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# IEMA Webinar: 2019 with IEMA: Setting the Profession's Voice for the Year Ahead

09 01 2019

Peter Jones (IEMA)

Martin Baxter (IEMA)





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# IEMA Webinar: 2019 with IEMA: Setting the Profession's Voice for the Year Ahead

In the first IEMA webinar of the year, we're going to be joined by IEMA's Chief Policy Advisor Martin Baxter, who will outline our plans for the year ahead. In this session, we'll hear how IEMA will be using our combined influence as a profession to impact change; the important upcoming policy changes and the big issues to look out for this year for sustainability professionals.



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**Peter Jones**  
Policy Officer



**Martin Baxter**  
Chief Policy Advisor



# Webinar slides and recording

This webinar is being recorded and will be made available alongside the slides after the webinar





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# Q&A

Send in your questions as we go through the session- we'll have plenty of time with Martin after the presentation.





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# IEMA – Setting the Profession's Voice for 2019

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## Overview

1. Brexit – inc. transposition of EU law
2. Environment Bill
3. Biodiversity and Environmental Net Gain
4. Streamlined Energy & Carbon Reporting to all large companies
5. Resources and Waste strategy
6. Modern Slavery
7. Standards
8. Other developments





# Brexit – including transposition of EU Law

# A reminder!

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1. UK formally exits EU 29th March 2019.....the clock is ticking!
2. European Union (Withdrawal) Act 2018
  - i. Legal procedure and process for transposing all EU law into UK law – aims to provide “operable status quo” as UK leaves the EU
  - ii. Established a requirement on Government to produce a draft Bill by 26/12/18 which would include:
    - Key environmental principles and a requirement for government to develop laws in accordance with these
    - Establish a new environmental watchdog with powers to take Government to court for failure to implement environmental laws

## Defra

- ~1200 laws & regs
- ~850 need to be amended
- Some 'simple' changes, others much more substantive
- Anticipate ~96 SIs through the Withdrawal Act
- Draft statutory instruments are currently going through Parliamentary sifting process, almost on a daily basis to the end of January '19
- Defra Legislative Sounding Board providing scrutiny



# Examples

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- The Waste (Miscellaneous Amendments) (EU Exit) (No. 2) Regulations 2019
- The Persistent Organic Pollutants (Amendment) (EU Exit) Regulations 2018
- The Environmental Permitting (England and Wales) (Amendment) (EU Exit) Regulations 2018
- The Environment, Food and Rural Affairs (Environmental Impact Assessment) (Amendment) (EU Exit) Regulations 2018

[www.gov.uk/eu-withdrawal-act-2018-statutory-instruments](https://www.gov.uk/eu-withdrawal-act-2018-statutory-instruments)

# Withdrawal “Agreement” & Future Relationship

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1. Agreement between UK and EU on terms of EU Exit – vote in Parliament 15<sup>th</sup> January....and....?
2. UK effectively remains a member of EU single market and customs union, bound by EU law to end of 2020 – can be extended once for 1 or 2 years
3. In the event of no agreement on future relationship – backstop proposals apply (includes a range of environmental safeguards)
4. Political declaration on future relationship - includes a range of environment, climate change and sustainable development commitments (level playing field, non-regression, international cooperation)



# New Environment Act

# Environment Bill

Government developing draft Bill in 2 parts  
– which will be combined into a single Bill

- 1) Draft Environment (Principles and Governance) Bill published 19<sup>th</sup> December 2018
- 2) Draft Environment Bill – greater ambition (~March 2019)



## **Draft Environment (Principles and Governance) Bill**

Presented to Parliament by the Secretary of State for Environment, Food  
and Rural Affairs by Command of Her Majesty  
December 2018

Cm 9751

# Draft Environment (Principles and Governance) Bill

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## 1. Environmental Principles

- i. Established in primary legislation
- ii. Enacted through a Policy Statement which will define the principles & how they are applied in policy making by Ministers
- iii. Would apply to overarching policy for UK and England (i.e. devolved issues not covered)
- iv. Parliamentary scrutiny
- v. Exclusions relating to defence, tax and spending and “any other matter specified in regulations”

[www.gov.uk/government/publications/draft-environment-principles-and-governance-bill-2018](https://www.gov.uk/government/publications/draft-environment-principles-and-governance-bill-2018)

# Draft Environment (Principles and Governance) Bill

## 2. Environmental Improvement Plans (EIP)

- i. “make provision for imposing duties on the Secretary of State for the purpose of seeking to improve the natural environment”
- ii. Adopts 25yr Plan on a statutory basis as the first plan with 5 yearly reviews, annual reporting and Parliamentary oversight

The ‘natural environment’ is defined in clause 30 of the draft Bill as meaning:

- a) wild animals, plants and other living organisms.
  - b) their habitats
  - c) land, water and air (except buildings or other structures and water or air inside them)
- and the natural systems, cycles and processes through which they interact

# Draft Environment (Principles and Governance) Bill

## 3. Office for Environmental Protection (OEP)

- i. Monitoring and reporting on Environmental Improvement Plans (IEPs) and implementation of environmental law
- ii. Advising on changes to environmental law
- iii. Enforcement of failure of public authorities to comply with environmental law
- iv. Receive complaints where a person believes that a public authority has failed to comply with environmental law and evaluate, in accordance with a procedure to be defined, whether to investigate and take action if necessary
- v. Take action through issuing information notices, decision notices or enforcement action through the courts
- vi. Doesn't meet independence test!

A “public authority failing to comply with environmental law means:

- a) Unlawfully failing to take proper account of environmental law when exercising its functions
- b) Unlawfully exercising, or failing to exercise, any function it has under environmental law



Greater ambition!

# New Environment Act – Greater Ambition!

- Raising the ambition – “World Leading”
- Setting out a long-term environmental governance framework – 2050 and beyond
- Put the 25yr Environment Plan objectives on a statutory basis – powers and duties to ensure delivery from national to local level



# Assurances needed for a World Leading Environment Act

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1. Process for defining overarching objectives and setting targets, milestones and environmental standards
2. Duty on government as a whole to achieve the objectives & core principles to guide policy development
3. National-level framework for action – plans to achieve targets; reporting at key milestones; subject to independent advice and scrutiny

# Assurances needed for a World Leading Environment Act

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4. Maps and plans for the place-based environment – provide a single coherent view on:
- the state of the environment
  - where objectives are not being met
  - likely future pressures and scenarios
  - areas where there are opportunities to make gains to improve the environment and aid nature's recovery

# Assurances needed for a World Leading Environment Act

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5. Duty of Care for the Environment
6. Responsibilities for environmental net gain for land-use development activities & potentially more broadly
7. New independent body – to advise on and scrutinize plans and performance and ensure government is accountable

## Likely Timescale

1. Jan/Feb – Development of additional content
2. March – Government write-round
3. April – publish draft Bill for pre-legislative scrutiny
4. May – Environment Bill laid before Parliament
5. Royal Assent by end of 2019
6. At crucial stages – we'll want your support!





# Biodiversity and Environmental Net Gain

# Net Gain Consultation

1. Whether biodiversity net gain should be a requirement
2. Standardising the approach so that it is simpler and clearer for developers
3. How the approach could be implemented
4. How to measure and monitor the net gain approach
5. How the approach could be broadened in the future to include other environmental improvements
6. We're running workshops (17<sup>th</sup> & 22<sup>nd</sup> Jan) & a webinar (24<sup>th</sup> Jan) to engage members in our response [www.iema.net/events](http://www.iema.net/events)

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### IEMA Briefing on the DEFRA Net Gain consultation

#### Introduction

1. Defra is seeking views on how they can improve the planning system in England to protect the environment and build places to live and work. They are proposing to do this through the introduction of a mandatory biodiversity net gain requirement for all development decisions controlled at a Local Planning Authority (LPA) level.
2. The [consultation document](#) sets out the proposals and asks for feedback on a wide range of issues including:
  - whether biodiversity net gain should be a requirement
  - standardising the approach so that it is simpler and clearer for developers
  - how the approach could be implemented
  - how to measure and monitor the net gain approach
  - how the approach could be broadened in the future to include other environmental improvements
3. This IEMA briefing provides a summary of the proposals and sets out the key questions that Defra is seeking feedback on. It is split into three parts:
  - i. Introduction to the Defra net gain consultation
  - ii. Policy proposals and questions
  - iii. Call for evidence on key knowledge gaps
4. IEMA will also be hosting a webinar in January setting out the key issues and giving you the opportunity to ask questions and comment. Finally, we intend to hold a small number of workshops in January to help shape our final response to Government.
5. We welcome your feedback and views by email on any aspects of the proposals. We are particularly interested in what evidence you can bring to address the knowledge gaps set out in part three of this briefing paper.
6. Please send all feedback to Spencer Clubb ([s.clubb@iema.net](mailto:s.clubb@iema.net)) by Friday 25<sup>th</sup> January.

#### About IEMA

IEMA is the professional body for those working in environment and sustainability.

IEMA's membership of over 14,500 sustainability professionals work at the interface between organisations, the environment and society to create long-term value and minimise risks. They guide and lead the changes that will be required for a sustainable future.

We have previously submitted a consultation response to Government proposals on [biodiversity offsetting](#).

[www.iema.net](http://www.iema.net) December 2018

Available here

iema.net

# Biodiversity Net Gain

Good practice principles for development



International  
Centres of  
Ecology and  
Environmental  
Management

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# Key Questions on net gain

# Some of the key questions

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1. How do we differentiate between “net gain” and “no net loss”?
2. Where does biodiversity net gain fit into environmental net gain?
3. Is environmental net gain the same as enhancing natural capital? If not, what’s the difference?
4. Is there a hierarchy of actions or a defined process to be worked through, before compensation?
5. Where do any ‘gains’ need to be made? At the point of impact, or where the benefits might be greater?

# Even more of the key questions!

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6. Do gains need to be the same or similar types – can we compensate lost habitat with improved air quality?
7. Should an environmental ‘net-gain’ obligation apply to developers, national infrastructure, ongoing activities?
8. Will it cost more and if so, how much?
9. Who pays and who benefits?
10. How do we communicate ‘net gain’ – will communities notice a difference?
11. What might this mean for environment and sustainability professionals?



# Streamlined Energy & Carbon Reporting

# Streamlined Energy & Carbon Reporting

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## The Companies (Directors' Report) and Limited Liability Partnerships (Energy and Carbon Report) Regulations 2018

- Regulations have been laid for SECR and to close CRC - [Available here](#)
- NET number of new reporters are around 10,000 (a third were in CRC)
- Reporting for SECR commences from financial year starting on or after 1<sup>st</sup> April 2019 – applied for 'large' companies
- Requires reporting on CO<sub>2</sub>e and kWh: combustion of gas; the consumption of fuel for the purposes of transport; and the annual quantity of energy consumed resulting from the purchase of electricity
- Government guidance is being updated - IEMA is providing input to BEIS



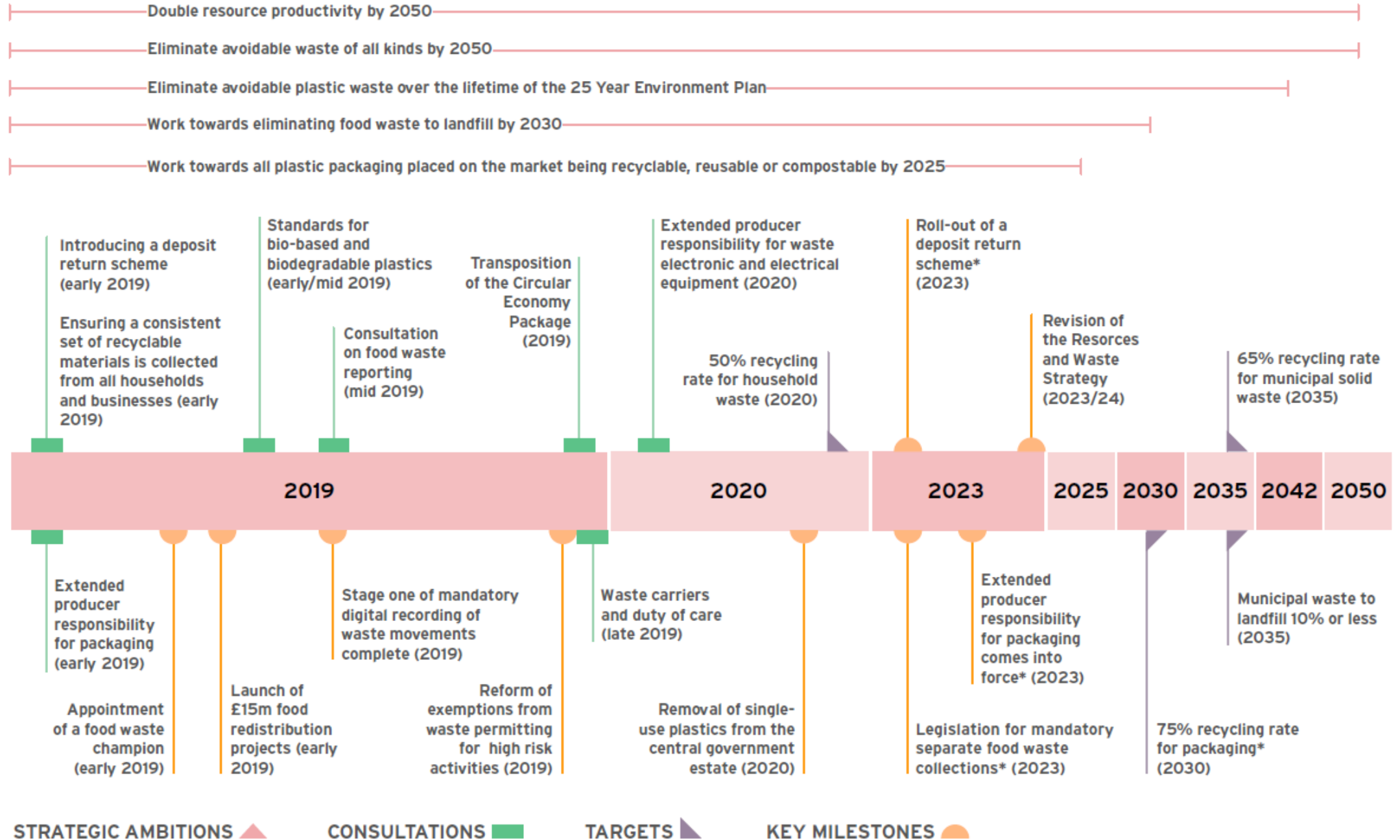
# Resources and Waste strategy

# Long-term Targets

- Doubling of resource productivity - 2050
- Zero Avoidable Waste – 2050
- Zero avoidable plastic waste – 2042
- Work towards eliminating food waste to landfill by 2030
- Work towards all plastic packaging placed on the market being recyclable, reusable or compostable by 2025



# KEY MILESTONES





# Standards

# International Standards

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- Revision underway of Annex SL – high level structure for Management Systems Standards (environment, quality, health & safety, asset management etc)
- New Sustainable Finance and Circular Economy Technical Committees & work activities
- Carbon neutrality

# Key International Standards – Publication in 2019

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- ISO 14008 - Monetary valuation of environmental impacts and related environmental aspects
- ISO 14007 - Environmental management - Guidelines for determining environmental costs and benefits
- ISO 14002:1 Environmental management systems - Guidelines for using ISO 14001 to address environmental aspects and conditions within an environmental topic area
- ISO 14090 - Adaptation to climate change -- Principles, requirements and guidelines

## BSI Standards

1. Biodiversity net gain
2. Sustainable finance (PAS) tbc
  - a) Sustainable Finance Guide
  - b) Sustainable Investment Management
  - c) Product-level spec (e.g. funds, bonds)
3. Social value
4. Modern slavery





# Other Developments

# Let's talk Impact Assessment

- New Impact Assessment Strategy being developed by the IEMA IA Steering Group
- Roadshow, survey & webinar 19th February to seek your feedback on priorities and help shape IEMA's IA work programme
- We want to know what you need and expect from your professional body and from the EIA community





# IEMA Groups

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- IEMA Global Environmental and Social Assessment (GESA) Group
- IEMA Futures
- IEMA Auditing Working Group
- IEMA Climate Change & Energy Group
- Corporate Sustainability
- Employer Forum – World Environment Day 5<sup>th</sup> June

# Online CPD - Supporting your career development goals!

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Welcome Dawn Elvidge | 03 Jan 2019 | sign out

Home Plans Evidence Reports Help

### Action plan wizard

name Dawn Elvidge

Title **Upgrade Membership**

Status **Not Started**

Goal **Upgrade to IEMA Associate Membership**

Primary Topic **Progressing your Journey**

Related Activities **Attended Foundation Certificate in Environmental Management course with Training Provider. Undertake some background reading.**

Reflection

Start Date **28/09/2018**

Goal Deadline **31/01/2019**

### Competence standards

You have the option to associate this evidence record with one or more competences which you may select below.

available competences

10 - Build collaborative networks and relationships to advance sustainability

11 - Improve resilience through continual improvement, by managing risks, and by maximising opportunities

12 - Manage and deliver a suite of programmes and projects that achieve performance improvement

13 - Lead a process of change and transformation

Add

selected competences

Remove

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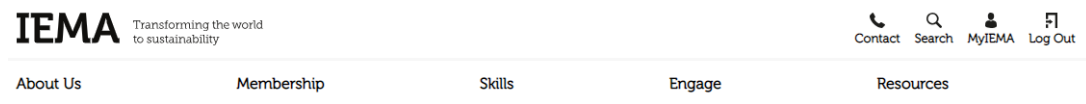
Welcome Dawn Elvidge | 07 Jan 2019 | sign out

Home Plans Evidence Reports Help

Current Progress for Dawn Elvidge (07/01/2019)		
Code	Competence Description	Progress
Fundamentals of Sustainability		
1	Outline the implications of global trends for the environment, for society, for the economy and for organisations	★★★★☆
Fundamentals Business and Governance Principles and Issues		
2	Outline sustainable business/governance principles and their relationship with organisations, products and services	★★★★☆
Fundamentals of Environmental Issues and Principles		
3	Outline environmental / socio-economic principles and their relationship with organisations, products and services	★★★★☆



# IEMA – Online Essential Reading



## Impact Assessment

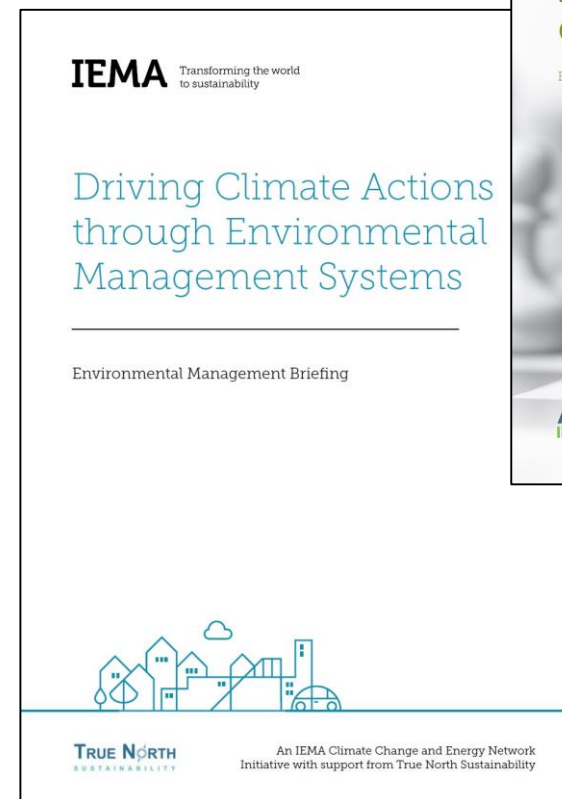
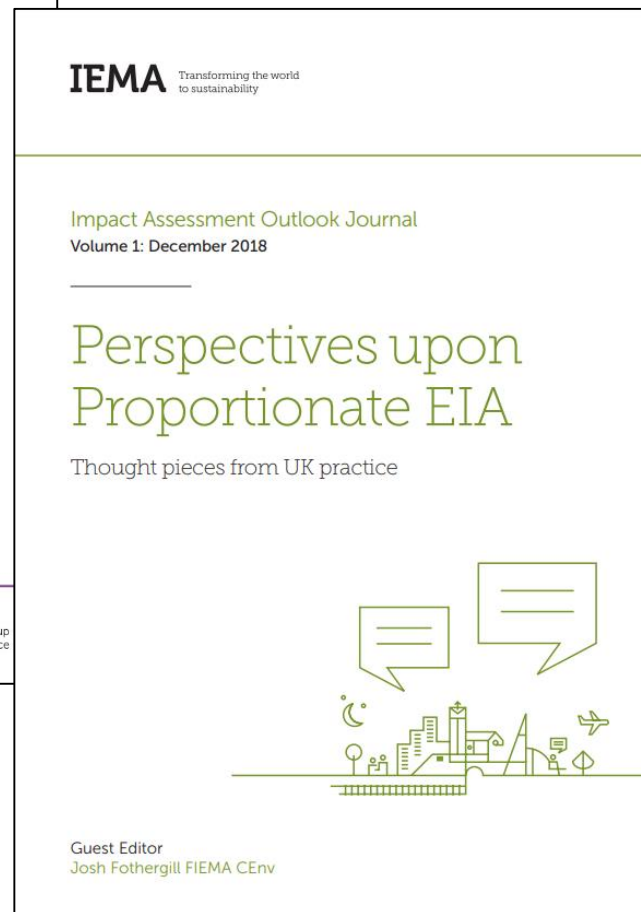
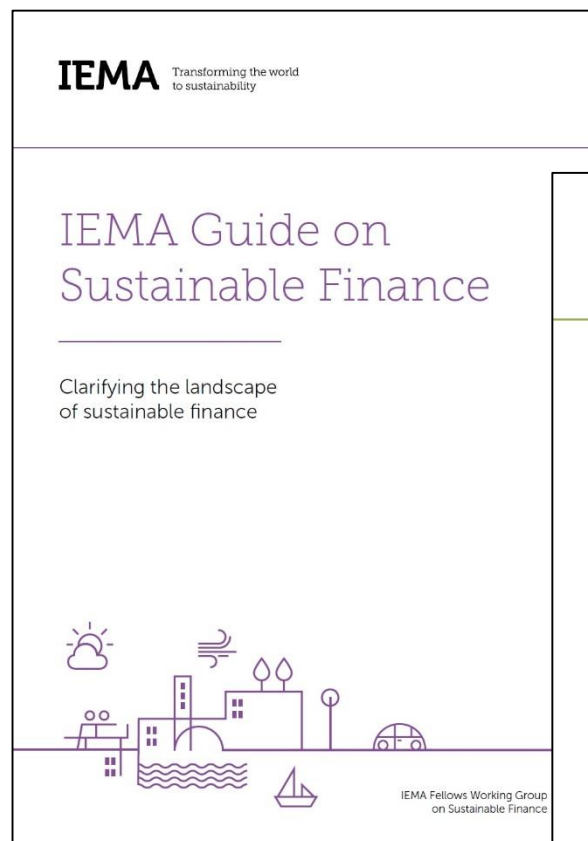


[www.iema.net/policy/iema-essential-reading/](http://www.iema.net/policy/iema-essential-reading/)

## Corporate Sustainability



# Key Recent Publications



# Thanks!

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 [@mbaxteriema](https://twitter.com/mbaxteriema)





# Questions and Answers



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**Peter Jones**  
Policy Officer



**Martin Baxter**  
Chief Policy Advisor



## Where next?

1. If you're interested in **upgrading your membership**, visit the membership pages on our website here: [www.iema.net/](http://www.iema.net/)
2. Join us for the online launch webinar on the **15<sup>th</sup> January (12.30-13.30)** of our new guidance document ***Driving Climate Actions Through ISO 14001:2015 and Environmental Management Systems***
3. Join us for the upcoming webinar on **Modern Slavery** on the **17<sup>th</sup> January**, presented by *Slave-Free Alliance*
4. Join us at a **regional event** near you for professional networking, seminars, site visits and more



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# Thanks for joining us

You'll be sent a link to a feedback survey, access to the slides & recording and links to book on to future webinars in the series.



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