

International Conference “Energy Management in Cultural Heritage”

The Impact of EU Legislation on Cultural Heritage –
Observatory Function of the EHLF
and
Implementation in the Federal Republic of Germany –
by
Wolfgang Karl Göhner

Regierungsdirektor

Vice-President & Executive Secretary of the Working Group on Law and Taxes of the German National Committee on the Protection of Monuments (DNK),

Member of the Secretariat & German Representative in the European Heritage Legal Forum (EHLF),

Member of the German Mirror Committee “Protection of Cultural Heritage” (CEN/TC 346) of CEN,

Permanent Legal Adviser, Data Protection Officer & Coordinator for International Affairs of the Bavarian State Conservation Office (BLfD),

Lecturer of the Otto-Friedrich-University Bamberg, Bavaria,

Vice-President of the Union of Higher Civil Servants in Bavaria (VHBB),

Honorary Judge of the Munich Administration Court, and Munich Fiscal Court,

Lecturer of national and international legislation and law

Homepage: <http://w-goehner.de> (Jurisprudence, Monument Protection Laws, Publications)

The European Heritage Legal Forum (EHLF)

The leading Organisation of European Legal Experts for EU Legislation affecting Cultural Heritage

Aims and Tasks

- Identifying and evaluating potential problems for the Cultural Heritage sector caused by international regulations, such as EU-Regulations, EU-Directives and CEN-standards.
- Identifying and evaluating potentially negative effects of EU Legislation on the preservation of historical monuments and archaeological sites.
- Early Warning System to avoid negative influences on Cultural Heritage and to allow better solutions, f. e. exceptions, for the benefit of Cultural Heritage.
- Exertion of political influence and involvement in political decision making on regional, national and EU level.

Actual discussion and situation in Germany

Political objective:

Transition to renewable energies in a
short period of time.

Promotion of energy efficiency measures on built monuments by law

- Amendment of Directive 2010/31/EU
of May 19th, 2010 on the Energy
Performance of Buildings.
- Amendment of the German Energy Saving
Ordinance (EnEV), presumably in 2012.

Assessment of energy efficiency measures on built monuments in German jurisdiction

No priority for electricity production from renewable energy sources over other matters of society in German jurisdiction, legal literature and national and federal legislation.

Assessment of energy efficiency measures on built monuments in German jurisdiction

Federal structure of Germany →

16! Monument Protection Laws.

Risk of state initiatives in favour of energy efficiency
measures.

Federal structure of Germany



Promotion of energy efficiency measures on built monuments by law

Governmental Plan:

Scrap bonus for replacement buildings after
demolition of older buildings.

Activities of the European Committee for Standardization (CEN)

Establishment of special “monument-friendly” standards for the increase of energy efficiency of monuments.

Improvement of energy consulting for built monuments.

Energy-related modernisation in historic districts or Ensembles

Protection of built monuments in historic districts →

Protection of the appearance of historic districts or Ensembles.

**Energy-related modernisation in historic districts or Ensembles:
Historic City Center of Nuremberg**



Energy-related modernisation in historic districts or Ensembles

External insulation:

Achievable reconciliation between
energy efficiency and monument
preservation.

**Energy-related modernisation in historic districts or Ensembles:
External insulation on a built monument, located in northern Bavaria.**



**The complete report is available
as a PDF file on my homepage:**

**([http://w-
goehner.de/cms/uploads/media/2.46 -
Denkmalrecht - Vorträge - UNDP-
Konferenz Dubrovnik vom 06.-08.04.2011
- report.pdf](http://w-goehner.de/cms/uploads/media/2.46_Denkmalrecht_Vorträge_UNDP-Konferenz_Dubrovnik_vom_06.-08.04.2011_report.pdf))**

**Thank you very much
for your attention!**