

DOCTORAL THESIS IN BRIEF

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*Legislation on the control of
 environmental pollution caused by
 activities of craft villages in Vietnam
 today*

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Craft village is an organizational model of economic activity deeply engraved with culture of each country. Vietnam is an agricultural country, so craft villages play a very important role. However, the development of craft villages in our country today is giving negative consequences including pollution. Environmental pollution control in craft villages in Vietnam has always been the subject of research by experts and discussed at many different angles. Good environmental pollution control will promote and enhance the accessibility of craft villages to external capital investments, contributing positively to the improvement of their economic, cultural and tourism values as well as ensuring their sustainable development and Vietnam's economy. In that sense, the author has chosen the theme "Legislation on the control of environmental pollution caused by activities of craft villages in Vietnam today" for his thesis.

Besides the introduction, conclusion, references and appendices, the thesis consists of 4 chapters.

Chapter 1 gives *an overview of the situation of research, theoretical basis and research methods.*

Chapter 2 *clarifies arguments about controlling environmental pollution caused by activities of craft villages in Vietnam.*

Craft village is understood as a place associated with a community, creating traditional products and of which production is primarily done manually. The products to be considered as traditional products should be defined legally as fulfilling completely the following conditions: Product has to meet the domestic market and can be exported to foreign markets with high economic and culture values; Product is manufactured manually; Product must have natural properties by region, produced by traditional techniques and materials, construction materials ...

Environmental pollution caused by activities of craft villages in Vietnam is a collection of many forms of pollution generated from households, business and production facilities, services which are small scale, spontaneous and with different technology models.

Environmental pollution is fragmented, interwoven with residents' living areas; deeply engraved with characteristics of the production, business activities by industry and type of product; violates environmental technical regulations issued by competent State agencies and applicable to craft villages; causes adverse effects on the elements of the environment in craft villages as water, air environment, soil... Hence, the need for environmental pollution control in craft villages is enormous, aiming to prevent and control environmental pollution, contributing to enhance the effectiveness of operational management and environmental protection in general.

To implement the control of environmental pollution caused by activities of craft villages in Vietnam, the thesis states some basic content of the legal framework including: *First*, the regulations on planning craft villages associated with environmental pollution control. *Second*, the regulations on the development and management of environmental data in the craft villages. *Third*, the regulations on environmental impact assessment and environmental protection commitment in craft villages. *Fourth*, the regulations on the enactment and application of the specific technical system of environment for craft villages. *Fifth*, the regulations on waste management

in craft villages. *Sixth*, the regulations on responsibilities for environmental pollution control at business, production and services facilities in craft villages. *Seventh*, the regulations on the responsibilities and obligations of the State agencies and communities in environmental pollution control in craft villages. *Eighth*, the regulations on sanctions for violations of legislation on the control of environmental pollution in craft villages. Besides, in order to ensure enforcement of controlling environmental pollution caused by activities of craft villages in Vietnam, when developing, promulgating and implementing, it is essential to clearly identify requirements and unforeseen factors (economics, politics, customs, international integration) impacting on legislation on the control of environmental pollution caused by activities of craft villages in Vietnam. These factors are the basis for the analysis and comments of specific legal framework as well as the implementation of the legislation on the control of environmental pollution caused by activities of craft villages in Vietnam.

Chapter 3 assesses *the current status of legislation on the control of environmental pollution caused by activities of craft villages in Vietnam* based on analyzing the regulations (8 regulation presented in Chapter 2) of the legislation on the control of

environmental pollution caused by activities of craft villages in Vietnam today as well as the current situation and cause of the application of these regulations in practice. Thereby, the thesis believes that the current legal regulations on environmental pollution control in craft villages in our country have not developed a complete legal framework in this area. In fact, management and environmental activities in Vietnam begun to develop mechanism of pollution control in craft villages since the 1990s when this request emerged and was shown in the first law on environmental protection in our country in 1993. Later, the importance of environmental pollution control in craft villages was identified in the Law on Environmental Protection (2005) and a number of other important legal texts in this field. Studying the application of these regulations in practice shows the results achieved and also finds many weaknesses and shortcomings needed to be overcome and resolved.

From the above analysis, the thesis specifies the control of environmental pollution caused by activities of craft villages in Vietnam is still lenient, environmental pollution in craft villages is increasingly serious, the subjects are not interested to the sustainable development of craft villages, the majority just pay attention to rapid profit, promote economic benefits, influencing the environmental

rights of local communities, causing environmental pollution, serious environmental degradation and lack of institution to control pollution in craft villages, hence the environmental control is not really effective. But when environmental pollution in Vietnam is becoming more and more serious, the institutions to control pollution will become an important tool to protect elements of the environment and people's health in the craft village areas. Therefore, the introduction of specific measures to improve the legislation on the control of environmental pollution caused by activities of craft villages in Vietnam is a critical requirement for the legislator.

Based on previous studies, chapter 4 identifies the views and orientation to improve the legal system as well as the applicable legislation on the control of pollution in craft villages in Vietnam, thereby giving the three groups of *solution for improving legislation on the control of environmental pollution caused by activities of craft villages in Vietnam* which are both immediate and long-term in order to partly meet the requirements to improve the effectiveness and effectively control environmental pollution in craft villages in Vietnam, namely:

- The solutions for improving content of legislation on the control of environmental pollution, namely: Improving the regulations on planning

craft villages associated with environmental pollution control, the regulations on environmental data in the craft villages, on environmental impact assessment, environmental protection commitment applicable for craft villages, on waste management in craft villages, on the technical system of environment applicable to craft villages and on handling violations of legislation on the control of environmental pollution in craft villages. It is proposed to develop of a separate Decree on regulating environmental pollution control.

- The solutions for enforcement of environmental pollution control: Improving the mechanism of State management in environmental pollution control; Focusing on disseminating regulations on environmental pollution control.

- Some other solutions to improve the efficiency of environmental pollution control: 1/to improve monitoring capacity of communities; 2/to promote socialization of environmental protection activities, including pollution control; 3/to study measures to encourage the application of advanced science and technology in production, business in craft villages; 4/to strengthen international cooperation in the formulation and promulgation of legislation to control environmental pollution.

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