

Regulations on land protection in Viet Nam

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Introduction

- ☛ Viet Nam: a developing country, small in land area, and dense in population.
- ☛ Environmental challenges in development process
- ☛ Government attitudes on land protection issue

Institutional and legal structure

- Main agencies responsible for environment protection: GDEP, GDLA and DWRM
- Laws on land protection: Law on Land (1987,1993,2003) and Law on Environment Protection(1995, 2005)

Stipulations on land protection in Law on Land (1)

- Obligations of land users
- Sanctions applied to land destruction
- Rewarding and encouragement policy

Stipulations on land protection in Law on Land: Obligations (2)

- ☛ To use land in accordance with land use planning, in proper purpose and economically
- ☛ To protect, improve fertility of agricultural land
- ☛ Not to burn forest, deteriorate land environment

Stipulations on land protection in Law on Land: Sanctions and Encouragement Policy(3)

- Government provides encouragement policy to implement intensive cultivation, multi-cropping; protect and improve land fertility; afforest bare areas
- Sanctions are applied to improper use of land, to activities and practices that may destroy, deconstruct or deteriorate land and land environment

Law on Environment Protection: The scope of the Law (1)

- ☞ - Policies, measures and resources
- ☞ - Rights and obligations

Law on Environment Protection: Main principles (2)

- ☞ Five (5) principles
- ☞ Principle of harmonization of development
- ☞ Principle of compensation for damage

Law on Environment Protection: Main policies (3)

- Encouraging policies: (i)utilizing natural resources in rational manner, (ii)promoting waste reduction, (iii)reforming establishments that seriously pollute the environment; restoring polluted and degraded areas
- Prohibiting policies: (i)Burying and dumping any of toxic, radioactive waste and other hazardous substances at places that are not designated, (ii) Discharging wastes without treatment, (iii) Emitting smokes, dusts and gases containing toxic substances

Law on Environment Protection:

Environment protection in agricultural production (4)

- ☛ Stipulations on use of pesticides, fertilizer, veterinary medicines
- ☛ Stipulations on environment protection for animal farms

Law on Environment Protection:

Environment protection in industrial production (5)

- Obligations of industrial production units
- Criteria for selection of industrial sites
- Environment monitoring activities in industrial areas

Law on Environment Protection:

Dealing with polluting production units (5)

- ✓ Fines and enforced waste reduction and treatment
- ✓ Temporary suspension of operation
- ✓ Compensation paid to damages
- ✓ Relocate production establishments
- ✓ Prohibition from operation

Conclusions

- Size of the problem:
- Concerns of Government and Society
- Way forwards: improvement of legal platform and program of activities



Thank you for your attention!

Best wishes!

