

Minimising the impact of aviation emissions: what way forward?
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Title presentation, name:

Standards in the Sky: Influence and Transparency of International Standards Incorporated in EU Aviation Policy

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Biography:

Annalisa Volpato is Assistant Professor of European Administrative Law at Maastricht University since September 2019. She obtained a double PhD in EU law at Maastricht University and University of Padova in 2018 and then she worked as lecturer in EU law at Maastricht University. Previously, she studied law at the Université de Louvain (Erasmus) and at the University of Padova, where she graduated cum laude. In 2014, she obtained an LLM in EU law at the College of Europe. Her research interests concern the institutional and administrative aspects of EU law, in particular the delegation of powers to EU institutions, EU agencies and standardisation bodies.

Mariolina Eliantonio is Professor of European and Comparative Administrative Law and Procedure at Maastricht University. Her research is focused on the enforcement of European law before national and EU courts. She does research specifically on the theme of access to court before national and European courts (with a special focus on environmental matters), on the Europeanisation process of national procedural administrative law and on the judicial review of the new modes of governance.

Abstract:

The aviation policy represents a remarkably interesting and complex policy field where the influence of international technical standards on the EU legal system is particularly relevant. The inherent transnational character of this sector indeed requires the EU legislator to adapt to the technical standards established at the international level by the International Civil Aviation Organization (ICAO), in particular to its Standards and Recommended Practices (SARPs) concerning the safety, the efficiency and the environmental impact of the civil aviation sector. Focusing the analysis on the standard on aviation emissions, the contribution aims at analysing the legal mechanisms according to which these standards are incorporated in different acts of the EU legal system, highlighting the plurality of levels and actors involved in the process. In the light of the comparison with the procedural guarantees established for European standardisation by Regulation 1025/2012 and for the exercise of the powers delegated to EASA, this legislative setup raises questions on transparency and openness, especially with regard to the participation of environmental protection associations, in the elaboration of the relevant international standards.