

# Enforcement Professionals, do they exist? How would we know? Why should we care?

*ENPE & EUROJUST Conference*

*International collaboration and co-operation in the fight against environmental crime*

*30 October 2019*

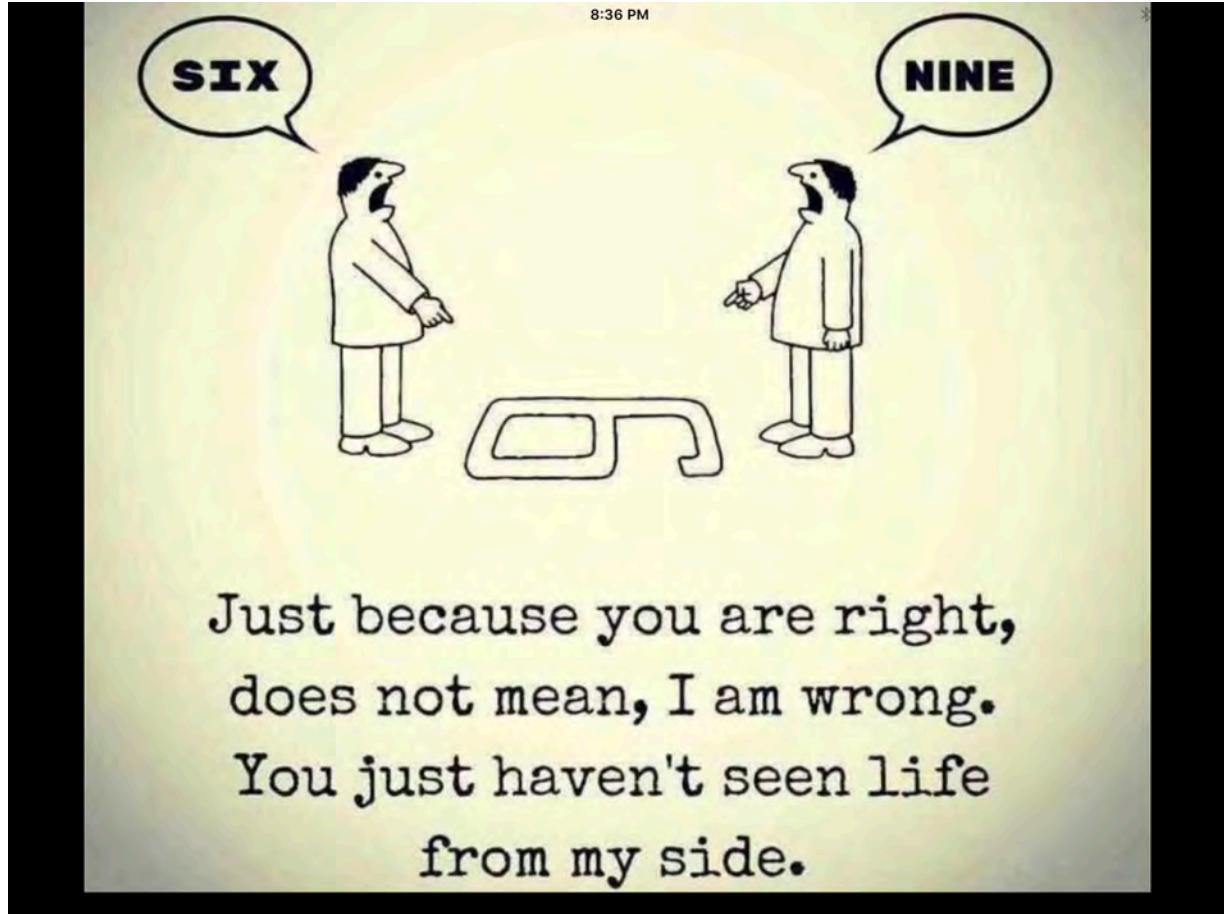
*Den Haag, The Netherlands*

Dr. Grant Pink

Managing Director, RECAP Consultants, Australia



Image Sources: Australian Customs Service & Grant Pink

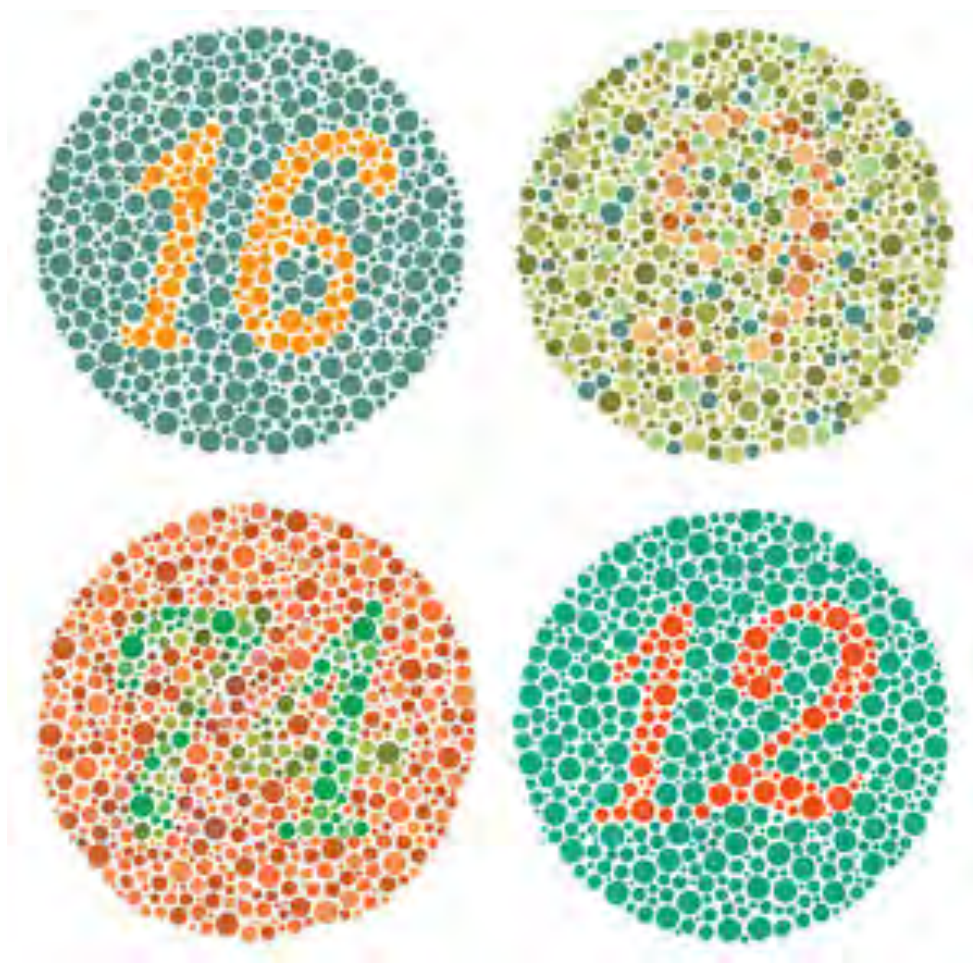


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<b>E D F C Z P</b>	6	20/30
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<b>F E E O L C T P D</b>	11	

Source: Wikimedia



Source: Essilor.co.uk



Source: i.ebaying.com





Source: [Conourseoptometry.com](http://Conourseoptometry.com)



## Regulation Enforcement Collaboration And Practice

# Enforcement: capability, capacity and professionalism

*Why I looked for answers?*

It just didn't make sense

*Where I collected information?*

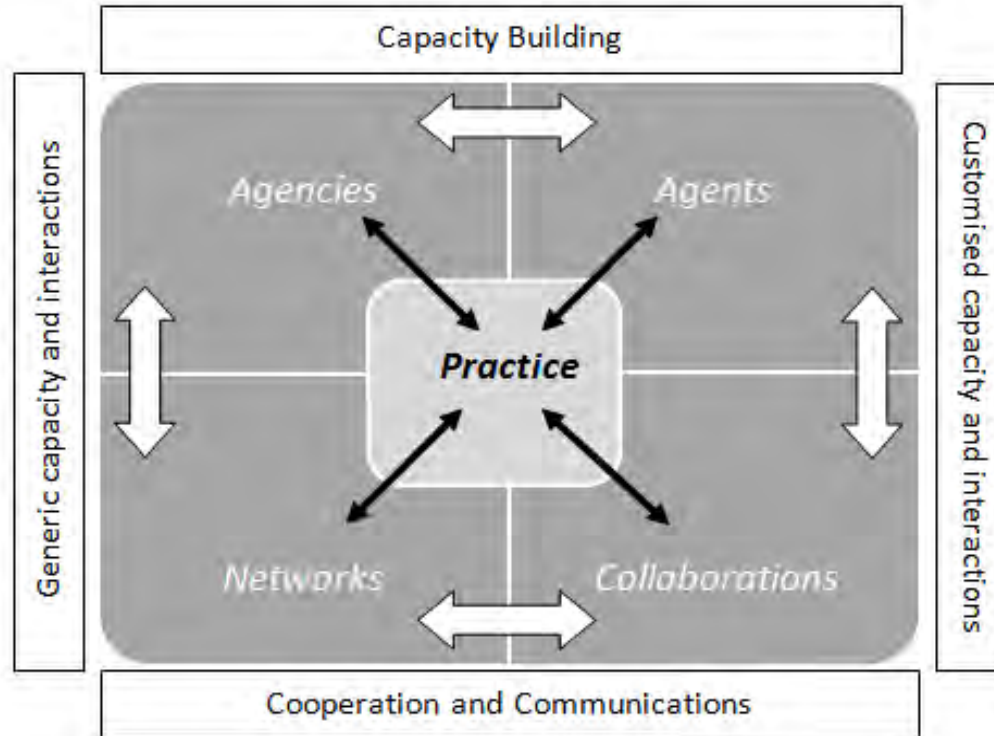
Nationally, regionally and globally: practitioners, managers and experts

*Analysing information for what purpose?*

To improve enforcement *practice* – within and across agencies



# Overview of findings: diagrammatically



# Overview of findings: local and international examples

## ***Training:***

- Authorised Officer Training & Re-authorisation Program
- Authorised Officer (Environmental) Prosecution Training
- Graduate Certificate in Environmental Compliance

## ***Support/Guidance:***

- Basic interviewing skills, reference manual
- The Environmental Help Desk
- The Expertise Framework Program

## ***Workshops and problem solving***

- Workshops for practitioners, managers, senior executives
- Cross-team/-discipline/cross-level problem solving workshops

## Enforcement capability: key questions

*Do enforcers/regulators share a common regulatory language?*

*Do enforcers/regulators have a shared understanding of what constitutes a regulatory spectrum?*

# Regulatory/Enforcement language: examples

## *Language and dialect:*

- policy, programs, regulation
- scientific, technical, enforcement, legal, management
- regulatory, enforcement, policing
- economic, social, environmental

# Regulatory spectrums: various models

Licensing

Monitoring

Enforcement

Licensing and Approvals

Monitoring Compliance

Responding to non-compliance

Enforcement

Advice and guidance

Licensing and approvals

Managing non-compliance

Enforcement and litigation

Regulatory regime design

Regulator performance and evaluation



Regulation Enforcement Collaboration And Practice

# Regulatory professionals: operating across and extended regulatory spectrum

## The extended regulatory spectrum

<i>Regulatory Regime Design</i>	Advice and Guidance	Licencing and Approvals	Monitoring Compliance	Enforcement	<i>Regulator Performance and Evaluation</i>
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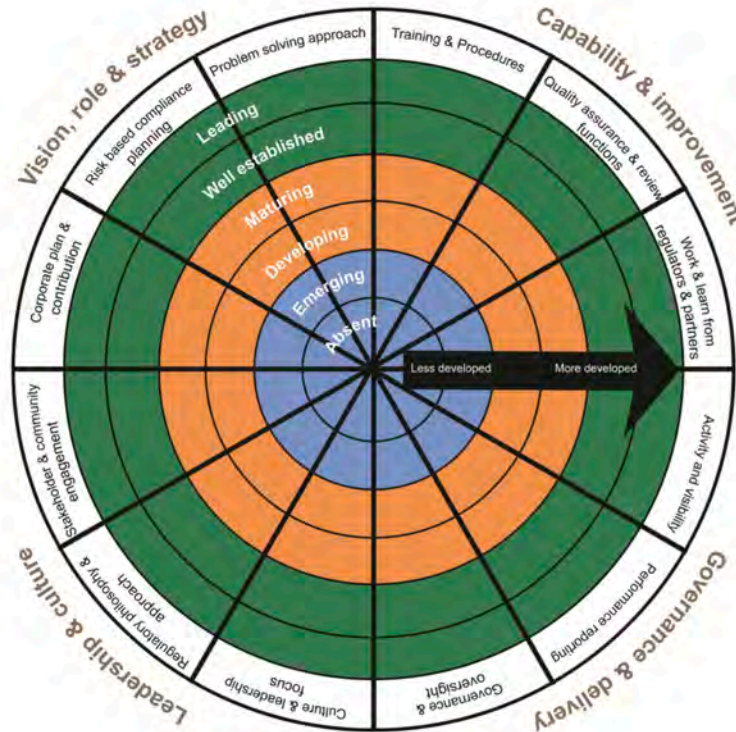
Source: Grant Pink, 2016; RECAP Consultants Pty Ltd, 2017 ©

## Regulatory/Enforcement professionalism: key questions

*Do regulators have the ability to assess their regulatory maturity, competence, and professionalism?*

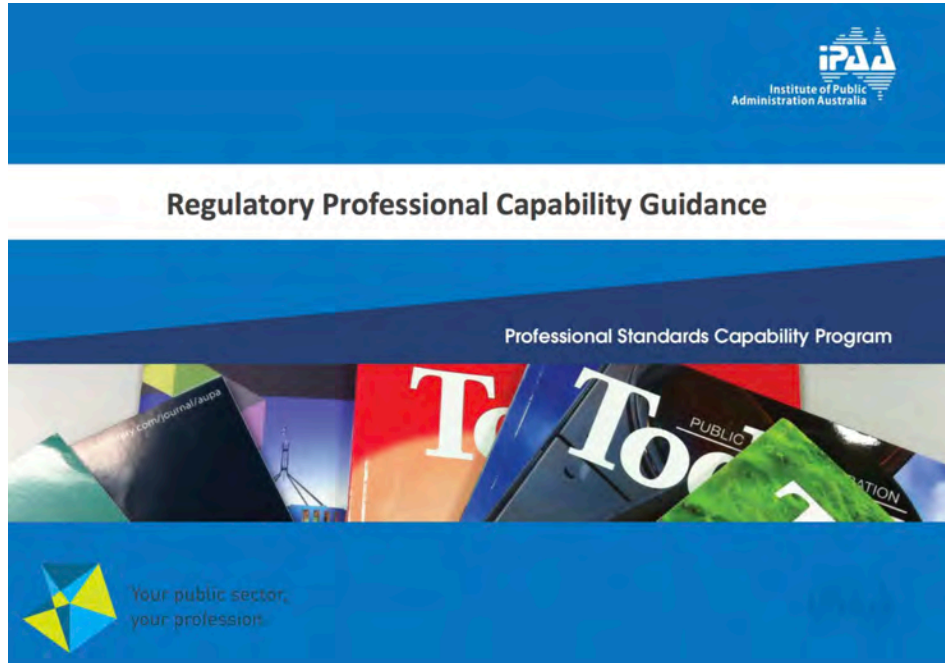
*Do regulators have the vehicles / mechanisms to work together effectively?*

# Modern Regulator Improvement Tool: assessing maturity



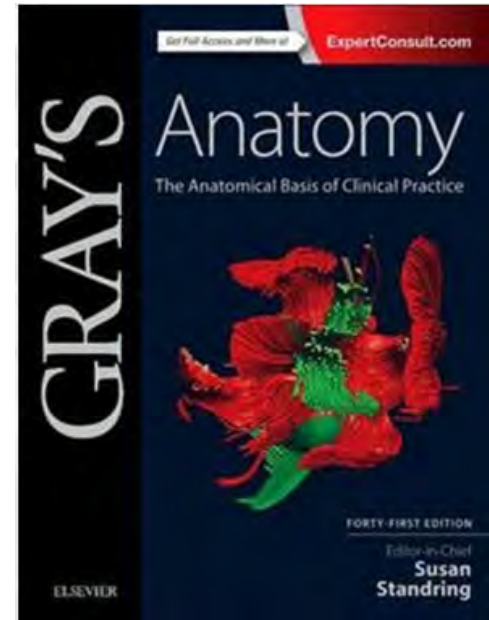
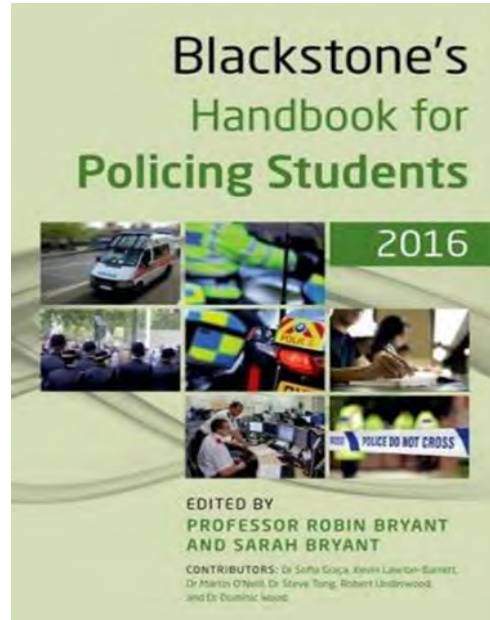


# Regulatory professional: what it involves



Source: IPAA (2015)

# Other professions: doctrines and approach



Source: Bookdepository

# Regulation and Regulatory Professionalism: Key observations and thoughts

## ***Regulatory work is challenging –***

- learn your language
- identify your spectrum

## ***Regulatory work cannot be done effectively in isolation –***


- learn who your partners are
- use networks/communities of practice
- collaborate with purpose

## ***Regulatory work has existing pockets of better practice –***

- identify better practice
- Are both a moment in time and a journey



Thank you for your attention

-  Regulation and Enforcement
-  Research and Analysis
-  Leadership and Ethics
-  Risk and Intelligence
-  Continual Professional Development

**Regulation Enforcement Collaboration And Practice**