coming from screening procedure

Screening is achieved by

- case by case examination
- thresholds set in the Annex II List

Screening decision is made available to the public



Questions	Is there any possible effect ? (Yes/No?/Why?)
Are there any sensitive areas in or close to the project location?	
Is there any highly populated area in or in the impact area of the project?	
Are there any sensitive settlements in or near the impact area of the project?	
Is there any potentially high risk activity for the workers?	
Do water use and disposal of wastewater cause negative changes in the environment?	
Do the solid, liquid and gaseous wastes and noise values comply with the standards set in the related legislation ?	
Are there any social or cultural changes expected in or near the project area?	
.....	
General evaluation	



PROCESS OF EIA (CONT'D)

SCOPING

- Compulsory for projects subject to EIA procedure
- Comments and opinions of the public are recorded in the meeting that is held near the project location
- Another meeting is held with the related authorities to determine the specific format to be given to the developer



PROCESS OF EIA (CONT'D)

EIA REPORT

- Content is specific to every project
- EIA Report contains at least
 - Description and purpose of the project
 - Location of the project
 - Description of location and technology alternatives
 - Environmental specifications of the project area and impact area
 - Important environmental concerns and foreseen measures
 - Public consultations
 - Monitoring programme
 - Non-technical summary



PROCESS OF EIA (CONT'D)

Public Consultations

- Public participation meeting
 - MoEF's web page, local and national newspapers, brochures, announcements, public inquiries
- EIA Report is made available to the public on MoEF's web page and at Provincial Directorates
- Opinions and proposals of the public related to the EIA Report and the project are taken throughout the whole EIA procedure
- Final decision is announced to the public with its reasonings



PROCESS OF EIA (CONT'D)

Consultations with Related Authorities

- A Scoping and Assessment Commission is formed specific to each project
- Members are selected from related institutions, universities, NGOs, etc. depending on the project location, size and type
- MoEF is also a member of this Commission
- Beginning from the scoping all the other phases of the EIA procedure is held in coordination with this Commission



PROCESS OF EIA (CONT'D)

Final Decision

- Given by the MoEF by taking into account the opinions of the
 - Public
 - Scoping and Assessment Commission



PROCESS OF EIA (CONT'D)

Monitoring and Control

- According to the commitments in the EIA Report, monitoring and control activities are conducted in the construction and operational phases.
- In the context of EIA studies, monitoring programmes are prepared.
- To ensure the quality control of the EIA Reports, the MoEF gives Qualification Certificate to the firms that are eligible to prepare EIA reports.

EIA PROCEDURE DESCRIBED IN BY-LAW ON EIA

Annex I projects & projects coming from screening procedure

Application to MoEF with Project Introduction File (PIF) prepared according to Annex-III criteria.
Confirmation of the PIF (Art. 8)

Establishment of the Scoping and Assessment Commission consisting of relevant component authorities
Determination of the date and place of the Public Participation Meeting & Scope Determination Meeting (Art. 8)
The announcement of the meeting is made available on the web page of MoEF

Public Participation Meeting

At the dates declared in local and national newspapers. (Art. 9) Also brochures and announcement, and where required public inquires are made in order to take the comments of the public and to inform them about the public participation meeting.

Meeting of the Committee to Determine Scope and Special Format (Art. 10)

The comments of the public are taken into consideration during preparation of the content of EIA Report

Format of the EIA Report is given to the project developer.
The special format prepared during EIA procedure is valid for 1 year.

Submission of the EIA Report to the Ministry (Art.11)

Examination of the report with respect to compliance with the special format

Report is not in conformity with the special format (Report is returned to the applicant)

Submission of the Report to the Ministry after the completion of its deficiencies

Report is in conformity with the special format

Duplication of the Report in adequate number by the applicant, the EIA Report is made available to public via internet or the report is also made available to public in provincial directorates.

Invitation to the Commission Meetings (Art. 12)

Report is finalised
(Submission of the final Report to the Ministry)

EIA Negative Decision

EIA Positive Decision (5 year)
The decision is announced to public in Provincial Directorates with its reasons

The opinions and proposals of the public related to the EIA Report are taken throughout the whole EIA procedure

The public has the right to go to the court related to the EIA decisions given by the MoEF



Thank you for your attention