

The Intersection Of Tort And Environmental Law Where The

The Making of Environmental Law Environmental Law from the Policy Perspective Advanced Introduction to International Environmental Law Risk, Resilience, Inequality and Environmental Law Environmental Law Before the Courts Environmental Law Public Interest Perspectives in Environmental Law The Impact of EC Environmental Law in the United Kingdom Environmental Principles and the Evolution of Environmental Law EU Environmental Law and Policy A Guide to EU Environmental Law Poverty Alleviation and Environmental Law Handbook of European Environmental Law Environmental Law: A Very Short Introduction International and European Trade and Environmental Law After the Uruguay Round Research Handbook on Fundamental Concepts of Environmental Law Human Rights and the Environment Environmental Law for Non-lawyers International Environmental Law and Governance Sustainable Justice Richard J. Lazarus Chad J. McGuire Ellen Hey Bridget M. Hutter Giovanni Antonelli Elizabeth Fisher David Robinson Jane Holder Eloise Scotford David Langlet Josephine van Zeben Yves Le Bouthillier THIEFFRY Elizabeth Fisher Ernst-Ulrich Petersmann Douglas Fisher Linda Hajjar Leib David B. Firestone Malgosia Fitzmaurice Marie-Claire Cordonier Segger The Making of Environmental Law Environmental Law from the Policy Perspective Advanced Introduction to International Environmental Law Risk, Resilience, Inequality and Environmental Law Environmental Law Before the Courts Environmental Law Public Interest Perspectives in Environmental Law The Impact of EC Environmental Law in the United Kingdom Environmental Principles and the Evolution of Environmental Law EU Environmental Law and Policy A Guide to EU Environmental Law Poverty Alleviation and Environmental Law Handbook of European Environmental Law Environmental Law: A Very Short Introduction International and European Trade and Environmental Law After the Uruguay Round Research Handbook on Fundamental

Concepts of Environmental Law Human Rights and the Environment Environmental Law for Non-lawyers International
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an updated and passionate second edition of a foundational book how did environmental law first emerge in the united states why has it evolved in the ways that it has and what are the unique challenges inherent to environmental lawmaking in general and in the united states in particular since its first edition the making of environmental law has been foundational to our understanding of these questions for the second edition richard j lazarus returns to his landmark book and takes stock of developments over the last two decades drawing on many years of experience on the frontlines of legal and policy battles lazarus provides a theoretical overview of the challenges that environmental protection poses for lawmaking related to both the distinctive features of us lawmaking institutions and the spatial and temporal dimensions of ecological change the book explains why environmental law emerged in the manner and form that it did in the 1970s and traces how it developed over sequent decades through key laws and controversies new chapters composing more than half of the second edition examine a host of recent developments these include how congress dropped out of environmental lawmaking in the early twenty first century the shifting role of the judiciary long overdue efforts to provide environmental justice to disadvantaged communities and the destabilization of environmental law that has resulted from the election of presidents with dramatically clashing environmental policies as the nation s partisan divide has grown deeper and the challenge of climate change has dramatically raised the perceived stakes for opposing interests environmental law is facing its greatest challenges yet this book is essential reading for understanding where we have been and what challenges and opportunities lie ahead

most books on environment law focus on the law first and then look at how environmental problems are dealt with in relation to the law taking a fresh approach environmental law from the policy perspective understanding how legal frameworks influence environmental problem solving examines environmental problems first followed by an examination of legal frameworks and how they impact environmental issues this approach provides a clearer understanding of the relationship between the law and environment by examining environmental issues from an applied perspective by first focusing on environmental problems without constraining the analysis to a particular legal framework this book fosters a more holistic discussion of environmental issues that include scientific social economic and political contexts it examines how laws affect the adaptation of policy how policy is legitimized into statutory law and how the law is impacted in practice the text then underscores how interpretation of the law affects its application to different factual settings written by an environmental law expert who teaches environmental law to those not trained in legal theory the book provides insights into the way environmental issues are ingested into a legal process the author demystifies environmental law as a concept by applying it through the lens of environmental problem solving once you have a clear picture of the role legal frameworks have in managing environmental issues you will be able to take a deeper policy oriented approach to environmental problems

this advanced introduction provides both an overview and a critical assessment of international environmental law iel written by one of the leading authorities in this field an invaluable entry point to this complex area of the law the book pinpoints essential principles and institutions and distils the vast and often technical corpus of legal doctrine whilst also offering insights that stimulate critical thinking covering the origins substantive content institutional structure and accountability mechanisms of iel the book discusses substantive and procedural fairness thus exploring questions of distributive justice accountability and legitimacy providing an invaluable entry point to this complex area of the law this book will prove a useful resource for professors practitioners and policy makers needing to quickly gain an understanding of the core principles of this multi faceted

topic it will also serve as a stimulating introductory text for both undergraduate and postgraduate courses the complete elgar advanced introductions to law series is available online as a low cost institutional subscription

this insightful book considers how the law has adapted to the environmental challenges of the 21st century and the ways in which it might be used to cope with environmental risks and uncertainties whilst promoting resilience and greater equality these issues are considered in social context by contributors from different disciplines who examine some of the experiments tried in different parts of the world to govern the environment improve the available legal tools and give voice to more diverse groups

this book sheds light on the latest trends in environmental law by analyzing some of the main sectors of law including administrative law constitutional law eu law us law and human rights law it explores the evolution of these sectors before courts and tribunals from a us eu perspective and from the perspectives of some of the foremost academics and justices from the major jurisdictions supranational and national courts both in europe and in the us have delivered significant environmental judgements in recent years the corresponding case law reflects how in many jurisdictions environmental and climate litigation continues to expand exponentially as a tool to strengthen environmental protection whether by pushing national governments to be more ambitious or by enforcing existing statutes and regulations courts particularly after the paris agreement are increasingly seeking their own role as an important player in multilevel environmental governance courts in both the us and eu are at the forefront of this process and their role in shaping environmental rule of law will be fundamental in the near future

environmental law text cases and materials offers a comprehensive critical and case focused approach to the subject combining insightful author commentary with carefully selected extracts to fully support students

contains chapters by academics judges and activists on the proposed environmental rights of the citizen

article 130 of the ec treaty encompasses two key elements of modern european law integration and environmental protection understanding how these policies work together at the national level provides an important insight into both the process of implementation of european laws and the ever increasing impact of environmental rules and regulation on national laws in this focused collection of articles from leading european legal experts the question of how effectively these vital elements have been adopted in the uk is analysed in detail the analysis unearths a clear consensus of opinion that european environmental policies cannot be viewed in a vacuum the development of this area of law must be addressed in a wider context its relationship with co existing european policies such as trade free movement public health and practical remedies the impact of ec environmental law in the united kingdom assesses key questions has the uk been effective in implementing european legislation are adequate enforcement procedures in place has existing uk law been able to influence environmental legislation emanating from brussels across the whole of the european union can potentially conflicting policies such as free movement and environmental law work in harmony as highlighted by the recent bse crisis the impact of ec environmental law in the united kingdom is written for both european law and environmental practitioners and academics it provides an essential analysis of the sources and influences that shape uk environmental law now and which will continue to do so in the future it also provides a practical study of the dynamics of integration and subsidiarity at the national level

an accessible and comprehensive resource eu environmental law and policy explains the structure and logic of eu environmental law and enables readers to quickly gain a thorough understanding of the different areas of eu secondary law pertaining to the protection of the environment this volume explores the institutional constitutional and historical premises for the adoption and application of substantive eu environmental law and further expounds upon the dynamics between eu member states and the eu the book additionally provides an introduction to the specific subject areas of eu environmental law

through thematic chapters that analyse important topics such as climate and energy water and biological diversity each area is explained in detail including a discussion of the specific features that characterize each area and an overview of the main legal acts and case law relevant to the particular area

written by two internationally respected scholars this unique primer distills european union environmental law and policy into a practical guide for a nonlegal audience as well as for lawyers trained in other jurisdictions the first part explains the basics of the european legal system including key actors types of laws and regulatory instruments the second part describes the eu s overarching legal strategies for environmental management and delves into how the eu addresses the specific environmental issues of pollution ecosystem management and climate change chapters include summaries of key concepts and discussion questions as well as informative spotlights offering brief overviews of topics with a highly accessible structure and useful illustrative features a guide to eu environmental law provides a long overdue synthetic resource on eu environmental law for students and for anyone working in environmental policy or environmental science this text can also be read with the authors a guide to us environmental law for a comparative look at how two important jurisdictions in the world deal with key environmental problems

the alleviation of poverty and the protection of the environment are both critical challenges for the vindication of basic human rights for all of humankind this relationship is however not necessarily an easy one while there is an inextricable link between poverty and the degradation of the environment a sophisticated analysis of a problem needs to deal with those cases where the need to increase economic opportunity for poor communities may appear to conflict with fragile ecosystems or the preservation of traditional practices this collection provides the most sustained engagement with these problems drawing on the expertise of a range of distinguished authors this book presents the reader with an integrated global engagement with these problems in doing so it represents a landmark effort towards the creation of a coherent literature to deal with one of

humankind's most pressing challenges dennis davis judge of the high court south africa the complex uneven and challenging relationships between poverty alleviation and environmental regulation are impossible to trace in a single book but this collection brings a carefully selected set of policy relevant context responsive practical legal analyses to bear in a fresh examination of the present and future challenges involved this is a timely contribution in the search for regulatory responses that alleviate rather than exacerbate the myriad forms of adaptation apartheid now so painfully evident in the relationship between poverty injustice and environmental degradation anna gear university of waikato new zealand the subject of poverty cannot be ignored by environmentalists as the poor are the most affected by the diverse impacts of environmental degradation and climate change such as on water natural resources and cultural heritage sites in addition slum dwellings exacerbate the plight of the poor the book is a collection of diverse topics by renowned environmental legal experts which deal with the relationship between the alleviation of poverty and the protection of the environment each writer addresses the challenges raised in various issues and recommends solutions which range from linking with human rights the need for public participation the role of environmental courts and other mechanisms koh kheng lian national university of singapore this timely book explores the complex relationship between the alleviation of poverty and the protection of the environment there is every reason to believe that these issues are in many ways interdependent however this book demonstrates that there are situations where alleviation of poverty and the protection of the environment appear to be in a fraught relationship the contributing authors illustrate that the role played by law in this relationship whether at the international or national level will vary depending on the situation and will be more successful at pursuing environmental justice in some cases than in others this interdisciplinary study will appeal to academics and students in environmental law and other environmental disciplines environmental policymakers and ngos interested in issues of poverty environment and indigenous peoples

environmental law is the law concerned with environmental problems it is a vast area of law that operates from the local to

the global involving a range of different legal and regulatory techniques in theory environmental protection is a no brainer few people would actively argue for pollution or environmental destruction ensuring a clean environment is ethically desirable and also sensible from a purely self interested perspective yet in practice environmental law is a messy and complex business fraught with conflict whilst environmental law is often characterized in overly simplistic terms with a law being seen as be a magic wand that solves an environmental problem the reality is that creating and maintaining a body of laws to address and avoid problems is not easy and involves legislators courts regulators and communities this very short introduction provides an overview of the main features of environmental law and discusses how environmental law deals with multiple interests socio political conflicts and the limits of knowledge about the environment showing how interdependent societies across the world have developed robust and legitimate bodies of law to address environmental problems elizabeth fisher discusses some of the major issues involved in environmental law s nation statehood power the reframing role of law the need to ensure real environmental improvements and environmental justice as fisher explains environmental law is and will always be necessary but inherently controversial about the series the very short introductions series from oxford university press contains hundreds of titles in almost every subject area these pocket sized books are the perfect way to get ahead in a new subject quickly our expert authors combine facts analysis perspective new ideas and enthusiasm to make interesting and challenging topics highly readable

in recent years the resort to trade restrictions for purposes of environmental policy has given rise to an increasing number of international dispute settlement proceedings both on the world wide level in the context of the general agreement on tariffs and trade and the newly established world trade organisation and on the regional level in the european community and among the member countries of the north american free trade agreement the present work discusses the evolution of trade law in the global and regional context and analyzes and compares the different world wide and regional approaches to the

various interface problems of trade and environmental policies the book includes in an annex a selection of the most important provisions reports and court cases

this expanded and updated research handbook delivers an authoritative and in depth guide to the conceptual foundations of environmental law it offers a nuanced reflection on the underlying principles by exploring issues such as human rights constitutional rights sustainable development and environmental impact assessment within the context of environmental law

this book explores the philosophical theoretical and legal bases that underpin the linkage between human rights and the environment such linkage grounded in reality is an innovative way of addressing environmental issues through the lens of a well established international human rights system the book argues that a new set of environmental rights is gradually forging its way into international law and suggests a re configuration of the human rights system in the context of sustainable development and the notion of solidarity rights in doing so two sets of concepts are considered first the possibility of a rapprochement between environmental ethics and the human rights doctrine and second the theoretical and practical links among the concepts of development democracy environment and sustainable development

explains environmental law to those who may not have a law degree includes examples figures tables and additional sources of information

the book analyzes the question of legitimacy and efficacy of certain organs created on the basis of multilateral environmental agreements i e conferences and meetings of the parties it analyzes their structure new developments and collaborative efforts regarding the powers of these bodies in achieving desired goals of environmental protection contributors are michael bowman edward j goodwin peter g g davies feja lesniewska and philippe cullet

this book offers a cutting edge scholarly discussion of judicial and legal methods to reconcile national and international economic social and environmental law for sustainable development a diverse anthology of perspectives from developed and developing countries the book contains contributions from judges international lawyers and other experts with a wealth of experience in the emerging field of sustainable development law it presents negotiators scholars and jurists with a lively thought provoking and highly current discussion of international legal debates related to sustainable development the final part discusses future developments in sustainable development law based on the results of three recent international processes sustainable justice weaves a diverse and intriguing collection reflecting a vigorous yet practical international legal debate of crucial importance to our common future

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