



## LEGAL ASPECTS – ACHIEVEMENTS AND FINDINGS

### Publications

- Andreas Abegg/Nagihan Musliu, **Die Fernwärmeversorgung – eine rechtliche Einordnung** (District heating supply – legal classification), sui generis 2022, p. 43 – 52.
- Beatrix Schibli : **Biomasseanlagen in der Landwirtschaft** (Biomass plants in agriculture), Schriften zum Energierecht, vol. 20, Zürich 2022
- Beatrix Schibli, **Teilrevision Raumplanungsgesetz – notwendige demokratische Legitimation für Biomasseanlagen in der Landwirtschaftszone** (Partial Revision of Spatial Planning Act – necessary democratic legitimacy for biomass power plants), sui generis 2022, p. 79 – 82
- Beatrix Schibli, **Machbarkeitsstudie Agri-Photovoltaik in der Schweizer Landwirtschaft** (Feasibility study agri-photovoltaic in the Swiss agriculture), Report, Wädenswil 2022, legal aspects, p. 95 – 102.
- Beatrix Schibli, **Solarstrom und Direktzahlungsberechtigung. Mit Fokus auf Photovoltaik-Anlagen** (Solar power and right to direct payments. With focus on photovoltaic plants), Schriften zum Energierecht, vol. 24, Zürich 2022

### Topics/findings

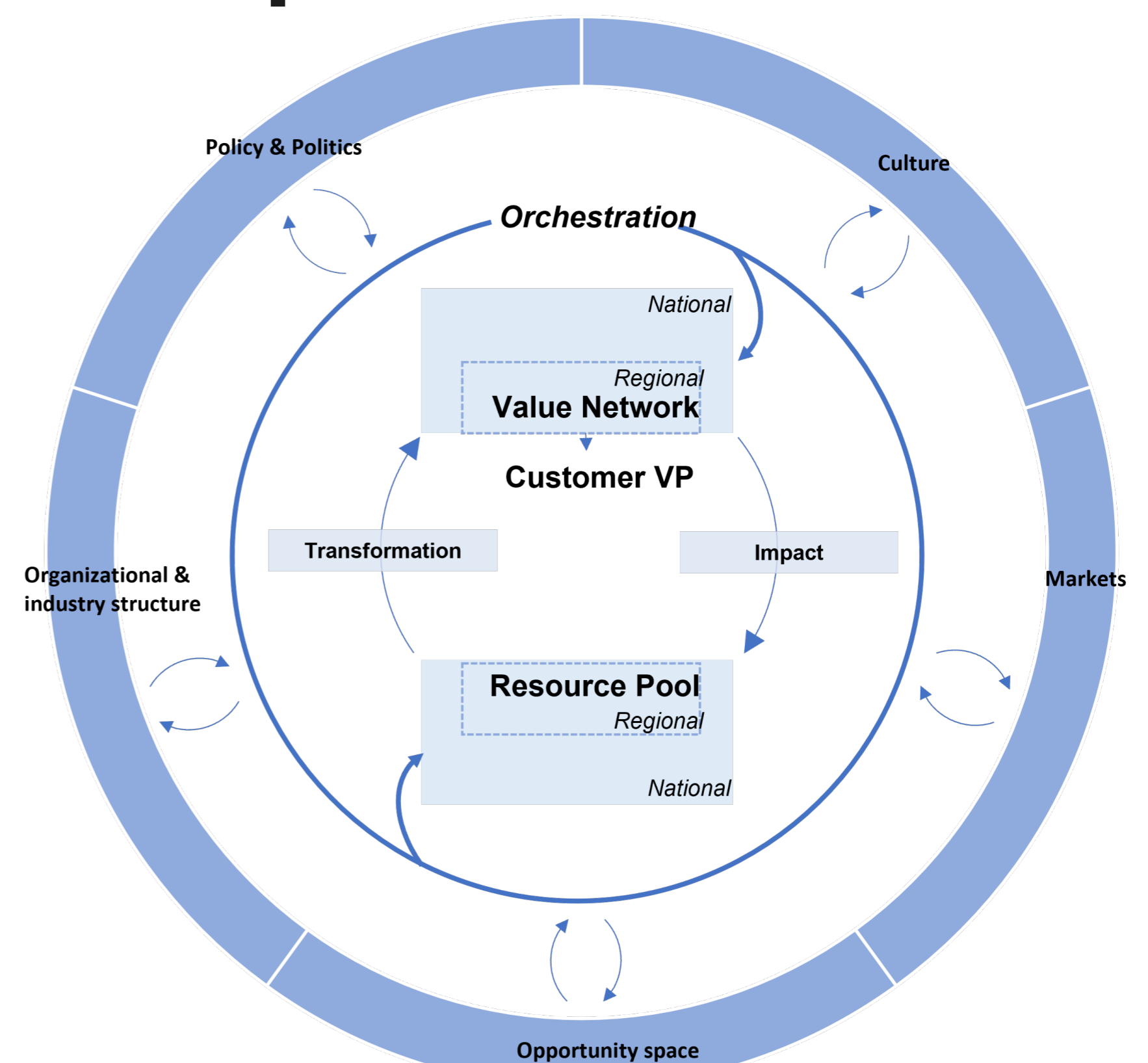
#### District heating

- Competence of cantons / communes
- Heat supply as a public duty?
- Possible energy plans / spatial impact
- Necessity of construction permits; public licenses (public ground) or forced use (private land)
- Leeways for civil law

#### Biomass plants in agriculture

- Existing legal conditions often restrictive (e.g., zone requirements, subordination to farming business)
- Legal uncertainty
- Recommendations
  - how to revise legal provisions
  - how to enhance democratic legitimacy

### Conceptual framework



Speich & Ulli-Beer

### Further projects

- Annette Zoller-Eggenstein, **Planung und Bau von thermischen Netzen und thermischen Speichern** (Planning and construction of thermal grids and storage), work in progress, doctoral thesis (ZHAW, Uni-LU)

### Planned projects

- License and tender invitation issues and requirements in the context of heating supply plants
- Legal stability of the aim of decarbonisation in the view of new facts and in particular the energy crisis

### Knowledge and technology transfer

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