



Monday 9 December 2019 H 18:00 - 20:00 - Padiglione 9 - Italy

A EUROPEAN CRIMINAL COURT OF HEALTH AND ENVIRONMENT  
AGAINST  
CLIMATE CHANGE  
FOR A SUSTAINABLE DEVELOPMENT

Madrid, 9 December 2019

## CONCLUSIONS

- 10 July 2010, I presented the Court Project before the ENVI Commission at the EP: at the same time a disaster was transmitted live on the web following the explosion and sinking of the Deepwater Horizon offshore oil platform;
- The so-called black tide was still visible and in place in the Persian Gulf, not only the sea spill but also the deposit on the seabed- of an enormous quantity of oil, caused by the drilling of the deepest hydrocarbon well in the world. This was the most serious environmental disaster in American history, by far more than ten times than the Exxon Valdez oil tanker in 1989;

**The spill-started on 10 April 2010 and ended only on 4 August 2010.**

- **For all that disaster time anyone connected to the internet, could see how that disaster happened in the country which certainly was more technologically advanced, but powerless and without tools to stop immediately that source of terrible ecosystem destruction!;**
- **It was a further confirmation of the gravity of the environmental "problem" and the urgency to intervene, primarily by preparing a system of checks and sanctions that would guarantee effective justice.**

Today the destruction of the Amazonian forests confirms no longer the severity of the "problem" but the drama of the CLIMATE CHANGE and if there is someone who minimizes the effects of the Amazon disaster, then we must also bear in mind the importance of historical memory .

If we do not act, we should then really remember the deep truth of that old indian saying *who says he has understand and does nothing, then he has understood, nothing*

**SO:**

-We need to scientifically and institutionally ensure that some "reassuring evaluations" are or less detailed by own interest, as it happened, for example, in Bhopal where some products like the Sevin, published for safe pesticides, caused a disaster, a human tragedy, with more than half a million of wounded and / or contaminated and thousands of dead including the poisoning of an area that it is still today contaminated and source of diseases;

- standards should be adopted by member states to guarantee effective justice, strengthening penal sanctions for criminal actions that damage the environment and by establishing a system that guarantees the immediate intervention of national courts;

- Investigations to determine the responsibilities, which are then, followed by disciplinary actions which are discouraging behavior-culpably negligent behavior by the Magistrates;

- The new environmental justice system must 'operate' under the control and the "supervision" of the new court that will be able to collaborate with the magistrates and the national, european and international police forces, that can be replaced in the way of supplement to the national magistrates in the event of their inactivity or insufficient intervention

- Then, we cannot disagree with TIMMERMANS: "YOU NEED TO ACT NOW".

THE "WHAT TO DO" IS SIMPLE!

A) «**TIME FOR ACTION**», "ACT NOW" by promoting the procedure for the approval and entry into force of a community regulation giving thus imposing to all eu states its forecast of the **CRIME OF ENVIRONMENTAL CLIMATE DISASTER**, with the prediction of a minimum penalty of 10 years of imprisonment for the hypothesis of the gross negligence and of 20 years for the hypothesis of intentional crime and with some additional obligationsth and in compliance with the principles of

- PRECAUTION;
- PREVENTION;
- POLLUTER PAYS;
- SUSTAINABILITY;
- CORRECTION;
- CIRCULAR ECONOMY

A1) the offence is aggravated if there has been no compensation for the damage and, where possible, environmental restoration;

A 2) in the case of a company at the act of the authorization for the exercise of the activity a fund is warranted for any damage to health and the environment;

A 3) in the case of a company, a financial penalty of up to 20% of the turnover may also be addressed;

B) «**TIME FOR ACTION**», "ACT NOW" immediately establishing the legal-scientific commission (see [www.court4planet.eu](http://www.court4planet.eu) and [www.iaes.info](http://www.iaes.info)) which it could be able if asked to write the statute of the Court also by hearing the public and private subjects who requested it and in agreement with the EC;

C) «**TIME FOR ACTION**», "ACT NOW" immediately starting the procedure for the establishment of the Court in Venice;

D) «**TIME FOR ACTION**», "ACT NOW", by keeping in mind how to combat the CLIMATE CHANGE a truly eco-sustainable policy must be anchored to three factors "E", «Economy, Ecology, Equity», remembering that -as Colin Powell said- poverty (absence of resources in Economics), environmental degradation [alteration of ecosystems (Ecology)] and despair (social in-Equity) are destructors of person, of society, of nations, of peoples;

E) «**TIME FOR ACTION**», "ACT NOW" to then aim to counter the current dramatic situation in which "one in three people in the world is without safe drinking water", with "biblical" climate migrations also related to an increase in armed conflicts up to 26% as a result of the increase in global temperature;

F) «**TIME FOR ACTION**», "ACT NOW" and therefore aim to achieve an eco-sustainable development the action of man shall have to be in harmony with nature, realizing that functional unity described by the convention on biodiversity, adopted in rio de janeiro on January 6, 1992 [ "The expression <the ecosystem> means a dynamic complex formed by communities of plants, animals and micro-organisms and their non-living environment, which, thanks to their interaction, constitute a FUNCTIONAL UNIT"].

**G) «TIME FOR ACTION», "ACT NOW" AGAINST VAT FRAUD.**

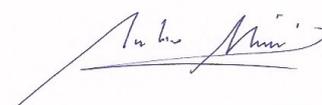
**THIS TYPE OF FRAUD IS OFTEN PERPETRATED THROUGH THE USE OF PERSONS, INCLUDING MINORS WHO WORK UNDERGROUND IN INHUMANE CONDITIONS AND IN HIDING, WITH SERIOUS HEALTH PROBLEMS AND ABSOLUTE ENVIRONMENTAL UNHEALTHINESS. THESE FRAUDS OFTEN HIDE A REAL HUMAN TRAFFICKING, IT INVOLVES AND PRODUCES DUMPING OF VARIOUS TYPES.**

**A FURTHER OBJECTIVE OF THE NEW COURT WOULD BE TO ACTIONS AGAINST THE ABOVE MENTIONED CRIMES OBVIOUSLY, WITH THE IMPORTANT COOPERATION AND USE OF EUROJUST AND INTERPOL**

We need to recognise that if the above is not be realised, if this proposal, as it started almost 20 years ago in Venice and strongly welcomed as the hope of communities and institutions of different continents, then, sadly and dramatically, we will have to "photograph - record" a point of "no return" by 2030 which will result as a strong acceleration towards the end of our mother earth and then really someone will have to say:

**" I DID NOT UNDERSTAND ANYTHING! "**

Antonino Abrami



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Emeritus Professor of University of Nova Gorica  
Formerly Judge of Supreme Court of Cassation  
Formerly first Jean Monnet Chair (Environmental Community Law - University of Urbino)