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RENEWABLE ENERGY DISPUTES IN EUROPE



UNIVERSITY OF
EASTERN FINLAND

OVERVIEW OF THE PRESENTATION

- RENEWABLE ENERGY IN EUROPEAN UNION
- RENEWABLE ENERGY DISPUTES
 - PUBLIC INTERNATIONAL LAW –DISPUTES
 - EU LAW DISPUTES
 - PRIVATE COMMERCIAL DISPUTES
- COMMON ELEMENTS?

RENEWABLE ENERGY IN EUROPEAN UNION

- 20-20-20 BY 2020
 - 20 % OF RENEWABLE ENERGY BY 2020
 - 30 % BY 2030?
 - PRIORITY OR GUARANTEED ACCESS

- NATIONAL SUBSIDY SCHEMES

DISPUTES IN THE AREA OF PUBLIC INTERNATIONAL LAW

- WTO:

- *Dispute DS412, Canada — Certain Measures Affecting the Renewable Energy Generation Sector*
- *Dispute DS452, European Union and Certain Member States — Certain Measures Affecting the Renewable Energy Generation Sector*

- INVESTMENT DISPUTES:

- 11 against Spain (limits on hours, new method of calculation, taxation and more)
- 7 against Czech Republic (Taxation measure)

DISPUTES IN THE AREA OF EUROPEAN UNION LAW

- Ålands Vindkraft
- Essent

DISPUTES IN THE AREA OF PRIVATE OR CONTRACT LAW

- Grid connections
- Quality of material

COMMON ELEMENTS?

- HAVE TO DO WITH:
 - REGULATORY FRAMEWORKS
 - SCALE OF ACTIVITIES

- DECISIONS SEEM TO:
 - AVOID FAR REACHING CONCLUSIONS IN CENTRAL ELEMENTS OF A FIT

- BUT DO THESE REALLY DIFFER FROM OTHER ENERGY DISPUTES?



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