CNDP legislation

- Independent authority, (same statute as the stock exchange regulation authority).

- 21 members, appointed by their own org., one meeting each month:
  - Elect members of every level of government
  - Associations for environmental protection, Unions, professional org.
  - Magistrates from every type of court

- Bureau, chairman and two vice-chairmen, appointed by the government.

- Secretariat of six people; specific budget; annual activity report, www.debatpublic.fr

- Seizing:
  - Infrastructure projects > 300M€, mandatory to the owner
  - Projects between 150M and 300M€: one registered association, one concerned local government, ten elect members of any government

- Decision:
  - Public debate: Yes or No.
  - If yes: appointment of a CPDP, in charge of organisation and conduct
  - About 60 debates since 2002

- Account by CPDP chairman, without any personal advice on the project

- Three months after, the project owner publicizes its decision, and justifies it in front of the account
Practice: nuclear waste (HAVL) management

- Preparation with stakeholders (Jan. Sept. 2005); unfolding (Sept. 2005 to Jan. 2006, 4 months):
- 16 Public meetings, open hearings or thematic discussion, 3000 attendees.
- Transparency: CPDP Website; Contradictorily designed exposition (40000 visitors); Debate Initialisation by report from nuclear institutions and counter report by associative experts.
- Stakeholders empowerment:
  - Memoranda (more than 30, edited and dispatched by CPDP)
  - Counter Experts designated by associations
  - Contradictory working group for HAVL scenarios, including in case of outing from nuclear energy at different dates.
- Every thing paid for by the project, total cost 2.5 Million€
Nuclear waste debate : results

• The account (Feb. 2006)
  – Time : 15 years more
  – Scope : every nuclear matters management
  – Territorial justice
  – Reversibility
  – Alternative strategy : perennial storage

• Parliament (May 2006)
  – Ten years more “to be sure”
  – Transparency : specific law, encompassing nuclear matters as a whole
  – HAVL wastes : law
    • Research program
    • Funds reservation by EDF
    • Reversibility 100 years
    • New debate before final decision
  – No to alternative strategy, the preference for clear-cut solution : geological repository

• Its presentation (March)
  • OPECST (parliament)
  • Ministries (CEA)
  • Economic and social council
  • “No to repository, here and elsewhere” associations in Bar le Duc
To enhance effectiveness of civil society involvement: changes in the institutions response to public debate

• A stand prone to compromise:
  • Don’t decide before debating or “No debate” from CNDP;
  • After, implement a plural, follow up working group (introduced in the law).

• Research about the revolving critics
  • Small doses effect on health, from various sources
  • Forecast models
  • etc.

• PD as an incremental, bottom up process.
  • Nanotechnologies: the difficulties of top down approach
  • Take advantage in several sectors of multiplication of project debates to draw synthesis through generic ones. Nuclear should be the case.