

EWA NEWSLETTER

Issue 5/2022

Water Framework Directive: "non-deterioration" Key judgment by the Court of Justice of the EU



The key provisions of the environmental objective of the Water Framework Directive is the objective of 'good status' linked to a non-deterioration clause (Article 4(1)).

The Court of Justice has in June 2022 delivered a landmark judgment on this crucial issue of good status plus non-deterioration, upon request for a preliminary judgment by the Conseil d'Etat of the French Republic. The Court underlined again that this provision of the Directive is an operational and binding obligation in any permit procedure.