

g a n m a r t e b i T i b a r a T i

saqarTvel os kanonis proeqtze „garemos dacvis

saxel mwifo kontrol is Sesaxeb”

saqarTvel os konstituciis 37-e muxl is me-2 nawil is Tanaxmad „yvel as aqvs ufl eba cxovrobdes janmrTel obisaTvis uvnebel garemoSi, sargebl obdes bunebrivi da kulturuli garemoTi.” am ufl ebis realizaciisaTvis misi mxol od dekl arireba sakmarisi ar aris, mas Tan unda axl des misi dacvis meqanizmi, raTa saxel mwifom uzrunveel yos saqarTvel os konstituciis 37-e muxl is me-4 nawil iT aRebul i val debul ebis Sesrul eba, roml is mixedviTac „adamianis janmrTel obisaTvis usafrTxo garemos uzrunvel sayofad, sazogadoebis ekologiuri da ekonomikuri interesebis Sesabamisad, axl andeli da momavali Taobebis interesebis gaTval iswinebiT, saxel mwifo uzrunvel yofs garemos dacvasa da racional ur bunebaTsaargebl obas”.

amave dros, garemos dacvis sferoSi qveynis mier nakisri saerTaSoriso val debul ebebis Sesabamisad, garemosdacviTi politikis sabol oo mizania garemos dabinzurebis donis Sencireba, bunebrivi resursebis araracional uri (mtacebl uri) gamoyenebis Tavidan acil eba da aRkveTa, dabinzurebis wyaroebis mimarT prevenciuli da kontrol is zomebis gatareba.

magram, qveyanaSi mimdinare reformebis pirobebSi garemos dacvis sferoSi gamwvavda ukve arsebuli da warmoiSva mravali axali saxis probl ema, kerZod garemos dacvis saxel mwifo kontrol is instituciuri da sakanonmdebl o bazis srul yofis dabal ma tempma, sazogadoebis garemosdacviTi cnobierebis dabal ma donem ganapiroba kanonmdebl obis moTxovnaTa Seusrul ebl obis zrda. garemos dacvis sferoSi mravali kanondarRveva rCeba reagirebis gareSe, ris gamoc erTis mxriv nadgurdeba buneba, saxel mwifo biuj ets akl deba mniSvnel ovani Tanxebi, xol o meores mxriv mosaxl eobaSi mkvidrdeba dausjel obis sindromi. garemos dacva da misi xarixobrivi gaumj obeseba qveynis xel isufl ebis politikis erTerTi prioritetuli mimarTul ebaa, ris gamoc reformebi unda Seexos garemos dacvis sferos makontrol ebel organoebisac, roml ebic aRmoCndnen ufro efeqturi qmedebebis meTodebze gadasvl is aucil ebl obis winaSe.

garemosdacviTi kanonmdebl obis moTxovnaTa Seusrul ebl obis ZiriTad xel Semwyob faqtorebad saqarTvel oSi wl idan wl amde rCeboda sistemaSi gabatonebul i korufcia, rac TavisTavad ganapirobebda sazogadoebis mxridan makontrol ebel i organoebis upativcemul obas da Sesabamisad _ kanonis uzenaesobis principis rRvevas. amas emateboda garemos dacvis sakontrol o-sazedamxedvel o organoebis struqturul i daqsqsul oba, mouqnel oba da SezRudul i ufl ebamosil ebani, rig SemTxvevaSi, viwro uwyebrivi interesebi, arasakmarisi finansuri, sakadro resursebi, da sxv.

aRniSnul is garda, dReis mdgomareobiT garemos dacvis saxel mwifo kontrol is arsebul dabal donesa da araefeqturobas aseve ganapirobebs Semdegi probl emebi:

_ garemosdacviTi Semowmebis ganxorciel ebis procesSi mkveTrad aris SezRudul i garemos dacvis sferoSi moqmedi makontrol ebel i organoebis ufl ebebi, maTi urTierToba samarTal damcav da sasamarTl o organoebTan aris mouqnel i da araefeqturi;

_ sistemaSi ar arsebobs garemos dacvis saxel mwifo kontrol is naTl ad gamokveTil i miznebi, perspeqtul Sedegebze gaTvl il i, Camoyal ibebl i strategia, prioritetul i mimarTul ebebi, gansaxorciel ebel RonisZiebaTa konkretul i gegma da saxel mwifo kontrol is ganxorciel ebis erTiani sistemuri sakadro politika, ris gamoc sagangaSo mdgomareobaa saqarTvel os bunebaze miyenebul i zianis Tval sazrisiT, magal iTad mxol od ukanono Wris Sedegad dReis mdgomareobiT ganadgurebul ia aTasobiT heqtari tyis masivi, roml is aRdgenas bunebriv pirobebSi sWirdeba aseul obiT wl ebi;

_ garemos mdgomareobis aucil ebel i permanentul i monitoringis erTiani Camoyal ibebl i sistemis ararsebobis gamo garemos dacvis saxel mwifo kontrol i ar aris ganmtkicebul i Sesabamisi analitikuri monacemebiT;

_ garemos dacvis sferoSi makontrol ebel i organoebis ar gaaCniaT material ur-teqniki baza, xol o TanamSromel Ta finansuri uzrunvel yofa ukiduresad dabal ia, rac Tavis mxriv ganapirobebs gardauval korufcias;

_ regul irebis subieqtebsa da makontrol ebel organoebS Soris praqtikul ad ar arsebobs da Sesaqmnel ia informaciis saval debul o da nebayofil obiTi gacvl is sistema.

arakeTil sindisieri saqmianobis gamo sazogadoebaSi sakmaod uaryofiTi, korufciul i imij is mqone struqtura _ "ekopol icia" dReis mdgomareobiT gauqmebul ia da dRis wesrigSi dgeba srul iad axl eburi tipis, mobil uri, maRal anazRaurebadi, Sesabamisi spec. teqnikiTa da SeiaraRebiT aRWurvili makontrol ebel i organos Seqmna, roml isTvisac momaval i TanamSromroml ebis kandidaturebi SerCeul unda iqnan konkursis wesiT, romel Tac Tanamedrove moTxovnebis Sesabamisi unar-Cvevebis Camoyal ibebis mizniT rogorc sawyis, aseve Semdgom periodebSi _ periodul ad CautardebaT specifiuri treningebi.

proeqtis avtorebi iTval iswineben garemos dabinZurebaze da misi mdgomareobis gauaresebaze kontrol is efeqturobis gazrdis aucil ebl obas, am miznis misaRwevad politikuri da sazogadoebis yvel a wevris mxridan mxardaWeris miRebis aucil ebl obas da garemosdacviTi kanonmdebl obis dacvis uzrunvel myofi meqanizmebis gaZl ierebisa da ekonomikaSi sabazro urTierTobebis ganvitarebis pirobebTan maTi adaptaciis aucil ebl obas.

aRniSnul idan gamomdinare, aqtual uri xdeba iseTi sakanonmdebl o aqtis SemuSavebis aucil ebl oba, romel ic uzrunvel yofs garemos dacvis saxel mwifo kontrol is erTiani sistemis – mZl avri, Sesabamisi ufl ebebiT aRWurvili inspektoratis Seqmnis sakiTxs, romel sac eqneba sakmarisi instituciuri damoukidebl oba garemosdacviTi kanonmdebl obis moTxovnaTa Sestrul ebis uzrunvel yofis sferoSi real uri da efeqturi gadawyvetil ebebis misaRebad, romel ic patrul irebis wesiT, SesaZl ebel s gaxdis garemoeze real uri kontrol is ganxorciel ebas.

zemoaRniSnul is garda kanonproeqtis avtorebi iTval iswineben:

_ "evroparl amenti"-sa da "evrosabWo"-s rekomendacias **(2001/331/EC)** "garemos dacvis sferoSi inspeqtirebis minimal uri kriteriumebis Sesaxeb";

_ "gaero"-s evropis ekonomikuri komisiis garemosdacviTi politikis komitetis eqspertTa misiis mier saqarTvel os garemosdacviTi efeqtianobis Seswavl is Sedegad 2003 wels gakeTebul rekomendacias

inspektoratTan dakavSirebiT: “garemosa da bunebrivi resursebis dacvis saminstrom unda daarsos garemosdacviTi kanonmdebl obis aRsrul ebisatvis srul i sainspeqcio ufl ebebis mqone saxel mwifo garemosdacviTi inspektorati.” (**“Environmental Performance Reviews. Georgia. UN, 2003. rekomendacia 1.5.b);**

_ aRmosavl eT evropis, kavkasiisa da centraluri aziis gardamaval i ekonomikis qveynebsi garemos dacvis sferos makontrol ebel saxel mwifo organoTa reformirebis saxel mZRvanel o principebs, romel ic miRebul i iqna 2003 wel s kievis garemos dacvis ministrTa konferenciaze da sxv.

mititebul i probl emebis gadawyvetis mizniT, SemuSavebul i iqna kanonproeqti „garemos dacvis saxel mwifo kontrol is Sesaxeb”, romel ic miznad isaxavs garemos dacvisa da bunebrivi resursebis saminstros saxel mwifo saqveuwyebo dawesebul eba _ garemos dacvis inspeqciis Seqmnas, romel ic aRiWurveba saTanado ufl ebamosil ebebiT, resursebiT da saqmianobas warmarTavs saerTaSoriso moTxovnebis Sesabamisad.

kanonproeqtiT _ „garemos dacvis saxel mwifo kontrol is Sesaxeb” gansazRvrul ia garemos dacvis inspeqciis organizaciul -samarTI ebrivi safuZvl ebi, saqmianobis ZiriTadi mimarTul ebebi, ufl ebamosil ebebi da val debul ebebi.

garemos dacvis inspeqciis ZiriTad amocanad dasaxul ia garemos dacvisa da bunebrivi resursebiT sargebl obis sferoSi saxel mwifo kontrol is ganxorciel eba, samarTal darRvevaTa (maT Soris, garemos dabinZureba, ukanono TevZwera, nadiroba, mcnareTa merqnul i da aramerqnul i resursebiT sargebl oba da a.S.) gamovl ena da Tavidan acil eba, sazogadoebaSi garemosdacviTi kanonmdebl obis moTxovnaTa Sesrul ebis stimuli rebis meqanizmebis danergva.

aRniSnul amocanaTa gansaxorciel ebl ad kanonproeqtiT garemos dacvis inspeqciis ufl ebamosil eba eniWeba, gamoiyenos fizikuri izul eba, Seadginos administraciul samarTal darRvevaTa oqmi, ganxil os administraciul samarTal darRvevaTa saqmeebi, aRkvetos administraciul i samarTal darRveva, moaxdinos ukanonod mopovebul i bunebrivi resursebis, aseve samarTal darRvevis Cadenis iaraRebisa da saSual ebebis amoReba (CamorTmeva).

amrigad, kanonproeqti iTval iswinebs Semdegi saxis mTavar moTxovnebs, rom:

_ garemos dacvis sferos makontrol ebel saxel mwifo organoTa reformirebis saxel mZRvanel o principebis rekomendaciebis Sesabamisad, garemos dacvis inspeqcias saxel mwifo struqturaSi unda gaaCndes *institucional uri* avtonomia, anu yvel a ufl ebamosil eba damoukidebel i da obieqturi (pol itikuri an sxva gavl enisagan Tavisufal i) gadawyvetil ebis misaRebad nebismier sakiTxze, romelic exeba kanonmdebl obis dacvis kontrol is zomebis ganxorciel ebas. institucional ur avtonomiasTan erTad garemos dacvis inspeqcias unda gaaCndes Sesabamisi sakadro da material uri resursebi;

_ garemos dacvis inspeqciis *pasuxismgebl obis sfero* mkacrad unda iyos gansazRvrul i kanonmdebl obiT. rogorc saerto-erovnul , ise adgil obriv-teritoriul donebze garemos dacvis inspeqcia unda warmoadgendes ufl ebamosil organos kanonmdebl obis dacvis kontrol is sferoSi. garda amisa, man daxmareba unda gauwios regul irebis subieqtebs garemosdacviT moTxovnaTa dacvaSi, warmarTos Ria dial ogi sazogadoebriobasTan da uzrunvel yos misi monawil eoba kanonmdebl obis dacvis kontrol is saqmianobaSi;

sazogadoebasTan usual o kontakqtis uzrunvel yofisa da arsebul darRvevebze operatiul i reagirebis mizniT Seiqmneba mudmivmoqmedi "cxel i xazi".

kanonproeqtiT reglamentirdeba iseTi SemTxvevebic, rom is drosac garemos dacvis inspeqciis TanamSromel s eZl eva fizikuri izul ebis, special uri saSual ebebis, cecxI sasrol i iaraRis gamoyenebis ufl eba.

kanonproeqtis ZiriTadi damaxasiaTebel i niSnebia: igi Sedgeba 8 Tavisagan da 22 muxl isagan.

rac Seexeba dafinansebas, garemos dacvis inspeqcia _ rogorc axal i saxel mwifo saqveuwyebo dawesebul eba sawyis etapze dakoml eqtdeba 40 saStato erTeul iT da saWiroebs wl is ganmavl obaSi sul _ 742,2 aT. I aris dafinansebas, saidanac _ 221,6 aT. I ariT dafinansdeba mosamsaxureTa xel fasi (erT mosamsaxureze TveSi saSual od _ 460 I ari),

xolo danarCeni _ 520,6 aT. I ar iT dafinansdeba inspeqciis saqmianobisaTvis aucil ebel i svvadasxva xarj ebi.

aRniSnul i _ 742,2 aT. I aris dafinanseba ganxorciel deba garemos dacvisa da bunebrivi resursebis saminstrosaTvis "saqarTvel os 2005 wl is saxel mwifo biuj etis Sesaxeb" kanoniT gaTval iswinebul i asignebebis fargl ebSi, Sida gadanawil ebebis meSveobiT da ar moiTxovs damatebiT biuj etur dafinansebas.

kanonproeqtis avtoria saqarTvel os garemos dacvisa da bunebrivi resursebis saminstro.

kanonproeqtis warmdgenia saqarTvel os mTavroba.