



STEERING COMMITTEE FOR CULTURE, HERITAGE AND LANDSCAPE (CDCPP)

CDCPP(2015)15

Strasbourg, 12 May 2015

4th meeting
Strasbourg, 1-3 June 2015

CONCLUSIONS OF THE 8th COUNCIL OF EUROPE CONFERENCE ON THE EUROPEAN LANDSCAPE CONVENTION (STRASBOURG 18-20 MARCH 2015)

DOCUMENT FOR DECISION

Item 5.3 of the draft Agenda

The Committee is invited:

- a) to take note of the Report of the 8th Conference of the Council of Europe on the European Landscape Convention (Strasbourg, 18-20 March 2015) and, in accordance with Article 10 of the European Landscape Convention, to transmit it to the Committee of Ministers;
- b) to examine the following texts adopted by the Conference and, if appropriate, to approve them for further consideration by the Committee of Ministers:
 - i) draft Recommendation on pedagogical material for landscape education in primary school;
 - ii) draft Recommendation on transfrontier landscapes;
 - iii) draft Protocol amending the European Landscape Convention;
- c) examine and adopt the programme of activities related to the European Landscape Convention, including the setting up of a working group of representatives of Contracting Parties and CDCPP members.

1. Report of the 8th Council of Europe Conference on the European Landscape Convention (Palais de l'Europe, Strasbourg, 18-20 March 2015)

The 8th Conference of the Council of Europe on the European Landscape Convention, organised in the framework of the Belgian Chairmanship of the Committee of Ministers of the Council of Europe, took place in Strasbourg on 18-20 March 2015.

The Conference reviewed the state of implementation of the Convention by the States Parties, examined a number of technical reports and adopted three texts for consideration by the CDCPP (see hereunder).

The full Report of the Conference and its addenda are available at the following web addresses:

Report: [Report](#) (CEP-CDCPP (2015) 34E)

<http://www.coe.int/t/dg4/cultureheritage/heritage/Landscape/ReunionConf/8eConference/CEP->

Addenda: [States-Add. 1](#) | [NGOs-Add. 2](#) (CEP-CDCPP (2015) 34E Add. 1 and 2)

[States-Add. 1](#) (CEP-CDCPP (2015) 34E Add. 1)

<http://www.coe.int/t/dg4/cultureheritage/heritage/landscape/reunionconf/8eConference/CEP->

[NGOs-Add. 2](#) (CEP-CDCPP (2015) 34E Add. 2)

<http://www.coe.int/t/dg4/cultureheritage/heritage/Landscape/ReunionConf/8eConference/CEP->

The agenda and other working documents are also available at the following web addresses:

http://www.coe.int/t/dg4/cultureheritage/heritage/Landscape/ReunionConf/8eConference/CEP-CDCPP-2015-OJ1_en.asp

The Committee is invited to take note.

2. Texts adopted on the occasion of the 8th Conference of the Council of Europe on the European Landscape Convention

The Conference examined, discussed and finally approved three texts for consideration by the CDCPP and further presentation to the Committee of Ministers: two draft recommendations and a draft Protocol amending the Convention. The fourth text – a draft Resolution by the Committee of Ministers – is submitted for information only, since the necessity of its adoption will depend on the entering into force of the Protocol.

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The first text is a draft Recommendation of the Committee of Ministers to member States on pedagogical material for landscape education in primary school. It aims at promoting educational activities in the landscape field, in accordance with article 6.B of the Convention. It supplements the recent recommendation by the Committee of Ministers on the promotion of landscape awareness (CM/Rec(2014)8).

The draft recommendation urges member States to make use of the document entitled Pedagogical material for landscape education in primary school [CDCPP (2015) 15 Add]. This document can be accessed at the following address:

http://www.coe.int/t/dg4/cultureheritage/heritage/Landscape/ReunionConf/8eConference/CEP-CDCPP-2015-15Add-6B_en.pdf

The Committee is invited to examine and if appropriate adopt the draft Recommendation for presentation to the Committee of Ministers.

COUNCIL OF EUROPE COMMITTEE OF MINISTERS

Draft Recommendation CM/Rec(2015)... of the Committee of Ministers to member States on pedagogical material for landscape education in primary school

*(Adopted by the Committee of Ministers on ... 2015,
at the ... meeting of the Ministers' Deputies)*

The Committee of Ministers of the Council of Europe, under the terms of Article 15.b of the Statute of the Council of Europe,

Considering that the aim of the Council of Europe is to achieve greater unity between its members for the purpose of safeguarding and realising the ideals and principles which are their common heritage;

Having regard to the European Landscape Convention (ETS No. 176, 2000);

Believing that the landscape is a key element of individual and social well-being and that its protection, management and planning entail rights and responsibilities for everyone;

Considering the aims of the European Landscape Convention and wishing to encourage its implementation;

Referring to Article 6.B of the European Landscape Convention on specific measures for training and education, which states that "Each Party undertakes to promote: ... school ... courses which, in the relevant subject areas, address the values attaching to landscapes and the issues raised by their protection, management and planning";

Recalling the principles laid out in Recommendation CM/Rec(2008)3 of the Committee of Ministers to member States on the guidelines for the implementation of the European Landscape Convention, according to which school curricula should foster children's awareness of and sensitivity to landscape;

Having regard to Recommendation CM/Rec(2014)8 of the Committee of Ministers to member States on promoting landscape awareness through education which considers that one of the aims of education is to train young people and equip them with a set of skills necessary for citizenship and democracy;

Asserting that educational activities in the landscape field are an excellent way of giving meaning to the future;

Recommends that the governments of member States make the document “Pedagogical material for landscape education in primary school” available as a source of inspiration and facilitate its dissemination and translation into other languages as appropriate.

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The second text is also a draft Recommendation by the Committee of Ministers to member States Parties to the European Landscape Convention, on the implementation of article 9 of the Convention on transfrontier landscapes. The text aims at encouraging member States and their local and regional authorities to work together and develop as appropriate joint programmes with neighbouring authorities for the purpose of protecting, managing and developing landscapes.

The CDCPP is invited to examine and if appropriate adopt the draft Recommendation for presentation to the Committee of Ministers. The Committee might consider the advisability of requesting other committees – such as the CDDG – to give their opinion on the text before its finalization.

COUNCIL OF EUROPE COMMITTEE OF MINISTERS

Draft Recommendation CM/Rec(2015)... of the Committee of Ministers to member States on the implementation of Article 9 of the European Landscape Convention on transfrontier landscapes

*(Adopted by the Committee of Ministers on ... 2015,
at the ... meeting of the Ministers' Deputies)*

The Committee of Ministers, under the terms of Article 15.b of the Statute of the Council of Europe,

Considering that the aim of the Council of Europe is to achieve a greater unity between its members for the purpose of safeguarding and realising the ideals and principles which are their common heritage,

Having regard to the European Landscape Convention (ETS No. 176, 2000),

Considering Article 9 of the said Convention on transfrontier landscapes which states that “The Parties shall encourage transfrontier co-operation on local and regional level and, wherever necessary, prepare and implement joint landscape programmes”,

Referring to the European Outline Convention on Transfrontier Co-operation between Territorial Communities or Authorities (ETS No. 106, 1980) and its additional protocols,

Bearing in mind the European Charter of Local Self-Government (ETS No. 122, 1985),

Considering that transfrontier landscapes bear witness to geographical continuity, historic events and the human and cultural relationships that have been forged over time,

Eager to raise greater awareness on both sides of the border of the landscape values of the areas concerned and to promote transfrontier co-operation focusing on landscapes,

Wishing to involve and bring together elected representatives, professionals, the local population and other stakeholders taking action for the protection, management and development of these transfrontier landscapes,

Considering that it is important for appropriate consideration to be given to landscape and its environmental, cultural, social and economic values as a development factor for local societies,

1. Recommends that the States Parties to the European Landscape Convention promote co-operation focusing on transfrontier landscapes by encouraging local and regional authorities to work together to draw up, where appropriate, joint landscape-enhancement programmes for implementation of Article 9 of the European Landscape Convention on transfrontier landscapes;

2. Calls on the Parties concerned to inform the other Parties to the Convention, in the framework of the Council of Europe Information System on the European Landscape Convention, of the co-operation programmes drawn up and put in place in order to foster an exchange of experience between the Parties.

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The third text prepared by the Conference is a draft Protocol amending the European Landscape Convention. The purpose of the Protocol is to enable non-European States to accede to the European Landscape Convention. It is recalled that at its previous meeting in April 2014 the CDCPP had a debate on this issue and that the vast majority of its members did not take a position on it.

The accession of non-European States to the Convention will be possible – according to the conditions and following the procedures established by the Protocol itself – only after all Parties to the Convention have ratified the Protocol. This period, which may be very long, could be reduced to two years, unless a Party to the Convention has notified the Secretary General of the Council of Europe of an objection to its entry into force (Cf. Article 7, paragraph 4).

The Committee is invited to discuss the advisability of such a Protocol and, if its conclusion is positive, to transmit the draft to the Committee of Ministers for adoption and opening for signature.

DRAFT PROTOCOL AMENDING THE EUROPEAN LANDSCAPE CONVENTION (CETS No 176, 2000)

The member States of the Council of Europe and the other Parties to the European Landscape Convention (CETS No. 176), hereinafter referred to as “the Convention”,

Wishing to promote European co-operation with non-European States who wish to implement the provisions of the Convention,

Have agreed as follows:

Article 1

1. In the Preamble, a new paragraph is added after paragraph 5:

“Aware, in general, of the importance of the landscape at global level as an essential component of human being’s surroundings;”

2. In the Preamble, a new paragraph is added after the original paragraph 12 (new paragraph 13):

“Wishing to enable the application of the values and principles formulated in the Convention to non-European States who so desire;”

Article 2

The text of Article 3 of the Convention shall be replaced by the following:

“The aims of this Convention are to promote landscape protection, management and planning, and to organise co-operation between the Parties.”

Article 3

Paragraph C.2 of Article 6 of the Convention shall be replaced by the following:

“These identification and assessment procedures shall be guided by the exchanges of experience and methodology, organised between the Parties at international level pursuant to Article 8.”

Article 4

The title of Chapter III of the Convention shall be changed to the following:

“Chapter III – Co-operation between the Parties”

Article 5

Paragraph 1 of Article 11 of the Convention shall be replaced by the following:

“The Landscape award of the Council of Europe is a distinction which may be conferred on local and regional authorities and their groupings that have instituted, as part of the landscape policy of a Party to this Convention, a policy or measures to protect, manage and/or plan their landscape, which have proved lastingly effective and can thus serve as an example to other territorial authorities **of the Parties**. The distinction may be also conferred on non-governmental organisations having made particularly remarkable contributions to landscape protection, management or planning.”

Article 6

Paragraph 1 of Article 14 of the Convention shall be replaced by the following:

“After the entry into force of this Convention, the Committee of Ministers of the Council of Europe may invite the European Union and any State which is not a member of the Council of Europe, to accede to the Convention by a majority decision as provided in Article 20.d of the Council of Europe Statute, and by the unanimous vote of the States parties entitled to hold seats in the Committee of Ministers.”

Article 7 Ratification, acceptance or approval, entry into force

1. This Protocol shall be open for ratification, acceptance or approval by the Parties to the Convention.
2. Instruments of ratification, acceptance or approval shall be deposited with the Secretary General of the Council of Europe.
3. This Protocol shall enter into force on the first day of the month following the expiration of a period of three months after the date on which all Parties to the Convention have expressed their consent to be bound by the Protocol, in accordance with the provisions of this Article.
4. However, this Protocol shall enter into force following the expiry of a period of two years after the date on which it has been opened to ratification, acceptance or approval, unless a Party to the Convention has notified the Secretary General of the Council of Europe of an objection to its entry into force. The right to make an objection shall be reserved to those States or the European Union which were Parties to the Convention at the date of opening for signature of this Protocol.
5. Should such an objection be notified, the Protocol shall enter into force on the first day of the month following the date on which the Party to the Convention which has notified the objection has

deposited its instrument of ratification, acceptance or approval with the Secretary General of the Council of Europe.

Article 8 Notification

The Secretary General of the Council of Europe shall notify the member States of the Council of Europe, any State or the European Union having acceded to the Convention:

- a. any signature;
- b. the deposit of any instrument of ratification, acceptance, approval or accession;
- c. the date of entry into force of this Protocol, in accordance with Article 3;
- d. any other act, notification or communication relating to this Protocol.

In witness whereof, the undersigned, being duly authorised thereto, have signed this Protocol.

Done at Strasbourg, this ... day of ..., in English and French, both texts being equally authentic, in a single copy which shall be deposited in the archives of the Council of Europe. The Secretary General of the Council of Europe shall transmit certified copies to each member State of the Council of Europe and to any State or to the European Union having acceded to the Convention.

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The fourth text adopted by the Conference¹ is a draft Resolution by the Committee of Ministers amending Resolution CM/Res(2008)3 on the rules governing the Landscape Award of the Council of Europe. This Resolution is amended in order to allow all Parties to participate in the Award procedure if and when the Protocol amending the Convention would enter into force. At this stage, the text is presented for information only.

DRAFT RESOLUTION CM/RES(20..)XX AMENDING RESOLUTION CM/RES(2008)3 ON THE RULES GOVERNING THE LANDSCAPE AWARD OF THE COUNCIL OF EUROPE

*(Adopted by the Committee of Ministers on ...
at the ... meeting of the Ministers' Deputies)*

The Committee of Ministers,

Considering the Protocol amending the European Landscape Convention (ETS No. 176, 2000),

Resolves as follows:

Article 1

Littera c of Article 1 of Resolution CM/Res(2008)3 shall be amended to read as follows:

“c. The award also helps to make people more aware of the importance of landscapes for human development, consolidation of the **values promoted by the Council of Europe** and the well-being of individuals and society as a whole. It fosters public participation in the decision-making process concerning landscape policies.”

¹ An additional amendment mentioned in Article 3, was proposed by the Jury of the 4th Session of the Landscape Award of the Council of Europe on the occasion of its meeting held in Strasbourg on 16-17 April 2015 (document CEP-CDCPP (2015) 36E, item 9).

Article 2

Article 2 of Resolution CM/Res(2008)3 shall be amended to read as follows:

“In accordance with Article 11, paragraph 1, of the Convention, the following may be candidates for the award: local or regional authorities and their groupings that have instituted, as part of the landscape policy of a party to this Convention, a policy or measures to protect, manage and/or plan their landscape, which have proved lastingly effective and can thus serve as an example to other territorial authorities **of the Parties**. Non-governmental organisations having made particularly remarkable contributions to landscape protection, management or planning may also be candidates.”

Article 3

Article 3 of Resolution CM/Res(2008)3 shall be amended to read as follows:

“Each Party may submit one candidature to the Secretary General of the Council of Europe. **Transfrontier projects can be presented jointly by the Parties concerned.**”

Article 4

This resolution shall come into force on the date of the entry into force of the Protocol amending the European Landscape Convention.

3. Work Programme and terms of reference

The Conference finally examined the activities that member States could implement in the framework of the Council of Europe and the CDCPP's own terms of reference, with a view to promoting the implementation of the European Landscape Convention.

The Committee is invited to examine the following list of activities, amend it as it deems appropriate, and agree that they be implemented within the limits of the budgetary appropriations voted by the Committee of Ministers or having recourse to earmarked voluntary contributions.

The Committee is also invited to agree to the setting up of a Working Group made up of representatives of States Parties to the Convention, for the purpose of exchanging information, facilitating the implementation of the Convention and preparing the various technical meetings linked to the Convention (workshops and conferences).

The CDCPP is invited to appoint three of its members to sit in the Working Group.

Draft Work Programme on the European Landscape Convention for 2015-2017²

Main objectives of the Work Programme are to maintain and deepen dialogue and cooperation between public authorities and civil society for the implementation of the European Landscape Convention by:

1. Organising biennial Conferences of the Council of Europe on the European Landscape Convention (to be referred in the terms of reference of the CDCPP) and organising, at least one workshop for the implementation of the Convention every year.
2. Continuing the work (maintenance and up-dating) with the Information System of the Council of Europe European Landscape Convention (ELC L6) and launching the 2nd Phase of development tools.
3. Continuing the Sessions of the Council of Europe's Landscape Award
4. Establishing a Working group to explore the different possibilities of the Council of Europe and the States Parties to progress in the implementation of the European Landscape Convention and emphasize its contribution to democracy, well-being, socio-cultural diversity and inclusion in Europe, namely by continuing the preparation of thematic reports, contributing to the preparation of the programmes of the conferences and the workshops, following the progress of L6.

The Working group is also asked, supported by expertise³, to explore the different possibilities of the Council of Europe and the States Parties to give more visibility to the European Landscape Convention and the work of the Council Europe's Landscape (Landscape Award of the Council of Europe, thematic reports, etc.)

5. Developing pedagogical material for secondary school (within a working group) and considering how to develop higher education and training for professionals in line with the Convention.
6. Establishing a working group, supported by expertise, on "Landscape and democracy" to follow up the report "Landscape and democracy: prospects", in order to prepare an issue paper (taking into consideration the contribution of natural and cultural heritage and culture, as an expression of the social, economic, ecological, cultural and spatial diversity and identity of territories).

² The Work programme is proposed to cover the period between the 8th and the 9th Conference of the Council of Europe on the European Landscape Convention

³ This support by expertise is going to be more on the basis of "brainstorming sessions".

7. Developing a common action on the three pillars of the CDCPP, using, namely, available methods on horizontal and vertical co-operation and broadly based participation (walks, discussions, photos, etc.) based on a joint reflection paper that could possibly finish with a workshop.

Draft Terms of reference of the Working Group for the implementation of the European Landscape Convention

Objectives: The Working group for the implementation of ELC is to explore the different possibilities of the Council of Europe and the States Parties to progress in the implementation of the European Landscape Convention and emphasize its contribution to democracy, well-being, socio-cultural diversity and inclusion in Europe, namely by making sure that the Work programme on the European Landscape Convention is followed up and by continuing the preparation of thematic reports, contributing to the preparation of the programmes of the conferences and the workshops, following the progress of the Information System ELC L6.

The Working group shall also, supported by experts, explore the different possibilities of the Council of Europe and the States Parties to give more visibility to the European Landscape Convention and the work of the Council Europe's Landscape (Landscape Award of the Council of Europe, thematic reports, etc.)

Duration: The working group is being set up for the duration of the CDCPP committee, until 31 December 2015 and, subject to the continuation of the CDCPP, until the expiry of the terms of reference of the next committee.

Programme: Two working meetings are to be held in 2016, and another two in 2017, before the 9th Council of Europe Conference on the European Landscape Convention (Strasbourg, 2017) and the Steering Committee for Culture, Heritage and Landscape (CDCPP) Meeting.

Members: The working group will be set up with the following membership:

- the Chair of the Council of Europe Conference on the European Landscape Convention;
- the Vice-Chair of the Conference;
- the previous Chair of the Conference;
- three additional members of the Conference designated by the CDCPP based on proposals from the member States.

The Secretariat will, when necessary, commission experts to write reports or to collect useful information for inclusion in working files on projects or on the working group's priority themes, in order to facilitate and simplify the group's work. External experts or representatives who can contribute additional useful information to the discussion may be invited to the working meetings.
