

## Venezuela

**Country:** [Venezuela](#) [1]

**EIA Law:** Ley Orgánica del Ambiente de 2006, No. 5.833 Extraordinario

**Law Link:** [Link](#) [2]

**EIA Regulations:** Decree No. 1.257 (Normas sobre Evaluación Ambiental de Actividades Susceptibles de Degradar el Ambiente)

**Regulations Link:** [Link](#) [3]

**Projects Requiring EIA:** Government projects

Private Projects

**Abridged Assessments:** Yes

**Assessment Detail:** There are two other levels of assessment. The first requires the presentation of a "Specific Environmental Assessment." This assessment is used in cases of re-opening, closure, or transformation of an activity or project that would require a full EIA. It is also used in cases where the proposed project should not present a full EIA but the authority considers that there should be some environmental evaluation. The environmental authority will set-out the scope of this evaluation on a case by case basis. The second level is for projects or programs that do not require a full EIA or a Specific Assessment because of their low environmental impacts. In these cases, the Ministry, through a resolution, establishes a list of required documents for certain kinds of activities and/or projects. Decree 1.257, Articles 8, 9

**Best Practices in Lieu of EIA:** No

**Who Conducts Screening:** Government

**Who Conducts Screening Detail:** Decree 1.257, Article 4

**Criteria for Screening:** List or appendix of project or activity types

Other

**Criteria for Screening Detail:** In addition to the list of projects, the authority may required an EIA based on project characteristics, potential effects, and the conditions of the area to be affected by the project/activity. Decree 1.257, Article 5

**Who Prepares EIA:** Project Proponent (with or without contractor)

**Who Prepares EIA Detail:** Decree 1.257, Article 10

**Who Pays for EIA:** Project Proponent

**Who Pays for EIA Detail:** This is not specifically addressed in the law or regulations, but presumed from the fact that the project proponent is responsible for preparing the EIA. See Decree 1.257, Article 10

**EIA Contractor Qualification Detail:** Contractors must register with the Ministry for the Environment. Decree 1.257, Article 34

**Conflict of Interest:** No

**Terms of Reference:** Yes

**Terms of Reference Detail:** The project proponent prepares the TOR for review and approval by the Ministry. Decree 1.257, Article 7

**Days for Decision Maker Review:** Not specified

**Interdisciplinary Team:** Yes

**Interdisciplinary Team Detail:** Decree 1.257, Article 7

**Range of Alternatives:** Yes

**Range of Alternatives Detail:** Decree 1.257, Article 7

**No Action Alternative:** No

**Type(s) of Impact Analysis:** Direct environmental impacts

**Public Notice of Draft EIA:** Yes

**Draft EIA Available:** Yes

**Public Notice of Final EIA:** No

**Final EIA Available:** Yes

**Final EIA Available Detail:** Approved EIAs are available to the public at the offices of the Ministry for the Environment. Decree 1.257, Article 27.

**Final EIA Locations:** Agency or ministry office

**Public Scoping:** No

**Public Participation Opportunities:** Review of draft EIA

Public Meetings and/or public hearings

**Public Meetings:** Sometimes

**Public Input at Meeting:** Yes

**Public Input at Meeting Detail:** Decree 1.257, Article 26

**Criteria to Hold Public Meeting:** Ministry or agency has discretion to decide whether to hold a meeting and/or hearing

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[3] <http://faolex.fao.org/docs/pdf/ven17517.pdf>