

LEGAL ASPECTS OF SUSTAINABLE DEVELOPMENT

TRANSBOUNDARY GOVERNANCE OF BIODIVERSITY

EDITED BY
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Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development

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Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development:

Transboundary Governance of Biodiversity Louis J. Kotzé, Thilo Marauhn, 2014-06-26 Transboundary Governance of Biodiversity compiles critical analysis of the regulatory frameworks applicable to the transboundary governance of biodiversity by specialists from Europe and Africa Drawing on their vast experience as lawyers political scientists and natural resource management experts they provide a critique and contemporary perspectives on what has become one of the most challenging aspects of global environmental governance in the Anthropocene effective biodiversity conservation in times of unprecedented environmental crises With a unique North South focus and a legal focus infused by multi disciplinary regulatory dimensions this peer reviewed publication offers a comprehensive analysis of international and regional environmental law frameworks applicable to the transboundary governance of biodiversity

Legal Aspects of Sustainable Development Volker Mauerhofer, 2015-11-26 This book addresses legal aspects of sustainable development and offers the latest thinking on a wide range of current themes By taking a cross cutting approach it adds considerably to the exploration of this emerging scientific field Twenty nine original contributions present innovative thoughts and replicable ideas from this exciting new area which will be of value to practitioners and researchers alike These contributions are allocated into a horizontal and sectorial part The section covering horizontal policies has five sub parts 1 general aspects 2 human and intellectual property rights 3 communication and social enterprise governance 4 public participation and 5 assessment tools The second part on sectorial policies also has five sub parts 1 forest and water management 2 renewable energy 3 cities waste and material management 4 biodiversity nature conservation oceans and spatial planning and 5 agriculture and rural policy It offers a multifaceted discussion of sustainable development and law by authors from five continents and from both the public and the private sectors This selection guarantees a broad view that presents the more theoretical arguments from the academic as well as the practical perspective Furthermore the authorship includes senior highly experienced academics and practitioners as well as those at the start of their career This ensures thoughtful expansions of established theories as well as the emergence of innovative ideas Moreover the ten sub parts bring together likeminded thoughts resulting in an exchange of different viewpoints on a similar theme This allows the readers to concentrate on individual chapters while at the same time discovering a variety of thoughts and ideas

Legal Aspects of Implementing the Cartagena Protocol on Biosafety Marie-Claire Cordonier Segger, Frederic Perron-Welch, Christine Frison, 2013-01-28 This book the first in a series that focuses on treaty implementation for sustainable development examines key legal aspects of implementing the Cartagena Protocol on Biosafety to the UN Convention on Biological Diversity CBD at national and international levels The volume provides a serious contribution to the current legal and political academic debates on biosafety by discussing key issues under the Cartagena Protocol on Biosafety that affect the further design of national and international law on biosafety and analyzing progress in the development of domestic regulatory regimes for

biosafety In the year of the fifth UN Meeting of the Parties to the Cartagena Protocol on Biosafety at the signature of a new Nagoya Kuala Lumpur Protocol on Liability and Redress this timely book examines developments in biosafety law and policy

International Governance of the Arctic Marine Environment Lilly Weidemann, 2014-04-09 The Arctic is particularly affected by climate change over the past few decades temperatures in this area have risen twice as fast as the mean global rate The most prominent effect of global climate change in the region is the melting sea ice in the Arctic Ocean which enables a multitude of ocean uses to be initiated and extended such as shipping fishing and oil and gas extraction Unlike in the Antarctic there is currently no single comprehensive legal regime for governance of the Arctic Instead the region is regulated by a patchwork of international treaties above all the United Nations Convention on the Law of the Sea UNCLOS various regional and sub regional agreements national laws and soft law agreements This treatise provides an evaluation of the governance regime that regulates the use of the Arctic marine environment and its readiness to protect these fragile ecosystems in light of the consequences of climate change

Global Environmental Constitutionalism in the Anthropocene Louis J Kotzé, 2016-09-22 There is persuasive evidence suggesting we are on the brink of human induced ecological disaster that could change life on Earth as we know it There is also a general consensus among scientists about the pace and extent of global ecological decay including a realisation that humans are central to causing the global socio ecological crisis This new epoch has been called the Anthropocene Considering the many benefits that constitutional environmental protection holds out in domestic legal orders it is likely that a constitutionalised form of global environmental law and governance would be better able to counter the myriad exigencies of the Anthropocene This book seeks to answer this central question from the perspective of the Anthropocene what is environmental constitutionalism and how could it be extrapolated to formulate a global framework In answering this question this book offers the first systematic conceptual framework for global environmental constitutionalism in the epoch of the Anthropocene

Does the UN Model Still Work? Challenges and Prospects for the Future of Multilateralism , 2022-11-28 Composed of original articles from academics and policy notes from practitioners this book attempts to draw up the state of multilateralism through the UN model and identify potential ways to address its challenges and shortcomings The contributors question the role of multilateralism sometimes accused of being fragmented inefficient and unrepresentative and its impact on global governance democracy trade and investment the environment and human rights Since most of the authors are not from the UN system the content of the contributions provides an external and more neutral assessment of the UN s ability to continue to function today as a serious actor within a global movement in favor of a renewed form of multilateralism Does the UN Model Still Work Challenges and Prospects for the Future of Multilateralism is now available in paperback for individual customers

Groundwater and Climate Change Philippe Cullet, Raya Marina Stephan, 2018-08-30 This book undertakes a scholarly assessment of the state of the art of law and policy perspectives on groundwater and climate change at the international regional and national levels A

particular focus is given to India which is the largest user of groundwater in the world and where groundwater is the primary source of water for domestic and agricultural uses. The extremely rapid rise in groundwater use in many Indian states has led to a growing groundwater crisis that they must address. The existing regulatory framework has not adapted to the challenges and fails to address any environmental concerns. On climate change, India has adopted a policy framework that makes the link with water but no legislation has followed up to make the link operational. The subject matter of this book has been widely debated with regard to each of its main two components separately. Bringing these two domains together is what makes this book unique. The link between climate change and groundwater has been acknowledged to some extent and there is growing interest in studying the impacts of climate change on ground water. Similarly in water and environmental law and policy, increasing attention has been given to the study of climate change and groundwater legal and policy frameworks but generally separately. This book contributes to filling this knowledge gap by drawing on contributions from leading experts in the field of environmental and water law and policy who have been involved in climate change and/or groundwater research. The chapters in this book were originally published in a special issue of *Water International*. Implementing International Watercourses Law through the WEF Nexus and SDGs Zera Yihdego, Julie Gibson, 2020-11-16. *Implementing International Watercourses Law through the WEF Nexus and SDGs: An Integrated Approach Illustrated in the Zambezi River Basin* offers an innovative approach to the implementation of international water law (IWL) through integration of the law, the WEF Nexus and SDGs. *International Law and Agroecological Husbandry* John W. Head, 2016-11-25. Remarkable advances are being made in life science and agricultural research to reform the methods of food production particularly with regard to staple grain and legume crops in ways that will better reflect ecological realities. However, advances in science may be insufficient to ensure that these possibilities for agricultural reform are realized in practice and in a sustainable way. This book shows how these can only be achieved through changes in legal norms and institutions at the global level. Interdisciplinary in character, the book draws from a range of issues involving agricultural innovation, international legal history and principles, treaty commitments, global institutions and environmental challenges such as climate change to propose broad legal changes for transforming global agriculture. It first shows how modern extractive agriculture is unsustainable on economic, environmental and social grounds. It then examines the potential for natural systems agriculture, especially perennial polyculture systems, for overcoming the deficiencies of modern extractive agriculture, especially to offset climate change. Finally, it analyses closely the legal innovations that can be adopted at national and international levels to facilitate a transition from modern extractive agriculture to a system based more on ecological principles. In particular, the author argues for the creation of a Global Convention on Agroecology. *Routledge Handbook of International Environmental Law* Shaukat Alam, 2013. This handbook is an advanced level reference guide which provides a comprehensive and contemporary overview of the corpus of international environmental law (IEL). **Routledge Handbook of Biodiversity and the Law**

Charles R. McManis, Burton Ong, 2017-11-27 This volume provides a reference textbook and comprehensive compilation of multifaceted perspectives on the legal issues arising from the conservation and exploitation of non human biological resources Contributors include leading academics policy makers and practitioners reviewing a range of socio legal issues concerning the relationships between humankind and the natural world The Routledge Handbook of Biodiversity and the Law includes chapters on fundamental and cutting edge issues including discussion of major legal instruments such as the Convention on Biological Diversity and the Nagoya Protocol The book is divided into six distinct parts based around the major objectives which have emerged from legal frameworks concerned with protecting biodiversity Following introductory chapters Part II examines issues relating to conservation and sustainable use of biodiversity with Part III focusing on access and benefit sharing Part IV discusses legal issues associated with the protection of traditional knowledge cultural heritage and indigenous human rights Parts V and VI focus on a selection of intellectual property issues connected to the commercial exploitation of biological resources and analyse ethical issues including viewpoints from economic ethnobotanical pharmaceutical and other scientific industry perspectives

Sustainable Planet Barbara J. McNicol, 2021-04-26 Sustainable Planet is a two volume resource that provides comprehensive coverage on the world's most pressing environmental issues their impact in countries around the world and how or if they are being addressed Sustainable Planet Issues and Solutions for Our Environment's Future examines contemporary challenges to sustainability including population climate change decreasing biodiversity land degradation and water quality Each chapter analyzes one of these challenges by first providing an introduction to the topic as well as key concepts to provide readers with a basic understanding of the issue Essays deepen comprehension by investigating different aspects of the challenge Case studies written by experts in the field follow Each case study considers how a specific country is affected by the particular issue as well as the measures the country is taking to find solutions that will provide for a more sustainable future The final chapter of the book explores sustainability at a global level by examining through annotated primary documents a number of multinational initiatives and alliances intended to create a more sustainable planet

The 'Ecosystem Approach' in International Environmental Law Vito De Lucia, 2019-03-28 The ecosystem approach broadly understood as a legal and governance strategy for integrated environmental and biodiversity management has been adopted within a wide variety of international environmental legal regimes and provides a narrative a policy approach and in some cases legally binding obligations for States to implement what has been called a new paradigm of environmental management In this last respect the ecosystem approach is also often considered to offer an opportunity to move beyond the outdated anthropocentric framework underpinning much of international environmental law thus helping re think law in the Anthropocene Against this background this book addresses the question of whether the ecosystem approach represents a paradigm shift in international environmental law and governance or whether it is in conceptual and operative continuity with legal modernity This central question is explored through a combined genealogical

and biopolitical framework which reveals how the ecosystem approach is the result of multiple contingencies and contestations and of the interplay of divergent and sometimes irreconcilable ideological projects The ecosystem approach this books shows does not have a univocal identity and must be understood as both signalling the potential for a decisive shift in the philosophical orientation of law and the operationalisation of a biopolitical framework of control that is in continuity with and even intensifies the eco destructive tendencies of legal modernity It is however in revealing this disjunction that the book opens up the possibility of moving beyond the already tired assessment of environmental law through the binary of anthropocentrism and ecocentrism

Transboundary Marine Spatial Planning and International Law Daud

Hassan,Tuomas Kuokkanen,Niko Soininen,2015-07-16 Marine Spatial Planning MSP is an integrated and comprehensive approach to ocean governance and is used to establish a rational use of marine space and reconcile conflicting interests of its users MSP allows both a high level of environmental protection and a wide range of human activities and emphasizes coordinated networks of national regional and global institutions This book focuses on the framework of international law behind MSP and especially on the transboundary aspects of MSP It first sets out a general framework for transboundary MSP and then moves on to compare and assess differences and similarities between different regions Specific detailed case studies include the EU with the focus on the Baltic Sea and North Sea the Bay of Bengal and Great Barrier Reef in Australia The authors examine the national and regional significance of MSP from an integrated and sustainable ocean governance point of view They also show how transboundary MSP can create opportunities and positive initiatives for cross border cooperation and contribute to the effective protection of the regional marine environment

Our Earth Matters Bharat H.

Desai,2021-06-15 On 21 May 2019 it was officially recognized that we are now living in the Anthropocene our earth s latest geological epoch named for the unmistakable imprint of human activities This announcement came almost 60 years after the publication of Rachel Carson s landmark work of environmental writing Silent Spring and next year 2022 it will be 50 years since the first UN Conference on the Human Environment held in Stockholm in June 1972 This book *Our Earth Matters* Pathways to a Better Common Environmental Future is a special issue of the journal Environmental Policy and Law which was first published in 1975 It presents 21 invited contributions by outstanding scholars from around the world which examine existing global regulatory approaches processes instruments and institutions for the protection of the global environment The articles are grouped under four headings Prognoses Processes Problematique and Prospects and in them the authors have sought to explore answers to the existential environmental crisis They urge us to ponder our reckless destruction of natural spaces endangering of plant and animal species poisoning of the environment and general disturbance of our essential ecological processes The primary objective of the book is to raise the awareness of the global audience by inspiring scholars and decision makers to re examine current global approaches to environmental issues and explore the future trajectory with new ideas and frameworks for international environmental governance in the 21st century and beyond

The book will be of interest to all those working to secure the sustainable future of the human race on our only abode planet Earth Bharat H Desai is Professor of International Law and Jawaharlal Nehru Chair in International Environmental Law Centre for International Legal Studies School of International Studies Jawaharlal Nehru University New Delhi Editor in Chief of the journal *Environmental Policy Law* Amsterdam IOS Press and of the *Yearbook of International Environmental Law* Oxford OUP

International Environmental Law-making and Diplomacy Tuomas Kuokkanen, Ed Couzens, Tuula Honkonen, Melissa Lewis, 2016-01-29 Bringing together contributions from diplomats UN agency officials lawyers and academics this book provides insight into the evolution of international environmental law diplomacy and negotiating techniques Based on first hand experiences and extensive research the chapters offer a blend of practice and theory history and analysis presenting a range of historical episodes and nuances and drawing lessons for future improvements to the processes of law making and diplomacy The book represents a synthesis of the most important messages to emerge from the annual course on Multilateral Environmental Agreements delivered to diplomats and negotiators from around the world for the last decade by the University of Eastern Finland and the United Nations Environment Programme The book will be of interest as a guide for negotiators and as a supplementary textbook and a reference volume for a wide range of students of law and environmental issues

A Global Corporate Trust for Agroecological Integrity John W. Head, 2019-06-14 This book examines global environmental governance and how legal institutional and conceptual reform can facilitate a transformation to a new natural systems form of agriculture Profound global climate disruption makes it essential that we replace our current agricultural system described in this book as a fossil carbon dependent modern extractive agriculture with a natural systems agriculture featuring perennial grains growing in polycultures thereby mimicking the natural grassland and forest ecosystems that modern extractive agriculture has largely destroyed After examining relevant international legal and conceptual foundations sovereignty federalism global governance and existing international organizations focusing on agriculture the book explores legal and institutional opportunities to facilitate dramatic agricultural reform and ecological restoration Among other things it explains how innovative federalism structures around the world provide patterns for reorienting global environmental governance including what the book calls eco states that would through exercise of pluralistic sovereignty be responsible for agroecological management Drawing from his experience working in international institutions the author provides detailed global governance proposals for facilitating the type of agricultural reform that can help avoid ecological collapse especially through soil degradation and climate change This book will be of great interest to students and scholars of international law agroecology climate change ecological restoration sustainable development and global governance as well as policy makers and practitioners working in these fields

Handbook of Water Resources Management: Discourses, Concepts and Examples Janos J. Bogardi, Joyeeta Gupta, K. D. Wasantha Nandalal, Léna Salamé, Ronald R.P. van Nooijen, Navneet Kumar, Tawatchai Tingsanchali, Anik Bhaduri, Alla G.

Kolechkina,2021-06-12 This book provides an overview of facts theories and methods from hydrology geology geophysics law ethics economics ecology engineering sociology diplomacy and many other disciplines with relevance for concepts and practice of water resources management It provides comprehensive but also critical reading material for all communities involved in the ongoing water discourses and debates The book refers to case studies in the form of boxes sections or as entire chapters They illustrate success stories but also lessons to be remembered to avoid repeating the same mistakes Based on consolidated state of the art knowledge it has been conceived and written to attract a multidisciplinary audience The aim of this handbook is to facilitate understanding between the participants of the international water discourse and multi level decision making processes Knowing more about water but also about concepts methods and aspirations of different professional disciplinary communities and stakeholders professionalizes the debate and enhances the decision making

Protecting Forest and Marine Biodiversity Ed Couzens,Alexander Paterson,Sophie Riley,Yanti Fristikawati,2017-11-24 This timely book contributes to discussions on the best legal practices to use to promote conservation protection and sustainable use of biological diversity in forest and marine areas The breadth of issues explored across these two themes is immense and the book identifies both key differences and striking commonalities between them **Routledge Handbook of International Environmental Law** Erika Techera,Jade Lindley,Karen N. Scott,Anastasia Telesetsky,2020-12-29 This book critically explores the legal tools concepts principles and instruments as well as cross cutting issues that comprise the field of international environmental law Commencing with foundational elements progressing on to discrete sub fields then exploring regional cooperative approaches cross cutting issues and finally emerging challenges for international environmental law it features chapters by leading experts in the field of international environmental law drawn from a range of countries in order to put forward a truly global approach to the subject The book is split into five parts The foundations of international environmental law covering the principles of international environmental law standards and voluntary commitments sustainable development issues of public participation and environmental rights and compliance state responsibility liability and dispute settlement The key instruments and governance arrangements across the most critical areas of international environmental law biodiversity wildlife freshwater forestry and soils fisheries marine pollution chemicals and waste air and atmospheric pollution and climate change Crucial developments in seven distinct regions of the world Africa Europe North America Latin America South East Asia the polar regions and small island states Cross cutting issues and multidisciplinary developments drawing from multiple other fields of law and beyond to address human rights and Indigenous rights war and armed conflict trade financing investment criminology technology and energy Contemporary challenges and the emerging international environmental law regimes which address these the changing climate forced migration marine plastic debris and future directions in international environmental law Containing chapters on the most critical developments in environmental law in recent years this comprehensive and authoritative book makes for an essential

reference work for students scholars and practitioners working in the field

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Table of Contents Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development

1. Understanding the eBook Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - The Rise of Digital Reading Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Advantages of eBooks Over Traditional Books
2. Identifying Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - User-Friendly Interface
4. Exploring eBook Recommendations from Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Personalized Recommendations

- Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development User Reviews and Ratings
- Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development and Bestseller Lists
- 5. Accessing Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development Free and Paid eBooks
 - Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development Public Domain eBooks
 - Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development eBook Subscription Services
 - Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development Budget-Friendly Options
- 6. Navigating Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development eBook Formats
 - ePub, PDF, MOBI, and More
 - Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development Compatibility with Devices
 - Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Highlighting and Note-Taking Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Interactive Elements Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
- 8. Staying Engaged with Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
- 9. Balancing eBooks and Physical Books Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain

- Minimizing Distractions
- Managing Screen Time
- 11. Cultivating a Reading Routine Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Setting Reading Goals Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Fact-Checking eBook Content of Transboundary Governance Of Biodiversity Legal Aspects Of Sustainable Development
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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