

Channel Governance Mapping Responsibilities, Commitments and Policies

ENGLISH Edition 2014



Promoting Effective Governance
of the Channel Ecosystem

Promouvoir une gouvernance efficace
de l'écosystème de la Manche



france (normandie) region
interreg

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THE PEGASEAS PROJECT - Promoting Effective Governance of the Channel Ecosystem

The PEGASEAS project is funded through the INTERREG IVA programme (France (Manche) - England) and aims to promote the effective governance of the Channel marine ecosystem through the identification and capitalisation of key lessons drawn from the programme.

This project, between France and the United Kingdom, is based on an analysis of a cluster of the following INTERREG IVA projects: CAMIS, ChannelIS, CHARM 3, CRESH, LiCCo, Marinexus, MERiFIC, OFELIA, PANACHE, SETARMS and VALMER.

The results of PEGASEAS will:

- Offer new insights into effective Channel Governance,
- Provide clear, powerful, communicable and coherent advice targeted to marine governance practitioners and policy-makers,
- Communicate and share experiences and practices,
- Provide an input to discussions regarding potential actions to be supported during the INTERREG V programming period (2014-2020).

PEGASEAS will tailor its findings to align with current and forthcoming marine policy and law to facilitate their integration into governance practice. The deliverables will feed directly into enhanced policy or practice and therefore seek to generate and demonstrate impact on the governance of the Channel.

Further information: www.pegaseas.eu

ABOUT THE GOVERNANCE MAPPING REPORT

The objective of this report is, in combination with the Channel Regulatory Report, to provide a reference source: (a) clarifying the key marine and coastal governance frameworks for the Channel Seas by which England and France implement and elaborate on their international key policy commitments; and (b) informing the development of recommendations within the PEGASEAS project to support improved governance of the Channel marine ecosystem.

This report draws from work undertaken during several INTERREG IVA projects, combined with new research undertaken by the following partners of the PEGASEAS project and stakeholder consultation - University of Portsmouth, Université de Bretagne Occidentale and Région Haute Normandie. The report contains 5 mapping outputs:

- Three diagrams demonstrating the International and European legal and policy commitments acting on the Channel seas and how these commitments are implemented on the English and French sides of the Channel.
- Two tables demonstrating the institutional frameworks and responsibilities on the English and French sides of the Channel for the governance of coastal and marine activities and issues, with relevant policy documents also highlighted.

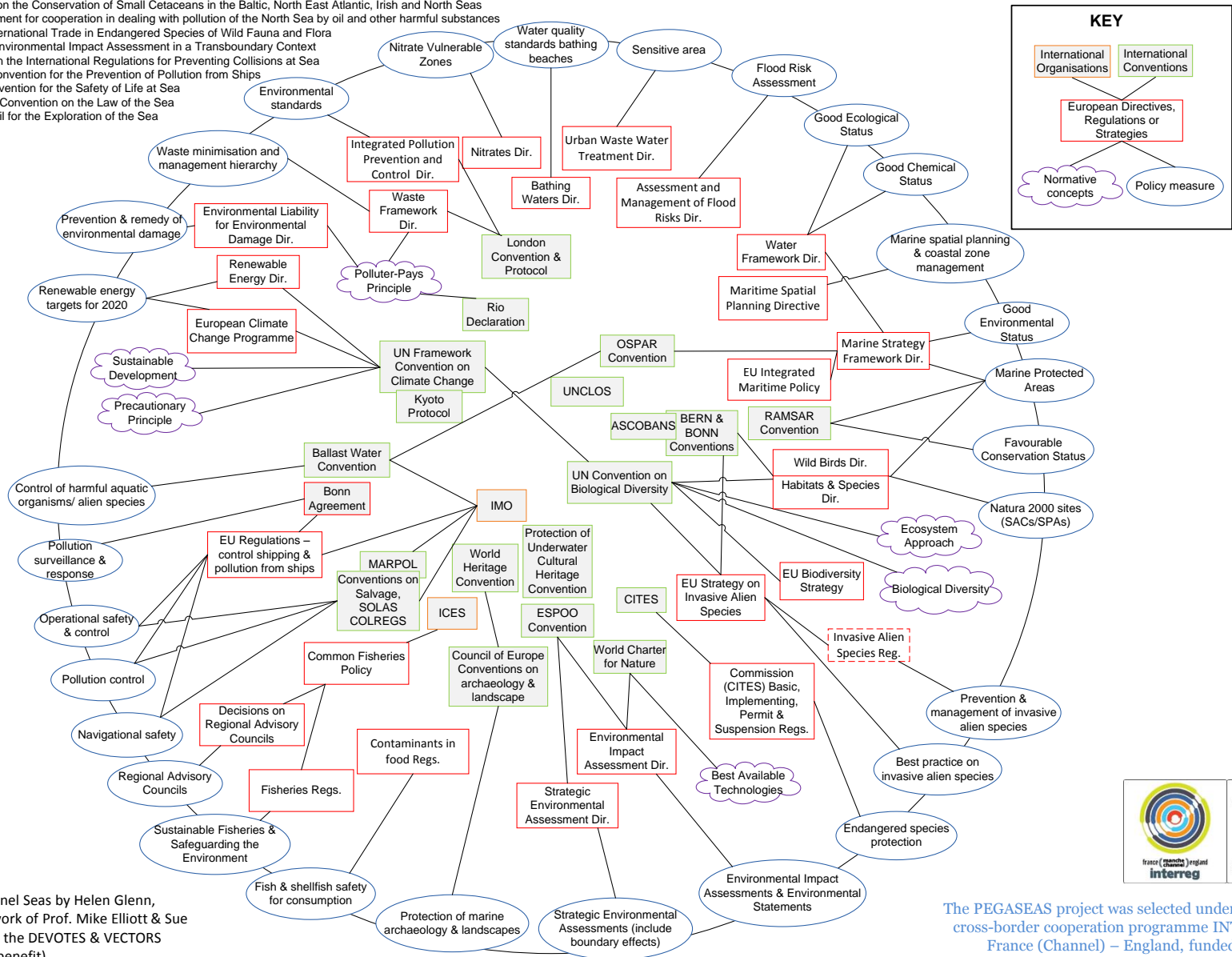
Please note that for diagrams 1 and 2, special mention and thanks is owed to Prof. Mike Elliott and Sue Boyes, IECS, The University of Hull and the DEVOTES & VECTORS (European FP7) projects for their significant contribution. For all of the diagrams and tables, thanks is also extended to the multiple stakeholders who contributed to their development during meetings and via email.

1. International and European Commitments – Channel seas
2. European to National Implementation – UK Channel seas
3. European to National Implementation – French Channel seas
4. Channel Seas Responsibilities Chart – UK Channel seas
5. Channel Seas Responsibilities Chart – French Channel seas



INTERNATIONAL & EUROPEAN COMMITMENTS (CHANNEL SEAS)

ASCOBANS: Agreement on the Conservation of Small Cetaceans in the Baltic, North East Atlantic, Irish and North Seas
 BONN Agreement: Agreement for cooperation in dealing with pollution of the North Sea by oil and other harmful substances
 CITES: Convention on International Trade in Endangered Species of Wild Fauna and Flora
 ESPOO: Convention on Environmental Impact Assessment in a Transboundary Context
 COLREGS: Convention on the International Regulations for Preventing Collisions at Sea
 MARPOL: International Convention for the Prevention of Pollution from Ships
 SOLAS: International Convention for the Safety of Life at Sea
 UNCLOS: United Nations Convention on the Law of the Sea
 ICES: International Council for the Exploration of the Sea



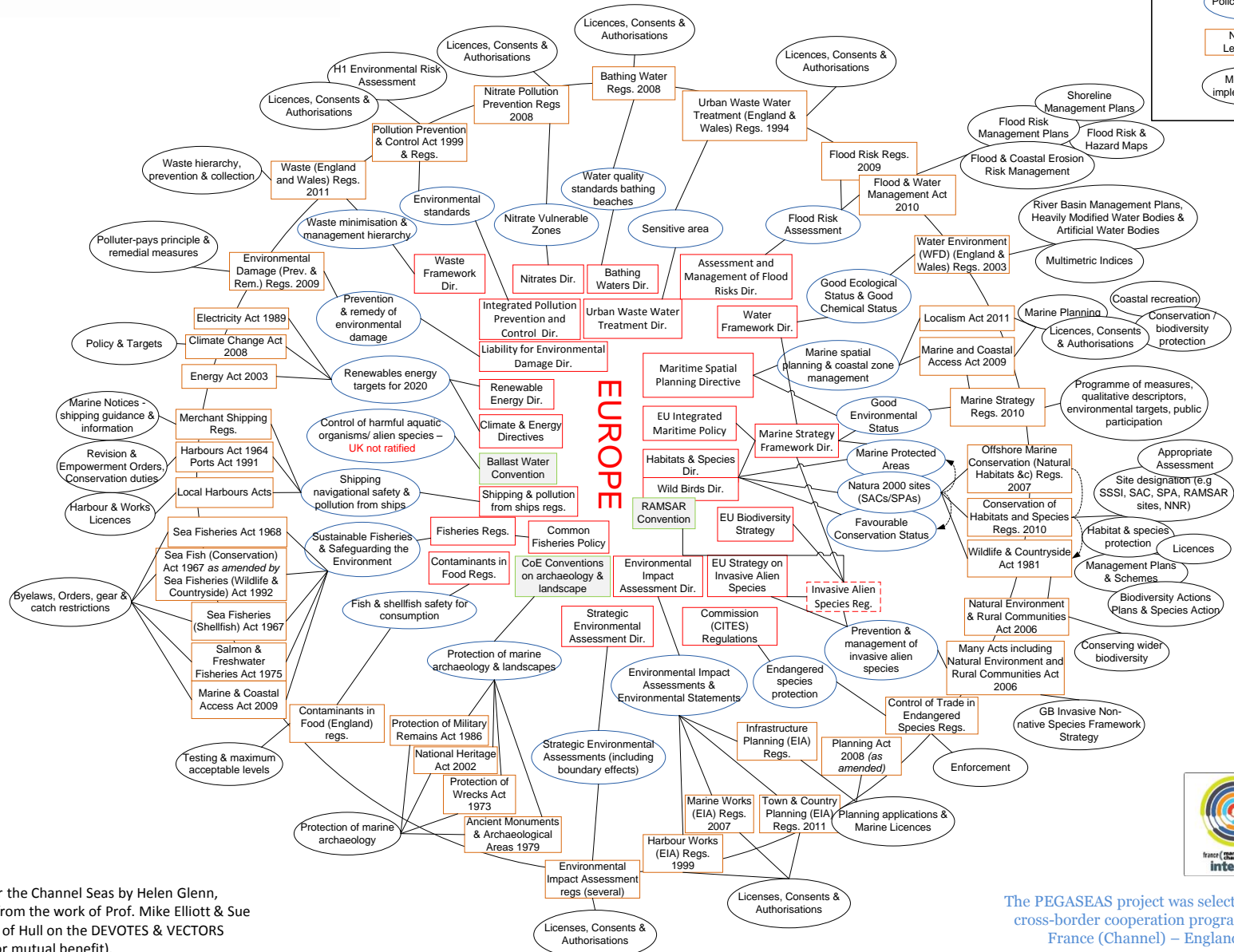
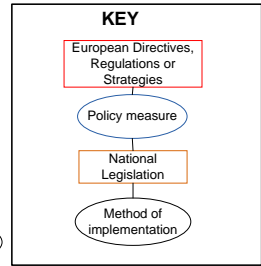
Adapted and developed for the Channel Seas by Helen Glenn, University of Portsmouth, from the work of Prof. Mike Elliott & Sue Boyes, IECS, The University of Hull on the DEVOTES & VECTORS (European FP7) projects (for mutual benefit).



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EUROPEAN TO NATIONAL IMPLEMENTATION (UK CHANNEL SEAS)



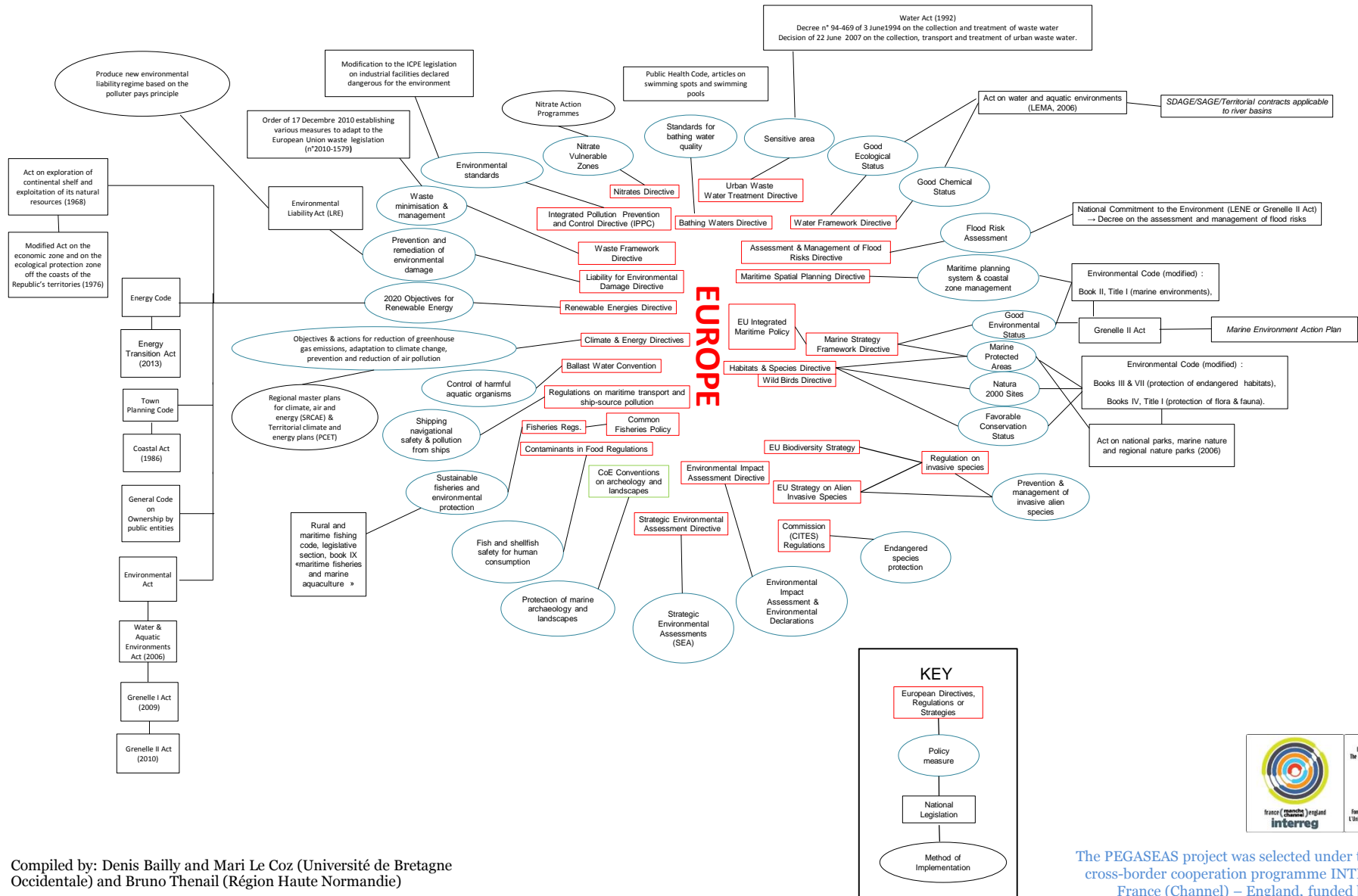
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EUROPEAN TO NATIONAL IMPLEMENTATION (FRENCH CHANNEL SEAS)

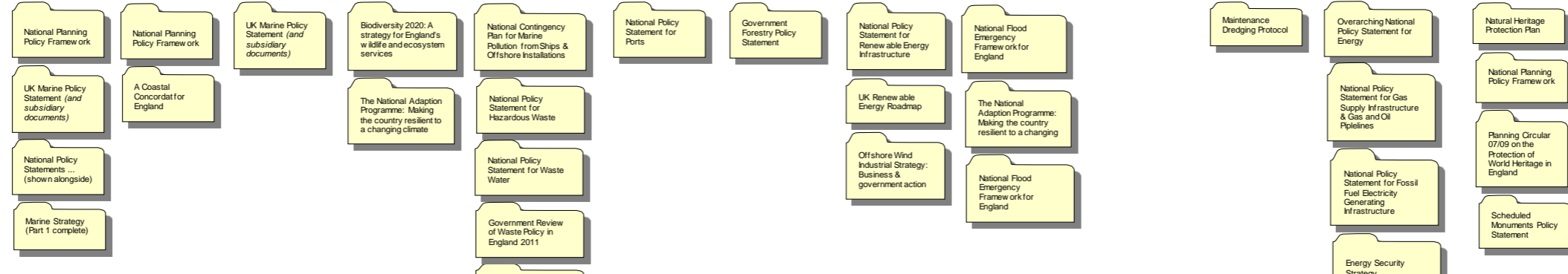




CHANNEL SEAS RESPONSIBILITIES CHART United Kingdom



Main responsibilities chart table with columns for Planning, Marine works & development, Fisheries & fishfarms, Nature conservation, Waste & pollution, Shipping, Coastal & marine recreation, Renewable energy, Coastal defence, Military activities, Aggregates & dredging, Hydrocarbons, Heritage & wrecks, and Landowners - Crown Estate (or Royal Duchies) unless foreshore is vest in other bodies by Crown.



KEY: DCLG: Department for Communities and Local Government; SOSREP: Secretary of State Representative for Maritime Salvage & Intervention; BERR: Government Department for Business, Enterprise and Regulatory Reform; SoS: Secretary of State; REZ: Renewable Energy Zone





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CHANNEL SEAS RESPONSIBILITIES CHART ~ France

	Planification	Traux en mer	Pêche	Protection de l'environnement	Pollution	Transport maritime	Loisirs	Energies renouvelables	Gestion du trait de côte	Activités militaires	Extraction & Dragage	Hydrocarbures	Patrimoine & archéologie
	Planning	Marine works & development	Fisheries	Marine conservation	Pollution	Shipping	Recreation	Renewable Energy	Coastal defence	Military Activities	Aggregates & Dredging	Hydrocarbons	Heritage & wrecks
State	<p>Inter-ministerial : National marine and coastal framework strategy via the CNML.</p> <p>Strategic Seaboard Documents (DSF) via the CMF (competence of regional prefect / maritime prefect / implementation of DSF; and CMF secretariat by the DPM).</p> <p>Regional master plan for the development of marine aquaculture (competence: regional prefect / implementation: DIRM).</p> <p>Master plan at the département level for the marine farming facilities (competence: département prefect / proposal by: CRC / implementation: DDTM).</p> <p>Plan for the development of the sea (competence: département prefect / implementation: DDTM).</p>	<p>Issuing of concessions for occupancy of the maritime public domain; by prefectural decision (Prefect of the département / DDTM).</p>	<p>Regulations for maritime fisheries, both professional and recreational.</p> <p>Support for upgrading maritime fisheries and marine farming (DPMA / Implementation: DIRM).</p> <p>Supervision of maritime fisheries (DIRM / CROSS).</p> <p>Implementation of fisheries regulations (enforcement of fisheries regulations for professional and recreational fishing) (DDTM / DML).</p>	<p>Drafting, approval, implementation and coordination of the marine environment action plan (PAMM) (Competence: regional coordinating prefect and maritime prefect / DIRM).</p> <p>Notification of Natura 2000 sites to the European Commission (MEDDE), followed by the drafting of Conservation Objectives (DOCOb) (MEDDE via DREAL & DDTM).</p> <p>Supervisory body (MEDDE) for: - National Nature Parks (Marine Nature Parks); - Nature reserves; - Listing and classification on the natural monuments and sites lists; - Protection of protected species.</p>	<p>Maritime surveillance and security (Defence Ministry, in particular via the maritime prefectures).</p> <p>The maritime pollution actions (POLMAR) of the ORSEC plan at département level (prefect of the département / all services and in particular DDTM).</p> <p>Maritime ORSEC Plan : Search and Rescue operations (SAR), hydrocarbon and chemical maritime pollution (POLMAR), maritime accident involving nuclear substances (NUCMAR), rescue to vessels in distress (ANED) management of traffic disruptions (CIRC) (Maritime prefecture).</p> <p>Pollution monitoring.</p> <p>Rescue at sea (DIRM / CROSS) & pollution prevention (including acquisition and management of pollution fighting equipment) (DIRM / CISP).</p>	<p>Traffic monitoring (Maritime Prefect).</p> <p>Monitoring of maritime sailing. Search and rescue at sea. Circulation of maritime safety intelligence (DIRM / CROSS).</p> <p>Security and safety measures for French and foreign vessels calling at French ports.</p> <p>Issuing of professional maritime training certificates (DIRM).</p> <p>Administrative management of professional and recreational vessels (registration, etc.).</p> <p>Management of seafaring staff (professional sailors) including social security scheme for seafarers.</p> <p>Implementation of nautical regulations (navigation rules, beach buoyage, etc.) (DDTM).</p>	<p>By prefectural decisions: issuing of authorizations to hold nautical events (Prefect of département / DDTM).</p>	<p>By ministerial decision: Issuing of authorizations to operate (DGECC of MEDDE).</p> <p>By prefectural decision: Issuing of concessions for occupancy of the maritime public domain; By prefectural decision: Issuing of authorizations under the Water Act (Prefect of the département / DDTM).</p> <p>Planning (Maritime prefect).</p>	<p>Prevention Plans for Natural Risks (PPRN) (Prefect of the département / DDTM, DREAL).</p>	<p>French Navy. Maritime surveillance & security lead by the maritime Prefect.</p>	<p>Issuing of mineral titles (exclusively research and concession) - Inter-ministerial (Decree by the Conseil d'Etat) via a procedure originating with the Minister in charge of mines and implemented by DREAL.</p> <p>Issuing of concessions for occupancy of the maritime public domain; by prefectural decision (Prefect of the département / DDTM).</p> <p>Planning (Maritime prefect).</p>	<p>Hydrocarbons.</p>	<p>Listing and classification on the natural monuments and sites lists (MEDDE).</p> <p>Wrecks: management of wrecks (Maritime Prefect or Port Authorities depending on wrecksite location).</p> <p>Inventory, study, protection, conservation and showcasing of archeological heritage immersed in all marine waters under French jurisdiction (Ministry for Culture).</p>
Regions	Regional master plan for territorial planning and sustainable development. Inter-regional master plan for coasts and mountains.		Support to marine farming businesses and for the renewal and upgrading of in-shore fishing vessels.	Regional nature parks.	Take part in SAGES & SDAGEs. Development, maintenance and exploitation of water courses.	Development, maintenance and management of ports of national significance.	Definition of medium term objectives for the development of regional tourism.	Regional Climate-Air-Energy Master Plan (State - Region). Territorial Climate & Energy Plan.					
Départements				Vulnerable outstanding natural areas.	Take part in SAGES & SDAGEs. Development, maintenance and exploitation of water courses.	Development, maintenance and exploitation of commercial and fishing ports.	The département's Plans for walking routes and hiking trails; and for outdoor sports. The département's Master plan for the development of tourism.	Territorial Climate & Energy Plan.					
Towns and inter-communal bodies	Local town planning schemes. Local plans. Territorial cohesion scheme (possibly with a section dedicated to seas and coasts and to be viewed as a master plan for marine development).				Waste water management. Storm water management. Development, maintenance and exploitation of water courses. Fight against all types of pollution; and assistance and rescue measures. Town plan for emergency response (PCS).	Development, maintenance and management of marinas.		Territorial Climate & Energy Plan.	Execution and handling of all coastal defence works. Local Town Planning Schemes. Measures to ensure public order; security; safety; and health (including Hazardous Buildings Decisions and / or Decisions to Demolish).				
Major sea ports (GPM)	Management and development of owned or entrusted property. Spatial development and management of industrial or logistics areas related to port activities.	Construction and maintenance of port infrastructures, particularly basins and yards, as well as access points and land terminals, specifically for railways and waterways.		Management and conservation of owned or entrusted natural public domain or natural areas.	Police, security and safety.	Building, operation and maintenance of maritime access points. Port promotion including railway and waterway access; in cooperation with relevant stakeholders.							Major sea ports (GPM)
Coastal Conservation Authority				Identification, acquisition (if relevant), development and management (the Conservation Authority often entrusts management to other operators) of natural coastal areas according to their natural value and the pressures exercised at the location. Possibility of having been entrusted with or benefitting from the natural maritime public domain.									Coastal Conservation Authority
Agency for protected marine areas				Support to public policies for the creation and management of protected marine areas over all of France's maritime domain. Facilitation of the network of protected marine areas. Technical and financial support to the natural marine parks. Acquisition of information on the marine environment; monitoring and diagnosis of French waters.									Agency for protected marine areas
Agencies for Water Affairs					Drafting of Water development and management policy frameworks (SDAGE) when acting in the Water basin committees and programmes of measures. Financial support to water actions benefiting all.								Agencies for Water Affairs
Regional Committees for Maritime Fisheries and Marine Farming			Implementation of international, community or national arrangements for resource protection and conservation by defining fisheries management measures.										Regional Committees for Maritime Fisheries and Marine Farming
Regional Committees for Shellfish Farming			Recommendations on shellfish farming production and exploitation methods and production more suited to the needs of the market; management of collective forms of action for improved shellfish farming; measures to improve vocational training and employment.		Participation in the protection and improvement of shellfish farming water quality.								Regional Committees for Shellfish Farming
Regional nature parks	Contribution to territorial planning and to economic, social and cultural development by ensuring coordination and coherence of public actions at territorial level.			Conservation and development measures for the coastal and marine environment (including advocacy activities)									Protection of heritage by ensuring coherence and coordination of public actions throughout the regional parks French territory.
IFREMER - French Research Institute for exploitation of the sea	Scientific expertise and advice	Scientific expertise and advice	Scientific expertise and advice	Scientific expertise and advice				Scientific expertise and advice			Scientific expertise and advice		IFREMER - French Research Institute for exploitation of the sea
BRGM - Bureau for geological and mining research		Scientific expertise and advice						Scientific expertise and advice			Scientific expertise and advice		BRGM - Bureau for geological and mining research
CEREMA - Center of research and expertise on risks and hazards, the environment, mobility and spatial planning	Studies and expertise	Studies and expertise		Studies and expertise	Studies and expertise	Studies and expertise		Studies and expertise	Studies and expertise				CEREMA - Center of research and expertise on risks and hazards, the environment, mobility and spatial planning
Other entities		National committee for maritime fisheries and marine farming. National shellfish farming committee.	ANSES - National Agency for Food, Environmental and Occupational Health Safety.		CEDEP - Centre for documentation, research and experimentation on accidental water pollution.			France Energies Marines - Institute of Excellence for Decarbonated Energies. ADEME - Agency for the Environment and Energy Management.					Other entities

Blue Book: National Seas & Oceans Strategy

National Biodiversity Strategy

National Master Plan for Transport Infrastructures

White Book: Report of the Task Force on marine renewable energies

National Strategy for Integrated Coastline Management

White Book: National Defence & Security

ACRONYMS

ANED - Assistance à un Navire En Difficulté - Rescue to vessels in distress
 CIM - Comité Interministériel de la Mer - Inter-ministerial Committee for Sea Affairs
 CIRC - Gestion de la circulation perturbée - Management of traffic disruption
 CISP - Centre d'Incendie et de Secours Principal - Main Fire & Rescue Centre
 CMF - Conseil Maritime de Façade - Maritime Seaboard Council
 CNML - Conseil National de la Mer et des Littoraux - National Council for Sea and Coasts
 COMER - Comité pour la recherche marine, maritime et littorale - Committee for Marine, Maritime & Coastal Research
 COMER - Comité Régional de la Conchyliculture - Regional Committee for shell farming
 CROSS - Centre Régional Opérationnel de Surveillance et de Sauvetage - Regional Operations Centre for Supervision & Rescue
 DDTM - Direction Départementale des Territoires et de la Mer - The Département Directorate for Land & Sea
 DGECC - Direction Générale de l'Énergie et du Climat (MEDDE) - General Directorate for Energy & Climate (MEDDE)
 DIRM - Direction Interrégionale de la Mer - Inter-regional Sea Directorate
 DML - Délégation à la Mer et au Littoral - Delegation for Sea & Coastal Affairs
 DOCOb - Documents d'Objectifs (Natura 2000) - Objectives Documents/Conservation Objectives (Natura 2000)
 DPMA - Direction des Pêches Maritimes et de l'Aquaculture - Directorate for Maritime Fisheries and Aquaculture
 DREAL - Direction Régionale de l'Environnement, de l'Aménagement et du Logement - Regional Department for the Environment, Space Planning and Housing
 DSF - Document Stratégique de Façade - Strategic Seaboard Document

MEDDE - Ministère de l'Écologie, du Développement Durable et de l'Énergie - Ministry for Ecology, Sustainable Development & Energy
 NUCMAR - Nucléaire Maritime Response - Plan in case of a maritime accident involving nuclear substances
 ONERC - Observatoire National sur les Effets du Réchauffement Climatique - National Observatory for the Effects of Global Warming
 ORSEC - Organisation de la Réponse de Sécurité Civile - Organising a Public Safety Response
 PAMM - Plan d'Action pour le Milieu Marin - Marine Environmental Action Plan
 PCET - Plan Climat-Energie Territorial - Territorial Plan for Climate & Energy
 PCS - Plan Communal de Sauvegarde - Town Plan for Emergency Response
 PLU - Plan Local d'Urbanisme - Local Town Planning Scheme/Plan
 POLMAR - Pollution Maritime - Response plan in case of Maritime Pollution
 PPRN - Plan de Prévention des Risques Naturels - Plan for the Prevention of Natural Risks
 SAGE - Schéma d'Aménagement et de Gestion des Eaux - Water Development and Management Master Plan
 SAR - Search And Rescue (recherche et sauvetage)
 SCOT - Schéma de Cohérence Territoriale - Territorial Cohesion Master Plan
 SDAGE - Schéma Directeur d'Aménagement et de Gestion des Eaux - Water Development and Management Policy Framework
 SHOM - Service Hydrographique et Océanographique de la Marine - The French Navy's Hydrographic and Oceanographic Office

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