International Environmental Law

Teaching spring semester 2009

Time: 12.15-14.00 Fridays + Tuesdays February 3 and 10.

Place Auditorium 6 Domus Academica (Urhygningen)

Teachers: Professor Hans Chr. Bugge
Professor Ole Kristian Fauchald
PhD Froukje Maria Platjouw
Post doc Christina Voigt

3/2: Introduction to international environmental law:
Foundation, sources, and main issues and problems.
Hans Chr. Bugge

Compulsory reading:
Chapter I-IV (pp. 1-87).

Optional reading:

Hans Chr. Bugge

Primary material:
The 1992 Declaration of the UN Conference on Environment and Development

Compulsory reading:
Kiss and Shelton Chapter V (pp. 89-110).

Optional reading:
Alan Boyle and David Freestone (eds.): International law and Sustainable development. Past Achievements and Future Challenges, Oxford, 1999, in particular chapters 1, 2 and 3


Hans Christian Bugge and Christina Voigt (eds.): Sustainable Development in International and National Law, Groningen 2008, in particular chapters 2.1, 2.2 and 2.4.

10/2 **Implementation, Enforcement and Non-Compliance Procedures**  
*Christina Voigt*

*Primary materials:*
UN Convention on the Law of the Sea (UNCLOS)  
Kyoto Protocol  
Convention on Biological Diversity  
CITES  
Montreal Protocol

*Compulsory reading:*
Kiss and Shelton, 2007, pp. 81-89, 111-1154

*Optional reading:*

13/2 **Climate Change**  
*Christina Voigt*

1. **Climate Change**

*Primary materials*
UN Framework Convention on Climate Change  
Kyoto Protocol


Compulsory reading
Kiss and Shelton, pp. 160-176

Optional reading
- Petra Lea Láncos, Flexibility and Legitimacy - The Emissions Trading System under the Kyoto Protocol, GERMAN LAW JOURNAL (2008), Vol. 09 No. 11, 1625-1651

27/2 Climate Change contd.
Christina Voigt

6/3 Protection of Biodiversity
Ole Kristian Fauchald

Primary materials:
Convention on Biological Diversity
Biosafety Protocol
International Treaty on Plant Genetic Resources
Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES)
Convention on the Conservation of European Wildlife and Natural Habitats
Ramsar Convention on Wetlands
The World Charter for Nature

Compulsory reading:
Kiss and Shelton Chapter VII C (pp. 176-190.

Optional reading:

Issues to be discussed:
The interaction of intellectual property rights and biodiversity
Biofuels and biodiversity
Forestry and climate change
13/3 Protection of Biodiversity contd.  
*Ole Kristian Fauchald*

20/3 The Marine Environment and the Law of the Sea.  
*Ole Kristian Fauchald*

*Primary materials:*
UN Convention on the Law of the Sea, in particular part XII  
Agreement Relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks  
International Convention for the Regulation of Whaling  
Convention for the Protection of the Marine Environment of the North-East Atlantic (OSPAR Convention)

*Compulsory reading:*
Kiss and Shelton chapter VII D (pp. 190-206)

*Cases:*
- the Southern Bluefin Tuna Case (cases nos. 3 and 4)  
- the MOX Plant Case (case no. 10)

*Issue to be discussed:*
The establishment of marine protected areas, see [http://news.bbc.co.uk/2/hi/science/nature/7812786.stm](http://news.bbc.co.uk/2/hi/science/nature/7812786.stm)

27/3 Trade and the Environment  
*Christina Voigt*

*Primary Materials*
GATT  
Agreement establishing the WTO  
Dispute Settlement Understanding

*Compulsory reading*
Kiss and Shelton, 2007, 241-250

*Cases*
*United States – Standards for Reformulated and Conventional Gasoline,*  

*United States – Import Prohibition of Certain Shrimp and Shrimp Products,*  

*European Communities – Measures Affecting Asbestos etc,*  
**Optional reading**


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**3/4 Trade and the Environment: Hazardous substances.**

*Christina Voigt*

**Primary Materials:**
- Basel Convention on the Control of Transboundary Movements of Hazardous Waste and their Disposal, protocols and amendments
- Convention on Biological Diversity
- Cartagena Biosafety Protocol

**Compulsory reading**

Kiss and Shelton, pp. 206-224

**Optional reading**


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**17/4 European Environmental Law**

*Froukje Maria Platjouw*

**Compulsory reading**

Kiss and Shelton chapter VIII A (pp. 225-237).

**Optional reading**

(to be filled in)

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**24/4 European Environmental Law** contd.

*Froukje Maria Platjouw*