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# Environmental Law and Policies for Problems in Construction Sector

Nguyen Xuan Hai (Corresponding Author)

Ho Chi Minh City University of Technology – HCMUT, Vietnam haixyz.tta@gmail.com

**Dinh Tran Ngoc Huy**, MBA (Corresponding Author)

Banking University HCMC Ho Chi Minh city Vietnam - International University of Japan, Japan dtnhuy 2010@gmail.com

Nguyen Trong Diep, LLD (Corresponding Author) University of Law, Vietnam National University, Hanoi dieptrongnguyenvnu@gmail.com

### ARTICLEINFO

#### ABSTRACT

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The study purpose is to present Environmental Law and Policies for Problems in Construction Sector. Method: qualitative and analytical methods, descriptive method for primary model, synthesis and discussion methods in this paper. The Law has devoted an article to stipulating information disclosure and community participation in prevention and response to environmental incidents. Next, in industrial zones there are huge amount of solid wastes and pollution of water. Moreover, construction activities played a vital role for community development. So, these activities need to respect and care about community life. Models for

**Keywords**: Problems, Environmental Law, Construction Activities, Industrial Clusters.

recycling Wastes from the renovation and demolition of construction

## I. INTRODUCTION

It is necessary to have Propose policies for construction activities in industrial clusters to follow requirements to protect our environment.

The Law on Environmental Protection in 2020 was approved by the XIV National Assembly of the Socialist Republic of Vietnam at its 10th session on November 17, 2020 (Effective from January 1, 2022.

content related to preliminary environmental impact assessment, effective from February 1, 2022).

Environmental protection in construction activities is specified in Article 64 of the Law on Environmental Protection in 2020, including the following 7 main contents:

1. Construction planning must ensure requirements for environmental protection and adaptation to climate change.

works need to be researched.

- 2. The planning of urban areas and concentrated residential areas must be towards the development of ecological urban areas, saving energy, using renewable energy, ensuring the ratio of green areas, water surface and landscape. according to the provisions of the law.
- 3. The State encourages the reuse of waste from construction activities, using unburnt materials and environmentally friendly materials in construction.
- 4. When granting construction permits, appraising construction designs of investment projects in accordance with the law on construction must ensure that works, work items, waste treatment equipment, works prevent and respond to environmental incidents in accordance with the provisions of the law on environmental protection.
- 5. The construction, renovation, repair and demolition of construction works must satisfy the following environmental protection requirements:
- a) Take measures not to disperse dust, heat, noise, vibration and light in excess of the permitted levels according to environmental technical regulations;
- b) The transportation of materials and waste in construction activities must be carried out by suitable means, ensuring no leakage, spillage or environmental pollution;
- c) Waste water must be collected, treated and met requirements on environmental protection;
- d) Solid waste and scrap that still have usable value may be recycled and reused according to regulations; soil, stone, solid waste from construction activities can be reused as construction materials, leveling ground according to regulations;
- dd) Soil and sludge from soil excavation, topsoil dredging, pile foundation excavation are used to fill the land for planting crops or suitable land areas;
- e) Sludge generated from septic tanks and septic tanks must be managed according to regulations on normal industrial solid waste management;
- g) Solid waste and other types of waste must be collected, stored and transported to the treatment place according to regulations on waste management.

- 6. Wastes from the renovation and demolition of construction works of households and individuals in urban areas must be collected and transferred to functional establishments for treatment according to regulations of the People's Committee of the province. province, except for the cases specified at Points d and dd, Clause 5 of this Article.
- 7. Waste from the renovation or demolition of construction works of households and individuals in rural areas without a waste collection and treatment system must be reused or dumped according to regulations of law. Provincial People's Committee; waste must not be dumped into roads, rivers, streams, canals and other surface water sources, affecting the landscape and environment..

Hence we choose this topic with Research question: Question 1: What are Environmental Law and Policies for Problems in Construction Sector?

## II. Methodology

Authors have used qualitative and analytical methods, descriptive method for primary model, synthesis and discussion methods in this paper.

We also used historical materialism method.

- 3. Main findings
- 3.1. The Environmental Law 2020

First, Regarding the human environment, there are many definitions. Below will be mentioned

Two definitions are widely used in our country:

1) UNESCO (1981): "The environment is the totality of natural and

man-made systems, things that are tangible in the form of objects or objects (wind

customs, practices, beliefs, etc.), in which people live and by their labors

Smart exploitation of natural and man-made resources to satisfy needs

of human".

2) Law on Environmental Protection of the Socialist Republic of Vietnam (November 29, 2005): "Environment includes the following elements:

Natural elements and man-made materials surround people and affect life

life, production, existence and development of people and creatures".

The above definitions have confirmed that human living environment is not only a place

existence, growth and development for a living entity that is human (within the

natural environment - MTTN) but also "the scene of life, of labor

and entertainment and factors of human intellectual development, by the

the relationship between people and people created (social environment - social environment).

3.2. Environment protection in construction activities First, we see: Preliminary statistics for 2019 by the United Nations Environment Program (UNEP) show that about 50 billion tons of sand is used each year, making it the most in-demand material in the world. Currently in the world there is a forestry industry for timber. But the fact that the demand for wood is far outstripping the capacity of this lumber industry. According to revealed data, the exploitation of old-growth forests, both legal and illegal, has increased dramatically over the past 20 years.

With demand outstripping supply so much, globally, we're losing an area of crops roughly the size of the UK each year. That means habitat destruction and soil erosion, not to mention the loss of one of the best tools in the fight against climate change. That's the tree.

Next we see: A case study of polluting environment in industrial zones - Thi Vai river:

Thi Vai River has a length of about 76 km, adjacent to the provinces of Ba Ria - Vung Tau, Dong Nai and Ho Chi Minh City (the main river is about 36 km long). Thi Vai River is a short, short, wide and deep saltwater river, which can be considered as an inland fjord under the influence of a distinct semi-diurnal tidal regime. Thi Vai river basin is a very attractive area for investors due to its favorable location, developed deep-water port system and the waterway gateway for the southern key economic region.

The self-cleaning ability of Thi Vai River is poor due to the small additional freshwater source and influenced by the semi-diurnal flow regime from the sea, pollutants tend to accumulate in the bottom sediments, and become entangled in the area.

The Thi Vai River is very seriously polluted for a long time due to organic substances, nutrients, odors and bacteria. The main reason is due to industrial wastewater of Vedan Company with more than 5,159 m3 of wastewater/day, about 44,800 m3 of post-fermentation wastewater/month and wastewater from Nhon Trach 2 industrial zones (about 9,000 m3/day), Nhon Trach 2 (about 9,000 m3/day), and Nhon Trach 2 industrial zones. Trach 1, Go Dau, Nhon Trach 3, My Xuan A, A2, Phu My 1... are operating in basins that have not been treated or have not been treated according to technical regulations on waste discharge (QCVN). In addition, river water is also affected by other sources of waste: domestic, agricultural, water transport (SOURCE: nhandan.vn).

Last but not least, Surface water environments include rivers, streams, ponds, lagoons, and wetlands. Under the impact of production and daily life activities, some rural areas have had serious deterioration in water quality. According to the National Center for Environmental Monitoring - General Department of Environment (Ministry of Natural Resources and Environment), by 2020, the water quality in many rivers in the northern countryside will decrease at an alarming rate. For example, the Ky Cung river and its tributaries in recent years have reduced quality to grade A2; Hien and Bang Giang rivers are still at B1 level.

For the groundwater environment, including the vascular system that flows underground in rural areas, there are also problems of over-exploitation and pollution. According to the State of Water Environment Report of the National Center for Environmental Monitoring in 2020, the water level of exploited aquifers in many rural areas has been continuously lowered over time. Especially in the rural areas of the Northern Delta and the Mekong River

Delta, the decline was in the highest amplitude and speed. Typically, in the Me Linh, Hoai Duc, and Chuong My areas of Hanoi, the Pleistocene aquifer water level lowers at a rate of 0.4m/year; Cu Chi and Can Gio areas of Ho Chi Minh City are 0.6m/year and rural areas of Ca Mau are common at 1m/year, etc. Finally, in industrial zones there are huge amount of

Solid waste classification as below:

solid wastes.

- According to the location of formation: indoor, outdoor, street, market ...
- According to chemical and physical composition: organic, inorganic, combustible, non-combustible metal, non-metallic, leather, rags, rubber, plastic...
- According to the nature of the generated source:
- . Domestic solid waste waste related to human activities, discharged from kitchens, family houses, hotels, restaurants.... They can or not rotting, flammable or non-burnable, may be large sizes such as car bodies, refrigerators, tables and chairs, beds.
- . Industrial solid waste- from industrial or cottage production activities/ industries such as ash, slag in thermal power plants, all kinds of packaging, product packaging, products, etc. They may also be rotting or non-rotten, may burn or non-combustible like domestic solid waste, but more diverse, may contain toxic substances harmful, long decomposition time, dangerous to people and ecosystems such as garbage nuclear waste, oil, toxic chemicals...

Construction solid waste: soil, stone, brick, concrete, metal, plastic, etc. The majority are inorganic substances that do not decay.

Waste from sewage treatment stations, dredging city sewers as mud Sand, etc.

#### III. Discussion and Conclusion

The Summit in Rio de Janero (1992) unanimously adopted several principles or Rules for sustainable development:

- 1) Protect the vitality and biodiversity of the earth because:
- The vitality of the earth is the vitality of people and ecosystems
- Biodiversity is accumulated in the natural system of the earth on which mankind depends. The natural system plays an extremely important role in regulating climate, weather, water balance ... and environmental factors in which people live, plays an important role in the development of agriculture, forestry, fishery ... Biodiversity protection is the protection of all species of animals and plants on earth, protecting the genetic resources of living things. Various protection is to protect our lives today and tomorrow.
- 2) Minimizing the degradation of the most resources Natural resources is not renewable. Humans have known to use natural resources since ancient times. Non-renewable natural resources such as fossil fuels, kerosene, etc limited, if over-exploited will deplete them. In individual countries or above

On a worldwide scale, operating industries have always had a close relationship with each other in the need to use natural resources, so if you want to use it for a long time, consider the calculation to minimize the degradation of such natural resources.

3) Maintain the earth's tolerance. Earth in general or Any ecosystem, whether natural or artificial, has a certain tolerance range- who can extend that range by traditional or applied techniques / new technology, but if not based on the internal development laws of nature, However, it has to pay a very expensive price, causing natural resources and ecosystems to be degraded, impoverished, lost resilience.

Sustainable development also depends on population. As the population increases, the demand for The larger the natural resources will be and will exceed the Earth's tolerance, so it must be found safe way between population growth and sustainable development.

4) Respect and care about community life. This is the principle - important, it speaks to the human responsibility to care for people.

Finally, thinking of recycling wastes in industrial zones from construction activities to protect our environment better.

Kabirifar et al (2020) pointed that Construction and demolition waste (C&DW) as a direct consequence of rapid urbanization is increasing around the world. C&DW generation has been identified as one of the major issues in the construction industry due to its direct impacts on the environment as well as the efficiency of construction industry. It is estimated that an overall of 35% of C&DW is landfilled globally, therefore, effective C&DW management is crucial in order to minimize detrimental impacts of C&DW for the environment. As the industry cannot continue to practice if the resources on which it depends are depleted, C&DW management needs implemented in an effective way. Despite considering well-developed strategies management, the outputs of the implementation of these strategies is far from optimum. The main reason of this inefficiency is due to inadequate understanding of principal factors, which play a vital role in C&DW management. Therefore, In order to achieve this aim, and based on a systematic review of 97 research papers relevant to effective C&DW management, this research considers two main categories as fundamental factors affecting C&DW management namely, C&DW management hierarchy including reduce, reuse, and recycle strategies, and effective C&DW management contributing factors, including C&DW management from sustainability perspective, C&DW stakeholders' attitudes, C&DW project life cycle, and C&DW management tools. Subsequently, these factors are discussed in detail and findings are scrutinized in order to clarify current and future practices of C&DW management from both academic and practical perspectives.

## We see below fig:

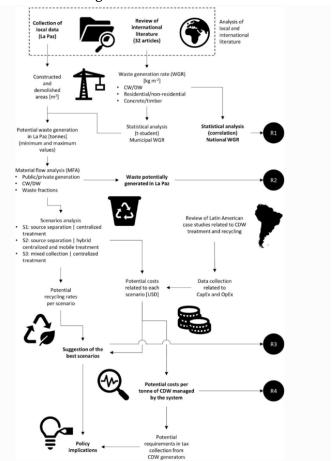


Fig 1 - Steps of research conducted

(source: Scheme of the research procedure conducted in La Paz, Ferronato et al, 2022)

And Nadarason et al (2018) showed Construction industry plays a vital role in the development of a country. It brings negative impacts on due to its huge environment generation waste. Moreover, the construction excessive construction waste is dumped illegally in mangroves swamp and roadside by irresponsible contractors. Greatly, there are some responsible contractors carried out recycling practices in the construction industry to reduce the amount of waste send to landfills. Therefore, authors aimed to discover recycling practices execute among contractors in the construction industry.

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Authors have declared no competing interests.

Consent for Publication

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