

## Irish Laws and International Agreements & Protocols Pertinent to Forest Management in Ireland.

The following is a list of current Irish national laws pertinent to forest management.

NB For guidance only. This list includes, but is not limited to, the laws and regulations pertinent to Irish forestry and is subject to change

<b>Legislation</b>	<b>Potential Impact</b>
<i>Wildlife Acts, 1976 and 1999 Wildlife Amendment Act (2000)</i>	<i>Flora, fauna, environment and forest management</i>
<i>Forestry Acts, 1988 to 2014</i>	<i>Forest management</i>
<i>Local Government (Planning and Development) Acts, 1963 to 1999</i>	<i>Control of development and forest management</i>
<i>Planning and Development Act, 2000 to 2011 Commencement (No. 3) Order, (2001) S.I. No. 599 of 2001. Planning and Development Regulations (2001) S.I. No. 600 of 2001.</i>	<i>Control of development and forest management</i>
<i>National Monuments Acts, 1930 to 2004 (Including Approval of Consent (1) Order, 1995)</i>	<i>Forest management in relation to archaeology</i>
<i>National Cultural Institutions Act 1997</i>	<i>Forest management in relation to archaeology</i>
<i>Occupiers Liability Act, 1995</i>	<i>Forest management</i>
<i>Safety Health and Welfare at Work Act 2005. Safety Health and Welfare at Work - General Application Regulations (2007) and Construction Regulations (2001)</i>	<i>Forest management both in forest and in office</i>
<i>Environmental Protection Agency Act, 1992</i>	<i>Forest management and environment</i>
<i>Heritage Act, 1995</i>	<i>Heritage protection</i>
<i>Environmental Impact Assessment – S.I. No. 100 of 1996</i>	
<i>European Communities (Environmental Impact Assessment) (Amendment) Regulations, 1996. S.I. No. 101 of 1996.</i>	
<i>Fisheries Consolidation Act 1959 and all amendments, Fisheries Act 1980 and all subsequent amendments. S.I. regulation for the Water Framework Directive: S.I. No. 722 of 2003</i>	<i>Forest management in relation to water and fisheries</i>
<i>Local Government (Water Pollution) Acts, 1977 to 1990</i>	<i>Forest management and environment</i>
<i>European Communities (Environmental Impact Assessment) (Amendment) Regulations, 2001. S.I. No. 538 of 2001.</i>	
<i>Waste Management Acts, 1996 to 2011</i>	<i>Forest management and environment</i>
<i>Local Government (Special Amenity and Conservation Orders) Act, 1976</i>	
<i>Litter pollution Acts, 1997 to 2009</i>	<i>Forest management and environment</i>

<i>Occupiers Liability Act 1995</i>	<i>Forest Management</i>
<i>Roads Acts, 1993 to 2007</i>	<i>Haulage</i>
<i>Road Transport Acts, 1932 to 1999</i>	<i>Haulage</i>
<i>Criminal Justice (Corruption Offences) Act, 2018</i>	<i>Corruption</i>
<i>The Employment Equality Act, 1998 to 2011</i>	<i>Equal employment opportunities</i>
<i>S.I. No. 155 of 2012 Sustainable Use of Pesticides Regulations 2012</i>	<i>Pesticide use</i>
<i>S.I. No 39 of 2020 – Forestry Amdmt No 2 Regs</i>	<i>Single Consent System</i>
<i>S.I. No 31 of 2020 - Forestry (Amdmt) Regs 2020 re reg 19</i>	<i>Appropriate Assessment procedures</i>
<i>S.I. No 191 of 2017 - Forestry Regulations 2017</i>	

The following is a list of European (EU) laws pertinent to forest management in Ireland.

<b>Legislation</b>	<b>Potential Impact</b>
<i>Council Directive (92/43/EEC) and amending directives on the conservation of natural habitats of wild fauna and flora</i>	<i>Flora and fauna and forest management</i>
<i>Council Directive (79/409/EEC) and amending directives on the conservation of wild birds</i>	<i>Wild birds and forest management</i>
<i>EU (Conservation of Wild Birds) (Amendment) Regulations 1999</i>	
<i>European Communities (Natural Habitats) Regulations, 1997</i>	
<i>European Communities (Natural Habitats) (Amendment) Regulations, 1998</i>	
<i>Council Directive (2000/60/EC) establishing a framework for community action in the field of water policy</i>	<i>Forest management and the environment</i>
<i>Council Directive (2000/29/EC) on protective measures against the introduction into the Member States of harmful organisms of plants or plant products and against their spread within the Community</i>	<i>Forest protection</i>
<i>Council Directive (1999/105/EC) on the marketing of forest reproductive material</i>	<i>Tree improvement and forest protection</i>
<i>Council Directive (85/337/EEC) and amending directives on the assessment of the effects of certain public and private projects on the environment</i>	<i>Control of development</i>
<i>Environmental Liability Directive (2004/35/EC).</i>	<i>Preventing and Remedying Environmental Damage</i>
<i>EU Water Framework Directive (Directive 2000/60/EC)</i>	<i>Water</i>
<i>Council Regulation (EEC3528/86) on the protection of forests against atmospheric pollution</i>	<i>Environment</i>
<i>EU Strategic Environmental Assessment Directive (Directive 2001/42/EC)</i>	<i>Environment</i>

Information in the above tables was resourced from the following two publications which contain a more detailed analysis of these laws:

- Maguire, B. 2001. A Review of Legislation that Impacts on Irish Forestry. COFORD, Dublin.
- McHugh, D and G. Gallagher. 2004. Trees, Forests and the Law in Ireland. COFORD, Dublin.

The following is a list of international agreements and protocols pertinent to forest management in Ireland:

#### **a. International Labour Organisation - Conventions**

- Freedom of Organization  
*Convention 87 on Freedom of Association and Protection of the Right to Organise, 1948*  
*Convention 98 on the Right to Organise and Collective Bargaining, 1949*
- Abolition of Forced Labour  
*Convention 29 on Forced Labour, 1930*  
*Convention 105 on Abolition of Forced Labour, 1957*
- Equal Rights / No Discrimination  
*Convention 100 on Equal Remuneration, 1951*  
*Convention 111 on Discrimination (Employment and Occupation), 1958*
- Child Labour  
*Convention 138 on Minimum Age for Admission to Employment, 1973*
- Declaration on Fundamental Principles and Rights at Work, 1988
- Indigenous Peoples  
*Convention 169 on Indigenous and Tribal Peoples, 1989*

#### **b. International Agreements**

Ireland has signed the following international agreements, among others:

- the *Universal Declaration of Human Rights* of 1948, the common standard for the protection of fundamental human rights for all;
- the *Bern Convention* of 1979 for the preservation of Europe's wild animals and native plants and their natural habitats;
- the *Convention on Biological Diversity* of Rio de Janeiro of June 5, 1992, concerning biological diversity;
- the *Bonn Convention* of June 23, 1979, for the preservation of migrating wild animal species;
- the *Washington Convention on International Trade in Endangered Species (CITES)* of March 3, 1973, concerning the international trade in endangered species of wild animals and plants.
- the *Ramsar Convention on Wetlands*, 1971 - an intergovernmental treaty which provides the framework for national action and international cooperation for the conservation and wise use of wetlands and their resources. There are 45 Ramsar sites in Ireland.
- the *Kyoto Protocol*, negotiated by more than 160 nations in December 1997, aims to reduce net emissions of certain greenhouse gases (primarily carbon dioxide (CO<sub>2</sub>)).
- the *International Tropical Timber Agreement* of 1994 which seeks to improve the international market conditions for sustainably grown tropical timber.
- the *Helsinki Protocols* resulting from the Ministerial Conference for Protection of Forests in Europe, 1994.
- the *Lisbon Protocols* resulting from the Ministerial Conference for Protection of Forests in Europe, 1998.
- The Vienna Protocols resulting from the Ministerial Conference for Protection of Forests in Europe, 2002.
- The United Nations *Framework Convention on Climate Change* in 1992.
- *Convention Concerning the Protection of the World Cultural and Natural Heritage*, Paris, 1972
- *the Aarhus Convention*
- *The European Landscape Convention, 2000.*
- *The European Convention on the Protection of Archaeological Heritage*
- *The EU Action Plan on Forest Law, Governance and Trade, 2003*