

Swedish Land and Environment Courts



Geneva February
1989

Anders Bengtsson

Cases handled by the Swedish Land and Environment Courts

- **Permit cases (first instance)**
 - Environmental harmful actions (major industries etc.)
 - Water actions
- **Appealed cases**
 - The Environmental Code
 - The Planning and Buildings Act
 - Cases related to land - property
- **Imposition of conditional fines (first instance)**
 - The Environmental Code
 - The Planning and Buildings Act
- **Disputes (first instance)**
 - Compensation
 - Damage
 - Compulsory purchase etc.
 - Payment obligation
- **Not criminal law**

Cases filed 2018 (1 January — 31 December)

- **Permit cases (first instance)**

- Environmental harmful actions (major industries etc.): 19
- Water actions: 72

- **Appealed cases**

- The Environmental Code: 633
- The Planning and Buildings Act: 621
- Cases related to land - property: 460

- **Imposition of conditional fines (first instance)**

- The Environmental Code: 196
- The Planning and Buildings Act: 54

- **Disputes (first instance)**

- Environmental Code (compensation/damage): 12
- Compulsory purchase etc.: 34
- Water/sewage-disputes: 60

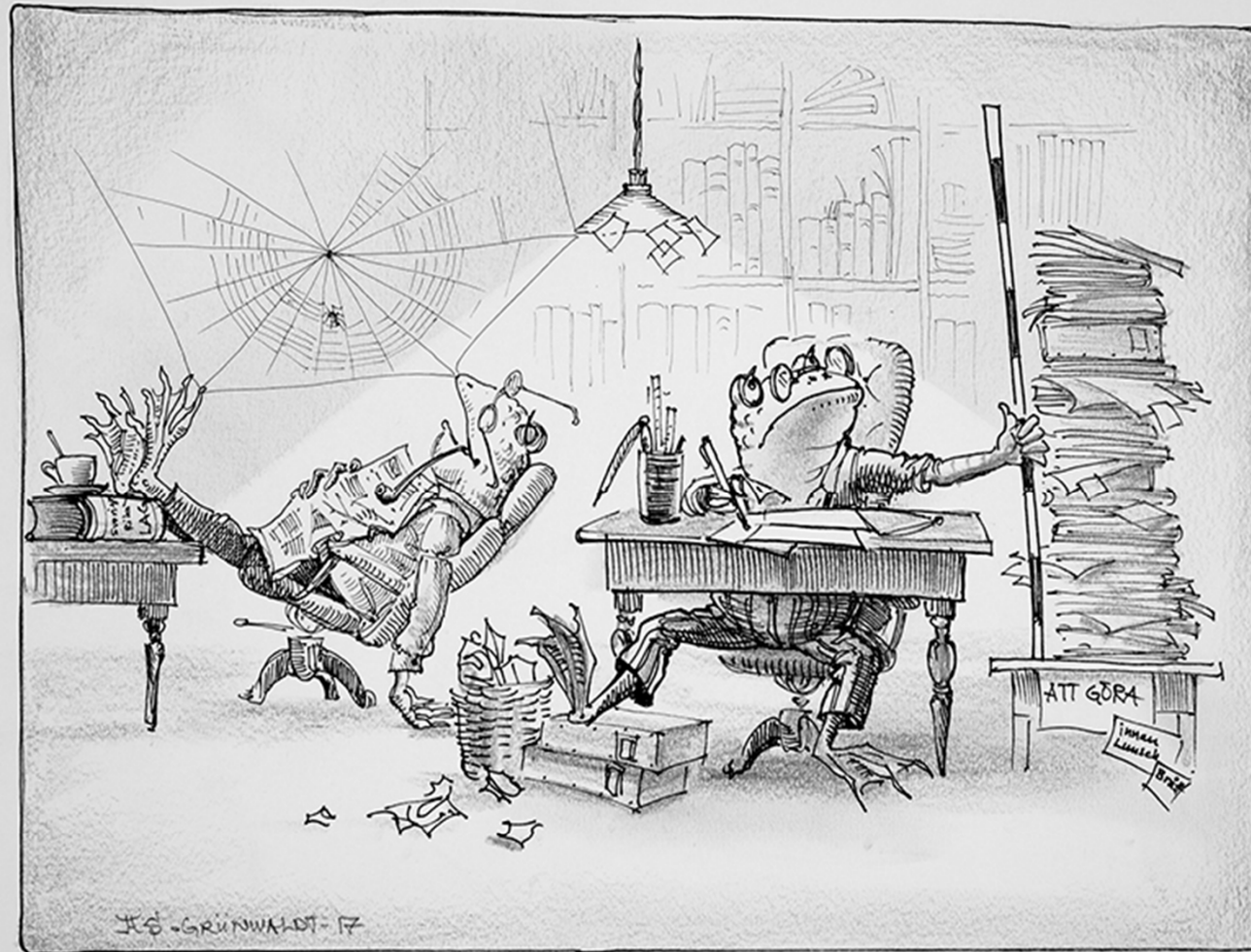
Some characteristics - administrative cases

- Ex officio principle - Inquisitoric procedure
- Reformatory procedure
- No court fee - no litigation costs (except in land disputes)
- No requirement to be represented by a lawyer
- Burden of proof
- Transparency

The Staff at the Land and Environment Court in Växjö

- **Judges (11)**
- **Technical judges (11)**
- **Specially appointed members - Layman judges**
 - The National Environment Protection Agency
 - The National Board of Housing, Building and Planning
 - Industrial, municipality, agricultural
- **Drafting law clerks (15)**
- **Court secretaries (11)**

Sharing of work!



Anders.bengtsson@dom.se