

19 January 2008

**EUROPEAN NETWORK OF UNIVERSITIES FOR THE IMPLEMENTATION OF THE
EUROPEAN LANDSCAPE CONVENTION**

STATUTE¹
(FINAL CONSTITUENT ACT)

On 19 January 2008, in Florence, Italy, the following persons met at *Villa Medicea di Careggi*, Viale G. Pieraccini n. 17:

1. Prof. Florencio Zoido, born in Monesterio on 17 October 1947, representing: **Universidad Internacional de Andalucía** (Spain), C/ Américo Vespucio, 2 Monasterio de la Cartuja - 41092 Sevonla, Fiscal identification number (FIN): 7350007-F.
2. Prof. Maria Goula, born in Thessaloniki on 23 October 1965, representing: **Escola Tècnica Superior d'Arquitectura de Barcelona - ETSAB, Univert Politècnica de Catalunya - UPC** (Spain), Avda. Diagonal 649, 08028, Barcelona, FIN: Q0818003F.
3. Prof. Pasquale Dal Sasso, born in Vico del Gargano on 14 October 1946, representing: **Università degli studi di Bari** (Italy), Piazza Umberto 1, Bari, FIN: 80002170720.
4. Prof. Massimo Sargolini, born in Sarnano on 17 January 1961, representing: **Università degli studi di Camerino** (Italy), Piazza Cavour 19/F - 62032 Camerino, FIN: 81001910439.
5. Prof. Sandro Rogari, born in Firenze on 26 February 1947, representing: **Università degli studi di Firenze** (Italy), piazza San Marco, 4 – 50121 Firenze, FIN: 01279680480.
6. Prof. Anna Elisa Calcagno, born in Genova on 29 July 1935, representing: **Università degli studi di Genova** (Italy), via Balbi, 5 – 16126 Genova, C.F. 00754150100.
7. Prof. Josep Pinto, born in Terrassa on 7 July 1955, representing: **Universitat de Girona** (Spain), Plaça Sant Domènec, 3 - 17071-Girona, FIN: Q6750002E.
8. Prof. Juan Manuel Palerm Salazar, born in Santa Cruz de Tenerife on 8 April 1957, representing: **Universidad de Las Palmas de Gran Canaria** (Spain), C/Juan Quesada, nº 30 - 35001, Las Palmas de Gran Canaria, FIN: Q-3518001-G.
9. Prof. Rita Occhiuto, born in Roma on 6 June 1959, representing: **Intercommunale d'Enseignement Supérieur d'Architecture (IESA) – Institut Supérieur**

¹ The Italian version is the authentic version

d'Architecture Intercommunal (ISAI) – Liège, Mons, Bruxelles (Belgium), rue des Minimes, 87-89 – 1000 Bruxelles, FIN: 0233.855.023.

10. Prof. Ricard Pié Ninot, born in Barcelona on 19 September 1946, representing **Universidad de Málaga** - Escuela Técnica Superior de Arquitectura (Spain), Avda. Cervantes, 29071 Málaga, FIN:Q2918001E.
11. Prof. Maurizio Vogliazzo, born in Aosta on 12 November 1943, representing: **Politecnico di Monano** (Italy), piazza Leonardo Da Vinci, 32 – 20133 Milano, FIN: 80057930150;
12. Prof. Angela Besana, born in Mariano Comense on 11 April 1970, representing **Libera Università di Lingue e Comunicazione – IULM** (Italy), via Carlo Bo, 1 - 20143 Milano, FIN: 80071270153.
13. Dr. Giuseppina Pugliano, born in Napoli on 3 August 1967, representing: **Università degli Studi di Napoli “Parthenope”** represented by the Dipartimento di Scienze per l’Ambiente (Italy), via Acton, 38 – 80133 Napoli, FIN: 80018240632
14. Prof. Carmine Gambardella, born in Salerno on 25 August 1946, representing: **Seconda Università degli Studi di Napoli** (Italy), via Benedice, 10 - 81100 Caserta, FIN: 02044190615.
15. Arch. Agostino Di Lorenzo, born in Napoli on 12 May 1970, representing: **Università degli Studi Suor Orsola Benincasa – Napoli** (Italy), via Suor Orsola, 10 80135 Napoli, CF: 80040520639;
16. Dott.ssa Benedetta Castiglioni, born in Padova on 7 September 1966, representing: **Università degli Studi di Padova** (Italy), via 8 Febbraio 1848, 2 - 35122 Padova, FIN: 80006480281.
17. Dr. Riccardo Priore, born in Catania on 12 December 1965 representing: **Università degli studi di Palermo** (Italy), delegated by Prof. Marcella Aprile, born in Misilmeri on 22 February 1947, piazza Marina 61 - 90139 Palermo, FIN: 80023730825.
18. Prof. Maria Jose Dias Curado, born in S. Julião De Figueira Da Foz – Figueira Da Foz on 5 October 1969, representing: **Universidade do Porto** (Portugal), Praça Gomes Teixeira 4099-002 Porto, FIN: 501 413 197.
19. Prof. Massimo Giovannini, born in Roma on 6 August 1945, representing: **Università degli Studi di Reggio Calabria “Mediterranea”** (Italy), via Diana, 3 - 89125 Reggio Calabria, FIN: 80006510806
20. Prof. Florencio Zoido, born in Monesterio on 17 October 1947 representing: **Universidad de Sevilla** (Spain), C/ San Fernando, s/n. 41004 Sevilla, FIN: Q-4118001- I.
21. Prof. Roberto Gambino, born in Cuneo on 29 April 1935, representing: **Politecnico di Torino** (Italy), corso Duca degli Abruzzi, 24 – 10129 Torino, FIN: 00518460019.

22. Prof. Loretta Innocenti, born in Firenze on 29 January 1950, representing: **Università Ca' Foscari di Venezia** (Italy), Venezia Dorsoduro n. 3246, 30123 Venezia, FIN: 80007720271.
23. Prof. Carlo Magnani, born in Ferrara on 16 May 1950, representing: **Università IUAV di Venezia** (Italy), Santa Croce 191 Tolentini / 30135 Venezia, FIN: 80009280274.

Who, in consideration of the “Preliminary constitutional act”, approved in Florence, Italy on 26 May 2007 (cf. appendix 1), as *Founder Members*, by common agreement, stipulate and agree on the following:

Art. 1 – Constitution, denomination, principles

1. **“UNISCAPE - European Network of Universities for the Implementation of the European Landscape Convention”** (hereinafter, “UNISCAPE”), shall be freely constituted as a non commercial associative entity.
2. UNISCAPE shall base its activities on the following principles: the absence of profit objectives, the democratic nature of the structure, the elective character of the bodies, and anything else that may be required for the valid constitution of an association created as a non commercial associative entity.

Art. 2 – Members and Observers

1. *Members* of UNISCAPE shall comprise public and private universities or parts belonging to them, as well as consortia of universities or parts of these, regularly established within the territory of one of the Council of Europe’s member States.
2. Requests for adhesion to UNISCAPE shall:
 - a) be subscribed by qualified representatives belonging to legally entitled institutions;
 - b) explicitly attest the institution’s agreement to accept all provisions of the present Statute;
 - c) be addressed in a written request to the *President* of UNISCAPE.
3. Each *Member* shall be entitled to one vote no matter how many representatives it may have. The sum of the votes of the representatives of *Members* who belong to parts of the same university (or of the same consortium of universities) that haven’t adhered to UNISCAPE as a single university, shall equal to one.
4. UNISCAPE *Observers* are legally recognized public and private universities, as well as the European associations ENELC² and CIVILSCAPE³. In addition, other persons or entities may also be admitted as Observers if they submit their request in accordance with the procedure set forth in Article 2, paragraph 2 (c).

² *European Network of Local and Regional authorities for the implementation of the European Landscape Convention*

³ *European NGOs association in support of the European Landscape Convention* (in the process of being constituted).

5. *Member* and of *Observer* shall lose their title:

- a) by resignation;
- b) by expulsion, for having committed acts which in some way caused moral or material damage to UNISCAPE; ,
- c) if *Members* don't pay their annual financial contribution.

Art. 3 – Official headquarters

1. The legal and operative headquarters of the Association are at the following address: *Villa Medicea di Careggi, viale G. Pieraccini 17, Florence (Italy)*.
2. The establishment of further possible headquarters, branches, offices, etc., and the transfer of any existing headquarters, is to be decided upon by the competent UNISCAPE authorities, in agreement with the present statute.

Art. 4 – Duration, associative contribution

1. UNISCAPE is an association with an indefinite duration of time.
2. The Founder associative contribution for *Founder Members* amounts to 1,000 Euro.
3. The annual financial contribution for all *Members* amounts to 1,000 Euro. During the first year of UNISCAPE's foundation, the *Founder Members* are exempted from paying the annual financial contribution.
4. If more than one part of the same university (or of the same consortium of universities) that hasn't adhered to UNISCAPE as a single university decides to join UNISCAPE, the annual associative contribution outlined in paragraph 3. above must be divided equally amongst the aforementioned parts.

Art. 5 - Aim

1. The aim of the Association is to foster university co-operation on landscape issues, with reference to the principles and the values enshrined in the European Landscape Convention (ELC) – *international treaty adopted by the Council of Europe's Committee of Ministers on 19.07.2000 and opened for signature by the member States of the Council of Europe, in Florence (Italy), on 20.10.2000.*
2. In the framework of the aforementioned co-operation, specific attention is given to Articles 5, 6 and 8 of the ELC.
3. In order to achieve its aim, UNISCAPE shall pursue all necessary and appropriate activities, in conformity with the present Statute and current laws in force.

Art. 6 – Activities

1. UNISCAPE shall promote co-operation amongst its *Members* in order to encourage scientific research and educational activities concerning the principles and objectives established by the ELC.

2. With regards to research, UNISCAPE shall support studies and experimental activities that concern landscapes, their evolution and transformations. For this purpose the main reference is constituted by the provisions contained in Articles 5 and 6 of the ELC.
3. With respect to didactics, UNISCAPE shall promote educational processes in order to create competences capable to contribute to the realization of the ELC's principles and objectives.
4. In general, UNISCAPE shall support deeper acknowledgement and public awareness of the principles and objectives of the ELC. In view of this, and in accordance with Article 8 of the ELC, UNISCAPE shall encourage and support its own *Members*:
 - a) to render each other technical and scientific assistance in landscape matters by gathering and exchanging experiences and the results of research projects;
 - b) to promote the exchange of landscape specialists in particular for training and information purposes;
 - c) to exchange information on all matters covered by the provisions of the ELC.

Art. 6bis – Organs

1. The organs of UNISCAPE are:
 - a) the General Assembly;
 - b) the Executive Board;
 - c) the President.

Art. 7 – General Assembly

1. The *General Assembly* shall represent the decision-making body of UNISCAPE. It shall be composed of representatives appointed by the single *Members*. *Observers* may participate to the *General Assembly* meetings without voting rights.
2. The *General Assembly* shall elect a UNISCAPE *President* and two *Vice-Presidents* from amongst its members for a term of four years. Candidates may be re-elected for the duration of one further term. Meetings of the *General Assembly* shall be chaired by the *President* of UNISCAPE or, in his/her absence, by one of the two *Vice-Presidents*.
3. The *General Assembly* shall meet in *ordinary session* in its legal/operative headquarters:
 - a) once a year upon written convocation of the *President*;
 - b) if the interests of UNISCAPE requires it, upon written invitation of the *President* or by a third of its members, or by the *Executive Board*.
4. The *General Assembly* shall also:
 - a) approve the annual programme of activities;
 - b) nominate the *Executive Board* representatives;
 - c) decide on the establishment of seats, branches and offices, in addition to the legal and operative headquarters and any transformation of existing headquarters;

- d) adopt rules of procedure and budget documents;
 - e) nominate an auditor (from outside UNISCAPE);
 - f) ratify or reject the deliberation of the Executive Board with regards to the admission of new Members and Observers;
 - g) decide on the exclusion of Members and Observers, in conformity with Article 2.5 of the present Statute;
 - h) decide on matters regarding contributions.
5. the *General Assembly* shall, under rules of procedure with respect to the law in force, lay down the rules on the conduct of meetings of the organs of UNISCAPE not covered in this Statute.
6. The *General Assembly* shall meet in *extraordinary session* upon written convocation by the *President*, by written request by the *Executive Board* or by a third of the *Members*, within two months from the date of request and for the following reasons:
- a) approval of possible modifications to the statute proposed by the *Executive Board*;
 - b) decision concerning the dissolution of UNISCAPE;
 - c) decision on any other matters proposed by parties who have promoted the convocation of the meeting.

Art. 8 – The Executive Board

1. The *Executive Board* shall provide to run UNISCAPE.
2. The *Executive Board* shall be composed of the President, the Vice-Presidents and eight representatives appointed every three years by the *General Assembly* among its own components. Candidates may be reappointed for the duration of one further term. *Observers* shall not participate to the meetings of the *Executive Board*.
3. The *Executive Board* shall meet at least twice a year and when necessary upon written convocation by the *President* of UNISCAPE or by written request from the majority of its components.
4. The time and place of meetings of the *Executive Board* shall be decided from time to time by the *Executive Board* itself, taking into account the issues discussed and the logistic availability of the headquarters of UNISCAPE.
5. In case the *President* of UNISCAPE is absent, the *Executive Board* shall be chaired by one of the *Vice-Presidents*. In the context of decision-making procedures, if a majority of votes shall not be obtained, the vote of the *President* shall count as two votes.
6. The *Executive Board* shall:
 - a) deliberate on matters concerning parties who have requested to entry as *Members* or *Observers* of UNISCAPE;
 - b) prepare the *Annual Programme of Activities*;
 - c) formulate proposals for the approval of internal regulations, budget documents and for eventual modifications to the Statute;
 - d) appoint the *Director* of UNISCAPE every three years.

7. The *Director* of UNISCAPE shall:

- a) be appointed amongst the members of the *Executive Board* or, externally, amongst parties demonstrating specific and proven competences, also of linguistic nature, in the field of UNISCAPE's activities;
- b) participate, with the right to vote, in meetings of the *General Assembly* and the *Executive Board*;
- c) assure the co-ordination of UNISCAPE's activities, conduct the administrative activities and, in accordance with the President, he shall make sure that this Statute is respected and shall also guarantee to the Members access to information about the meetings and the resolutions of the Executive Board .

Art. 9 – Resources and accounts

1. UNISCAPE resources shall consist of:

- a) contributions made by *Members*;
- b) contributions and donations from public and private institutions;
- c) revenue from UNISCAPE assets;
- d) any other legitimate resource compatible with the provisions of this statute.

2. The UNISCAPE accounting year shall run from 1 January to 31 December each year.

3. The conditions governing the management of the accounts shall be laid down in internal regulations in accordance with the principles normally accepted at local, regional, national and international level.

4. The accounts shall be managed by the *Director* of UNISCAPE and verified by the *Financial Controller*. With a view to the *General Assembly's* approval of the balance sheet, the *Financial Controller* must prepare a annual written report on the verification operations.

Art. 10 – Liability

The assets of the UNISCAPE shall cover all the obligations incurred by the Association.

Art. 11 – Amendments to the statute

1. Amendments to this Statute may be decided in the *extraordinary General Assembly*, in accordance with what has been established in this statute.

2. The resolutions of the *extraordinary General Assembly* on the amendments to the Statute shall be adopted by a two-thirds majority of its representatives and shall concern exclusively the adoption or rejection of proposals for amendments decided by the *Executive Board* or one-third of the Members of the *General Assembly*.

Art. 12 – Dissolution

1. The dissolution of UNISCAPE may be decided only by the *extraordinary General Assembly* in conformity with the details outlined in this Statute.

2. In case of dissolution, the *extraordinary General Assembly* shall appoint one or more

commissioners to be charged with winding up UNISCAPE and shall determine their powers.

3. The remaining net assets will be distributed to one or more organizations non-profit-making which have similar aims and which shall be designated by the *extraordinary General Assembly* .
4. The dissolution of UNISCAPE may not in any case cause damage to any third party. Any obligation incurred by UNISCAPE, any contract with natural or legal persons must be terminated in due legal or regulatory forms at the time of dissolution.

Art. 13 – Dispute Settlement

1. This Association shall be ruled by Italian national law.
2. Any dispute shall be settled by the Court of Florence.

Art. 14 – Transitional and final provisions

They shall be considered *Founder members, together* with those that have undersigned the preliminary constitutional act, also all those that, amongst the under indicated entities - and in any case amongst those who had already expressed their desire to adhere in conformity with what is provided in the *preliminary constitutional act (Appendix 1)* - shall adhere to the Association before the 30 April 2008:

Universitat autònoma de Barcelona (Spain);
Università degli studi di Bologna (Italy)
Università degli studi di Catania (Italy);
Università degli studi “G. D’Annunzio” di Chieti- Pescara (Italy);
Università degli studi di Ferrara (Italy);
Instituto de Desarrollo Regional - Universidad de Granada (Spain);
Fakultät für Architektur und Landschaft - “Leibniz”Universität Hannover (Germany);
Centre International de Droit Comparé de l’Environnement – Limoges (France) ;
Universidade Lusíada de Lisboa (Portugal);
Universidad autónoma de Madrid (Spain);
Università degli studi di Milano-Bicocca (Italy);
Università degli studi di Milano (Italy);
Università degli studi di Napoli Federico II (Italy);
University of Nova Gorica (Slovenia);
Ecole Supérieure Nationale d’Architecture - Université de Paris La Villette (France);
Università degli studi di Pavia (Italy);
Università di Perugia (Italy);
Università degli studi di Roma “La Sapienza” (Italy);
Università degli Studi di Roma Tre (Italy);
Università del Salento (Italy);
Università degli studi di Sassari (Italy);
University of Sheffield (United Kingdom);
Università degli studi di Torino (Italy);
Università di Udine (Italy);
Università degli Studi di Urbino "Carlo Bo" (Italy)

Centro de Gestión de la Calidad y el Cambio - Universidad Politécnica de Valencia (Spain);
Università degli studi della Tuscia Viterbo (Italy);
Landscape Centre of the Environmental sciences Group - University of Wageningen (The Netherlands).

Appendix 1

EUROPEAN NETWORK OF UNIVERSITIES FOR THE IMPLEMENTATION OF THE EUROPEAN LANDSCAPE CONVENTION

PRELIMINARY CONSTITUTIONAL ACT⁴

On 26 May 2007, the following persons met at Villa Careggi, via Pieraccini 17 – Florence /Italy:

- Prof. Carlo Magnani, born in Ferrara on 16 May 1950, representing the *Università degli studi IUAV di Venezia* (Italy);
- Prof. Massimo Giovannini, born in Rome on 6 August 1945, representing the *Università degli studi Mediterranea di Reggio Calabria*;
- Prof.ssa Patrizia Tassinari, born in Imola on 15 May 1958, representing the *Università degli studi di Bologna - Corso di studio triennale in Verde ornamentale e tutela del paesaggio*;
- Prof. Cristina Miceli, born in Livorno on 13 May 1957, representing the *Università degli studi di Camerino*;
- Arch. Massimo Angrilli, born in Pescara on 12 May 1966, representing the *Università degli studi "G. D'Annunzio" di Chieti-Pescara*;
- Prof. Guido Ferrara, born in Castelfiorentino on 21 March 1938, representing the Master in *Paesaggistica – Dipartimento Urbanistica e Pianificazione del Territorio dell'Università degli studi di Firenze*;
- Prof. Gian Franco Cartei, born in Livorno on 31 March 1961, representing the *Facoltà di Scienze politiche dell'Università degli studi di Firenze*;
- Prof. Daniela Poli, born in Florence on 3 June 1961, representing the *Corso di laurea in urbanistica e pianificazione territoriale e ambientale dell'Università degli studi di Firenze – sede decentrata di Empoli*;
- Prof. Rita Occhiuto, born in Rome on 6 June 1959, representing the *Institut Superieur d'Architecture Intercomunale "Lambert Lombard" - Liège* (Belgium);
- Prof. Marcella Aprile, born in Misilmeri on 20 February 1947, representing the *Università degli studi di Palermo*;
- Ing. Diego Torriani, born in Milano on 11 June 1980, representing the *Dipartimento di Ingegneria Edile e del Territorio dell'Università degli studi di Pavia*;
- Prof. Pier Paolo Balbo di Vinadio, born in Rome on 23 December 1945, representing the *Facoltà di Architettura "Valle Giulia" dell'Università degli studi di Roma "La Sapienza"*;
- Prof. Roberta Strappini, born in Rome on 10 May 1948, representing the *Prima facoltà di architettura "Ludovico Quaroni" dell'Università degli studi di Roma "La Sapienza"*;
- Prof. Achille Ippolito, born in Naples on 3 July 1946, representing the *Dipartimento di architettura e costruzione dell'Università degli studi di Roma "La Sapienza"*;
- Prof. Maurizio Vogliazzo, born in Aosta on 12 November 1943, representing the *Politecnico di Milano*;
- Prof. Gerardus Basiliu Michael Pedroli, born in Bergen op Zoom on 31 March 1954, representing the Landscape Centre of the Environmental Sciences Group of the Wageningen University (The Netherlands);

⁴ The Italian version of the preliminary constitutional act is the authentic version

- Prof. Eddo Rugini, born in Arcevia on 19 January 1948, representing the *Facoltà di Agraria dell'Università degli studi della Tuscia*;
- Prof. Ing. Antonio Leone, born in Bari on 13 June 1955, representing the *Dipartimento di tecnologie, ingegneria e scienze dell'ambiente e delle foreste dell'Università degli studi della Tuscia*;
- Arch. Giulio Verdini, born in Ancona on 12 September 1977, representing the *Università degli studi di Ferrara*;
- Prof. Maria Clara Piera Zerbi, born in Saronno on 1st March 1945, representing the *Dipartimento delle arti, storia, musica e spettacolo dell'Università degli studi di Milano*;
- Prof. Stefan Tischer, born in Augsburg on 11 September 1965, representing the *Università degli studi di Sassari*;
- Prof. Florencio Zoido, born in Monesterio on 17 October 1947, representing the *Universidad de Sevilla* (Spain);
- Prof. Elena Accati, born in Turin on 21 March 1938 representing the *Facoltà di agraria dell'Università degli studi di Torino*;
- Prof. Antonino Raffaele Failla, born in Randazzo on 30 January 1940, representing the *Dipartimento di Ingegneria dell'Università degli studi di Catania*;
- Prof. Emilio Padoa Schioppa, born in Milan on 2 January 1971, representing the *Università degli studi di Milano-Bicocca*;
- Prof. Emanuele Ronchetti, born in Milan on 19 July 1940, representing the *Libera Università IULM di Milano*;

As a result of their common agreement, the following has been decided:

Art. 1 - The above-mentioned persons, who will assume the title of *Founder members*, jointly expressed the will to attain the constitution of a free Association denominated "UNISCAPE" - a non commercial and non-profit-making associative entity.

Will be considered *Founder members* also all those that before 30 June 2007 will forward by letter to the provisional President mentioned in Art. 9 a formal act of adhesion, sent via electronic mail to the following address: rettore@iuav.it .

Art. 2 – The Association constitutes a free gathering of universities and universities' consortia, or parts belonging to them, regularly established within the territory of one of the Council of Europe's member States.

Art. 3 – The Association will have its legal headquarters at the following address: Villa Careggi, viale G. Pieraccini 17, Florence (Italy).

Art. 4 – The aim of the Association is to foster university co-operation on landscape issues, with reference to the principles and the values enshrined in the European Landscape Convention (ELC) – *international treaty adopted by the Council of Europe Committee of Ministers on 19.07.2000 and opened for signature by the member States of the Council of Europe, in Florence (Italy), on 20.10.2000.*

Within the framework of the Association, specific attention shall be paid to Articles 5 and 6 of the ELC.

With regard to research activities, the Association intends to favour the study of technical-scientific aspects and experimentation activities relating to decision making processes which, being based on *landscape projects*, lead to a physical transformation of the territory (with a reference to Article 6.C/D/E of the ELC).

With regard to teaching activities, the Association intends to promote methods which will allow, within the different scientific disciplines concerned, for the training of qualified experts, able to contribute to the ELC implementation at the relevant levels (with a reference to Article 6.B of the ELC).

To this purpose, the Association is entitled to adopt all necessary and appropriate initiatives, in accordance with the associative statutes and current legal framework.

Art. 5 – In accordance with the above-mentioned Article 2, the Association is open to all universities, or their parts, that wish to co-operate as detailed in Article 4, on the basis of the provisions outlined in the associative statutes.

Art. 6 – The Association is constituted for an unlimited period.

Art. 7 – The *Founder Members* will elaborate a specific *Statute*, in accordance with the following Art. 9; the *Statute* will be attached to the *Final Constitutional Act* and thus form an integrative and substantial part of it.

The principles informing the Association, as detailed in the *Statute*, are: the absence of profit objectives, the democratic nature of the structure, the elective character of the bodies, and anything else that may be required for the valid constitution of an association created as a *non commercial and non-profit-making associative entity*.

Art. 8 – The annual financial contribution to be paid by the *Founder members* is set at € 1 000 (one thousand Euros).

Art. 9 – It is established a *provisional Executive Board* (PEB), composed of the following persons:

1. Prof. Carlo Magnani, born in Ferrara on 16 May 1950, representing the *Università degli studi IUAV di Venezia* (Italy);
2. Prof. Massimo Giovannini, born in Rome on 6 August 1945, representing the *Università degli studi Mediterranea di Reggio Calabria*;
3. Prof. Anna Elisa Calcagno, born in Genova on 29 July 1935, representing the *Università degli studi di Genova*;
4. Dr. Riccardo Priore, born in Catania on 12 December 1965, Council of Europe official.

Art. 10 – In accordance with the above-mentioned Art. 7, the PEB is entrusted with the elaboration of a draft statute to be submitted to the *Founder Members* for its approval and signature within six months from the approval of the present *Preliminary Constitutional Act*. It is decided to elect a provisional *President* of the PEB (PP) in the person of Prof. Carlo Magnani and a provisional *Director* of the PEB (PD) in the person of Dr. Riccardo Priore. The PP, assisted by the PD, is required to convene the PEB, and, following the elaboration of the draft *Statute*, to convene the *Founder Members* with a view to its approval and signature.

Art. 11 – The positions related to the Association bodies, as established by the *Statute*, will be assigned at the moment of its approval.

Appendix 2

EUROPEAN LANDSCAPE CONVENTION⁵

Preamble

The member States of the Council of Europe signatory hereto,
Considering that the aim of the Council of Europe is to achieve a greater unity between its members for the purpose of safeguarding and realising the ideals and principles which are their common heritage, and that this aim is pursued in particular through agreements in the economic and social fields;

Concerned to achieve sustainable development based on a balanced and harmonious relationship between social needs, economic activity and the environment;

Noting that the landscape has an important public interest role in the cultural, ecological, environmental and social fields, and constitutes a resource favourable to economic activity and whose protection, management and planning can contribute to job creation;

Aware that the landscape contributes to the formation of local cultures and that it is a basic component of the European natural and cultural heritage, contributing to human well-being and consolidation of the European identity;

Acknowledging that the landscape is an important part of the quality of life for people everywhere: in urban areas and in the countryside, in degraded areas as well as in areas of high quality, in areas recognised as being of outstanding beauty as well as everyday areas;

Noting that developments in agriculture, forestry, industrial and mineral production techniques and in regional planning, town planning, transport, infrastructure, tourism and recreation and, at a more general level, changes in the world economy are in many cases accelerating the transformation of landscapes;

Wishing to respond to the public's wish to enjoy high quality landscapes and to play an active part in the development of landscapes;

Believing that the landscape is a key element of individual and social well-being and that its protection, management and planning entail rights and responsibilities for everyone;

Having regard to the legal texts existing at international level in the field of protection and management of the natural and cultural heritage, regional and spatial planning, local self-government and transfrontier co-operation, in particular the Convention on the Conservation of European Wildlife and Natural Habitats (Bern, 19 September 1979), the Convention for the Protection of the Architectural Heritage of Europe (Granada, 3 October 1985), the European Convention on the Protection of the Archaeological Heritage (revised) (Valletta, 16 January 1992), the European Outline Convention on Transfrontier Co-operation between Territorial Communities or Authorities (Madrid, 21 May 1980) and its additional protocols, the European Charter of Local Self-government (Strasbourg, 15 October 1985), the Convention on Biological Diversity (Rio, 5 June 1992), the Convention concerning the Protection of the World Cultural and Natural Heritage (Paris, 16 November 1972), and the Convention on Access to Information, Public Participation in Decision-making and Access to Justice on Environmental Matters (Aarhus, 25 June 1998);

Acknowledging that the quality and diversity of European landscapes constitute a common

⁵ Council of Europe original version

resource, and that it is important to co-operate towards its protection, management and planning;

Wishing to provide a new instrument devoted exclusively to the protection, management and planning of all landscapes in Europe,

Have agreed as follows:

Chapter I – General provisions

Article 1 - Definitions

For the purposes of the Convention:

- a.* “Landscape” means an area, as perceived by people, whose character is the result of the action and interaction of natural and/or human factors;
- b.* “Landscape policy” means an expression by the competent public authorities of general principles, strategies and guidelines that permit the taking of specific measures aimed at the protection, management and planning of landscapes;
- c.* “Landscape quality objective” means, for a specific landscape, the formulation by the competent public authorities of the aspirations of the public with regard to the landscape features of their surroundings;
- d.* “Landscape protection” means actions to conserve and maintain the significant or characteristic features of a landscape, justified by its heritage value derived from its natural configuration and/or from human activity;
- e.* “Landscape management” means action, from a perspective of sustainable development, to ensure the regular upkeep of a landscape, so as to guide and harmonise changes which are brought about by social, economic and environmental processes;
- f.* “Landscape planning” means strong forward-looking action to enhance, restore or create landscapes.

Article 2 - Scope

Subject to the provisions contained in Article 15, this Convention applies to the entire territory of the Parties and covers natural, rural, urban and peri-urban areas. It includes land, inland water and marine areas. It concerns landscapes that might be considered outstanding as well as everyday or degraded landscapes.

Article 3 – Aims

The aims of this Convention are to promote landscape protection, management and planning, and to organise European co-operation on landscape issues.

Chapter II – National measures

Article 4 – Division of responsibilities

Each Party shall implement this Convention, in particular Articles 5 and 6, according to its own division of powers, in conformity with its constitutional principles and administrative arrangements, and respecting the principle of subsidiarity, taking into account the European Charter of Local Self-government. Without derogating from the provisions of this Convention, each Party shall harmonise the implementation of this convention with its own policies.

Article 5 – General measures

Each Party undertakes:

- a.* to recognise landscapes in law as an essential component of people’s surroundings, an

expression of the diversity of their shared cultural and natural heritage, and a foundation of their identity;

b. to establish and implement landscape policies aimed at landscape protection, management and planning through the adoption of the specific measures set out in Article 6;

c. to establish procedures for the participation of the general public, local and regional authorities, and other parties with an interest in the definition and implementation of the landscape policies mentioned in paragraph *b* above;

d. to integrate landscape into its regional and town planning policies and in its cultural, environmental, agricultural, social and economic policies, as well as in any other policies with possible direct or indirect impact on landscape.

Article 6 – Specific measures

A. Awareness-raising

Each Party undertakes to increase awareness among the civil society, private organisations, and public authorities of the value of landscapes, their role and changes to them.

B. Training and education

Each Party undertakes to promote:

a. training for specialists in landscape appraisal and operations;

b. multidisciplinary training programmes in landscape policy, protection, management and planning, for professionals in the private and public sectors and for associations concerned;

c. school and university courses which, in the relevant subject areas, address the values attaching to landscapes and the issues raised by their protection, management and planning.

C. Identification and assessment

1. With the active participation of the interested parties, as stipulated in Article 5.c, and with a view to improving knowledge of its landscapes, each Party undertakes:

a. i) to identify its own landscapes throughout its territory;

ii) to analyse their characteristics and the forces and pressures transforming them;

iii) to take note of changes;

b. to assess the landscapes thus identified, taking into account the particular values assigned to them by the interested parties and the population concerned.

2. These identification and assessment procedures shall be guided by the exchanges of experience and methodology, organised between the Parties at European level pursuant to Article 8.

D. Landscape quality objectives

Each Party undertakes to define landscape quality objectives for the landscapes identified and assessed, after public consultation in accordance with Article 5.c.

E. Implementation

To put landscape policies into effect, each Party undertakes to introduce instruments aimed at protecting, managing and/or planning the landscape.

Chapter III – European Co-operation

Article 7 – International policies and programmes

Parties undertake to co-operate in the consideration of the landscape dimension of international policies and programmes, and to recommend, where relevant, the inclusion in them of landscape considerations.

Article 8 – Mutual assistance and exchange of information

The Parties undertake to co-operate in order to enhance the effectiveness of measures taken under other articles of this Convention, and in particular:

- a. to render each other technical and scientific assistance in landscape matters through the pooling and exchange of experience, and the results of research projects;
- b. to promote the exchange of landscape specialists in particular for training and information purposes;
- c. to exchange information on all matters covered by the provisions of the Convention.

Article 9 – Transfrontier landscapes

The Parties shall encourage transfrontier co-operation on local and regional level and, wherever necessary, prepare and implement joint landscape programmes.

Article 10 – Monitoring of the implementation of the Convention

1. Existing competent Committees of Experts set up under Article 17 of the Statute of the Council of Europe shall be designated by the Committee of Ministers of the Council of Europe to be responsible for monitoring the implementation of the Convention.
2. Following each meeting of the Committees of Experts, the Secretary General of the Council of Europe shall transmit a report on the work carried out and on the operation of the Convention to the Committee of Ministers.
3. The Committees of Experts shall propose to the Committee of Ministers the criteria for conferring and the rules governing the Landscape award of the Council of Europe.

Article 11 – Landscape award of the Council of Europe

1. The Landscape award of the Council of Europe is a distinction which may be conferred on local and regional authorities and their groupings that have instituted, as part of the landscape policy of a Party to this Convention, a policy or measures to protect, manage and/or plan their landscape, which have proved lastingly effective and can thus serve as an example to other territorial authorities in Europe. The distinction may be also conferred on non-governmental organisations having made particularly remarkable contributions to landscape protection, management or planning.
2. Applications for the Landscape award of the Council of Europe shall be submitted to the Committees of Experts mentioned in Article 10 by the Parties. Transfrontier local and regional authorities and groupings of local and regional authorities concerned, may apply provided that they jointly manage the landscape in question.
3. On proposals from the Committees of Experts mentioned in Article 10 the Committee of Ministers shall define and publish the criteria for conferring the Landscape award of the Council of Europe, adopt the relevant rules and confer the Award.
4. The granting of the Landscape award of the Council of Europe is to encourage those receiving the award to ensure the sustainable protection, management and/or planning of the landscape areas concerned.

Chapter IV – Final clauses

Article 12 – Relationship with other instruments

The provisions of this Convention shall not prejudice stricter provisions concerning landscape protection, management and planning contained in other existing or future binding national or international instruments.

Article 13 – Signature, ratification and entry into force

1. This Convention shall be open for signature by the member States of the Council of

Europe. It shall be subject to ratification, acceptance or approval. Instruments of ratification, acceptance or approval shall be deposited with the Secretary General of the Council of Europe.

2. The Convention shall enter into force on the first day of the month following the expiry of a period of three months after the date on which ten member States of the Council of Europe have expressed their consent to be bound by the Convention in accordance with the provisions of the preceding paragraph.

3. In respect of any signatory state which subsequently expresses its consent to be bound by it, the Convention shall enter into force on the first day of the month following the expiry of a period of three months after the date of the deposit of the instrument of ratification, acceptance or approval.

Article 14 - Accession

1. After the entry into force of this Convention, the Committee of Ministers of the Council of Europe may invite the European Community and any European State which is not a member of the Council of Europe, to accede to the Convention by a majority decision as provided in Article 20.d of the Council of Europe Statute, and by the unanimous vote of the States parties entitled to hold seats in the Committee of Ministers.

2. In respect of any acceding State, or the European Community in the event of its accession, this Convention shall enter into force on the first day of the month following the expiry of a period of three months after the date of deposit of the instrument of accession with the Secretary General of the Council of Europe.

Article 15 – Territorial application

1. Any State or the European Community may, at the time of signature or when depositing its instrument of ratification, acceptance, approval or accession, specify the territory or territories to which the Convention shall apply.

2. Any Party may, at any later date, by declaration addressed to the Secretary General of the Council of Europe, extend the application of this Convention to any other territory specified in the declaration. The Convention shall take effect in respect of such a territory on the first day following the expiry of a period of three months after the date of receipt of the declaration by the Secretary General.

3. Any declaration made under the two paragraphs above may, in respect of any territory mentioned in such declaration, be withdrawn by notification addressed to the Secretary General. Such withdrawal shall become effective on the first day of the month following the expiry of a period of three months after the date of receipt of the notification by the Secretary General.

Article 16 – Denunciation

1. Any Party may, at any time, denounce this Convention by means of a notification addressed to the Secretary General of the Council of Europe.

2. Such denunciation shall become effective on the first day of the month following the expiry of a period of three months after the date of receipt of the notification by the Secretary General.

Article 17 – Amendments

1. Any Party or the Committees of Experts mentioned in Article 10 may propose amendments to this Convention.

2. Any proposal for amendment shall be notified to the Secretary General of the Council of Europe who shall communicate it to the member States of the Council of Europe, to the others Parties, and to any European non-member State which has been invited to accede

to this Convention in accordance with the provisions of Article 14.

3. The Committees of Experts mentioned in Article 10 shall examine any amendment proposed and submit the text adopted by a majority of three-quarters of the Parties' representatives to the Committee of Ministers for adoption. Following its adoption by the Committee of Ministers by the majority provided for in Article 20.d of the Statute of the Council of Europe and by the unanimous vote of the States parties entitled to hold seats in the Committee of Ministers, the text shall be forwarded to the Parties for acceptance.

4. Any amendment shall enter into force in respect of the Parties which have accepted it on the first day of the month following the expiry of a period of three months after the date on which three Council of Europe member States have informed the Secretary General of their acceptance. In respect of any Party which subsequently accepts it, such amendment shall enter into force on the first day of the month following the expiry of a period of three months after the date on which the said Party has informed the Secretary General of its acceptance.

Article 18 – Notifications

The Secretary General of the Council of Europe shall notify the member States of the Council of Europe, any State or the European Community having acceded to this Convention, of:

- a. any signature;
- b. the deposit of any instrument of ratification, acceptance, approval or accession;
- c. any date of entry into force of this Convention in accordance with Articles 13, 14 and 15;
- d. any declaration made under Article 15;
- e. any denunciation made under Article 16;
- f. any proposal for amendment, any amendment adopted pursuant to Article 17 and the date on which it comes into force;
- g. any other act, notification, information or communication relating to this Convention.

In witness whereof the undersigned, being duly authorised thereto, have signed this Convention.

Done at Florence, this 20th day of October 2000, in English and French, both texts being equally authentic, in a single copy which shall be deposited in the archives of the Council of Europe. The Secretary General of the Council of Europe shall transmit certified copies to each member State of the Council of Europe and to any state or to the European Community should they be invited to accede to this Convention.