



**WCEL**

WORLD COMMISSION ON ENVIRONMENTAL LAW  
COMMISSION MONDIALE DE DROIT DE L'ENVIRONNEMENT  
COMISION MUNDIAL DE DERECHO AMBIENTAL



**UiO : University of Oslo**

# Program

2022 Oslo (3rd) International Environmental  
Law Conference

**“The Transformative Power of Law:  
Addressing Global Environmental  
Challenges”**

University of Oslo, Faculty of Law, Karl Johans gate 47, Oslo, Norway  
October 3-6, 2022

## Day 1: Monday 3 October 2022

**07:30 am** Registration opens (Foyer, Aula)

### 09:00am-10:30am High-Level Opening Ceremony (Aula, University of Oslo)

Chair: Prof. **Christina Voigt**, Chair, IUCN World Commission on Environmental Law (WCEL)

- **Anniken Huitfeldt**, Norwegian Minister of Foreign Affairs
- Prof. **Ragnhild Hennum**, Dean, Faculty of Law, University of Oslo
- **Razan Al Mubarak**, President, IUCN (video address)
- **Inger Anderssen**, Director General, United Nations Environment Program (UNEP) (video address)
- **Achim Steiner**, Administrator, United Nations Development Program (UNDP) (video address)
- Hon. Dr. **Emmanuel Ugirashebuja**, Minister of Justice and Attorney General of the Republic of Rwanda, former President of the East African Court of Justice, Dean Emeritus of the National University of Rwanda, Faculty of Law
- **Parvez Hassan**, Chair emeritus, IUCN WCEL

### 10:30am-11:00am First Conference Keynote (Aula)

**The Environmental Rule of Law in Addressing Global Environmental Challenges**

Speaker: Prof. **Patricia Kameri-Mbote**, UNEP, Director, Law Division, LL.M. (University of Oslo)

Commentator: **Ayman Cherkaoui**, Deputy Chair, IUCN WCEL (online)

**11:00am – 11:30am Break** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

### 11:30am – 01:00pm First Plenary Roundtable (Aula)

**Global Environmental Challenges and The Environmental Rule of Law: An Exchange of Different Perspectives**

Chair: Prof. **Christina Voigt**, Chair, IUCN WCEL

- Prof. **Jeffrey Sachs**, Columbia University (NY) (online)
- Justice **Antonio Herman Benjamin**, National High Court of Brazil (STJ), President of the Global Judicial Institute on the Environment, chair emeritus IUCN WCEL (video address)
- **Blaise Kuemlangan**, Chief of the Development Law Service, FAO
- **H.E. Pierre-Mathieu Duhamel**, Ambassador of France to Norway
- **Marina Venancio**, UNEP, Nairobi (Chair, WCEL Early Career Group)
- Prof. **Qin Tianbao**, Wuhan University (online)
- Prof. **Jonas Ebbesson**, University of Stockholm
- Prof. **Agnes Michelot**, University of La Rochelle

**01:00pm – 02:00pm Lunch** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

### 02:00pm – 03.30pm First Parallel Sessions (6)

#### Parallel session 1 (Gamle Festsal)

**Transforming Environmental Governance through the Environmental Rule of Law**

Chair: Prof. **Agnes Michelot**, University of La Rochelle

- **Alvin Gachie and Marina Venâncio**, “The transformative nature of environmental rule of law: a case for strengthening science-policy interfaces”

- **Trevor Daya-Winterbottom**, “The health and wellbeing of the Environment: The transformative power of the Environmental Rule of Law?” (online)
- **Xabier Ezeizabarrena**, “International Environmental Law and new sovereignty”
- **Sachin Tripathi**, “The Public Trust Doctrine: A New Approach To Strengthen Environmental Rule Of Law”
- **Susan Ann Samuel**, “Reimagining the Legal Vision of Environmental Rule of Law through Sarvodaya”
- **Severine Carrez**, “The principle of ecological negotiation: a peaceful response to meet the planetary ecological challenge(s)” (online)

#### Parallel session 2 (DA, Auditorium 4)

##### Transformative legal tool to address climate change (part I)

Chair: Prof. **Francesco Sindico**, Chair, **WCEL Climate Law Specialist Group**

- **Ivano Alogna**, “The Circulation of Legal Models as a transformative Approach in the environmental field: the evolution of climate law and litigation”
- **Martin Scheinin**, “The intergenerational nature of the right to culture as a vehicle for making future harms count today” (online)
- **David Wright**, “Canada’s net-zero accountability legislation: A new Bridge over the implementation gap?” (co-authored with Doelle, Meinhard)
- **Giuseppe Bellantuono**, “Mind the legal gap in decarbonization scenarios”
- **Marie-Ange Schellekens**, “The European Union and the Strategic Approach to Climate Resilience: Towards a New Paradigm of Conflict Prevention in Times of Climate Emergency”
- **Chenglong Sun**, “China’s Response Strategies to the Carbon Emission Trading Schemes in the Paris Agreement” (online)
- **Laura Schuijers**, “Systems Thinking: A Tool for Climate Litigation”

#### Parallel session 3 (DA, Auditorium 5)

##### A new treaty to address plastic pollution: Lessons and expectations (I)

Chair: Prof. **Alexandra Harrington**, Chair, **WCEL Taskforce on Agreement to Address Plastic Pollution**

- **Van der Marel, Eva**, “Expectations for a new plastics treaty: towards green & sustainable plastics production?”
- **Appadoo, Krishnee Adnarain**, “An Analysis of the Global Treaty on Plastic Pollution: How will it affect Small Island Developing States?” (CO-AUTHORED w/ Bhoomika Jaggeshar)
- **Telesetsky, Anastasia**, “Turning the Tide of Consumption- Avoiding New Plastic Production with the Future Global Plastics Treaty for Responsible Consumption”
- **Osmundsen, Lori**, "Toward Cleaner Seas: Making Use of Regional Approaches in a New Global Legal Regime for Plastics"

#### Parallel session 4 (DA, Auditorium 6)

##### Innovative legal approaches for forest and nature protection

Chair: **Fernando Reverendo Vidal Akaoui**, President, Instituto O Direito por um Planeta Verde / Santa Cecília University

- **Angela María Amaya-Arias**, “Innovative approach for a better Forest Law in Colombia”
- **Teki Surayya**, “Role of emerging innovative environmental laws in financing and protecting natural forests and mitigating climate change: case studies-India »
- **Bhati Vardhan**, “Integrating the Conservation of Cultural Heritage and Natural Heritage: UNESCO World Heritage and its Evolving Role in Addressing Environmental Challenges”
- **Leticia Duarte**, “Climate Change Litigation In Brazil As A Tool Of Pressure For Efficient Conservancy Of Forests And Climate Change Mitigation” (CO-AUTHORED w/ A. Marchesin)

- **Johanna Sophie Buerkert**, “The EU Liability Directive in light of transboundary ecosystem management: Lessons from the MSC Zoe incident”
- **Yilly Vanessa Pacheco**, “Re-thinking regime interaction in International Forest Law”

#### Parallel session 5 (DA, Teologisk eksamenssal)

##### Changing Paradigms, Goals and Values

Chair: Prof. **Jonas Ebbesson**

- **Yeeun Uhm**, “Addressing climate change through a social structural analysis: An interdisciplinary approach” (online)
- **Anne Hellum**, Engendering, greening and decolonizing legal education
- **Joshua Baldevieso** “Eco-Marxism: An Appropriation of Marx’s Critique of Capitalism” (online)
- **Mateusz Stępień**, “Critique of conceptualizing air pollution as an inherently wicked problem. Case study of anti-smog regulations in Lesser Poland”
- **Dina Lupin**, “Peoples’ Practices of Participation – learning from local practice”
- **Lena Schøning**, “Transition to Environmentally Sustainable Activities: A Legal Case Study”
- **Alexandre Salomão Jabra**, “Remediation of Contaminated Areas Exposed to Chemical Substances” (online)
- **Sirakaya Aysegul**, “Benefit Sharing: Reciprocity in International Law”

#### Parallel session 6 (DB, Auditorium 14)

##### Transforming Ocean Governance

Chair: **Pradeep Singh, Deputy-Chair, WCEL Ocean Law Specialist Group**

- **Vonintsoa Rafaly**, «Solidarity in an Era of Catastrophe: Towards a New Wave for International Law” (online)
- **Froukje Platjouw**, Coherent and cross-compliant ocean governance for delivering the EU Green Deal for European seas
- **Carlos Antonio Cruz Carrillo**, “Operating the human right to a healthy environment in the ocean: towards more public participation and accountability in ocean affairs?”
- **Valentina Da Costa**, “The role of the common concern of Humankind in mainstreaming marine biodiversity and preservation of ecological connectivity”

**03:30pm – 04:00pm Break** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

#### 04:00pm-05:30pm Second Plenary Roundtable (Aula)

##### The Transformative Power of Law: Can Law Change Society?

Chair: Prof. emeritus **Hans Christian Bugge**, University of Oslo

- **Donald Kaniaru**, Former UNEP Law Division Director
- Prof. **Inger Johanne Sand**, University of Oslo
- **Alvin Gachie**, UNEP (Deputy Chair, WCEL Early Career Group)
- Prof. **Geir Ulfstein**, University of Oslo
- **Robin Merlier**, UNDP (online)
- **Sheila Abed**, Chair emerita, IUCN WCEL
- **Jojo Mehta**, Director, Stop Ecocide Foundation

**05:30pm: Group Photo (University stairs in front of Domus Media) and walk to Dinner (15 min)**

**06:30pm Dinner (Restaurant “Louise”, Aker Brygge)** (for speakers, chairs and invited guests)

## Day 2: Tuesday 4 October 2022

09:00am – 10.30am Second Parallel Sessions (5)

### Parallel session 7 (Gamle Festsal)

**Youth panel: Children, Youth and the Interests of Future Generations**

**Chairs:** **Marina Venancio (Chair, WCEL Early Career Group) and Alvin Gachie (Deputy Chair, WCEL Early Career Group)**

- **Erick Pajares**, "About our responsibilities towards future generations: The principle of guardianship of the Earth as a contribution (to the evolution) of International Environmental Law" (online)
- **Laura Rodrigues Gonçalves**, "Youth and Climate Litigation: Taking to the Courts in Pursuit of Intergenerational Equity" (online)
- **Roberto Coll**, "The Amazon rainforest and the right to health of indigenous children"
- **Hannah Braenden**, "The duty to assess the best interest of the child in fossil fuel licensing"
- **Ana Beridze**, "Environmental Interests of Future generations: A new type of legal order"
- **Aditi Shetye**, «The transformative potential of an AO from the ICJ on the matter of integrating HR Law and CC Law» (CO-AUTHORED w/ Manon Rouby)

### Parallel session 8 (DA, Auditorium 4)

**Transforming compliance and enforcement**

**Chair:** **Prof. Cristiane Derani (Deputy Chair, WCEL Ethics Specialist Group)**

- **Shirleen Chin**, "Inclusivity in advocacy and law to support timely climate/environmental action"
- **Aditi Shetye**, «The transformative potential of an AO from the ICJ on the matter of integrating HR Law and CC Law» (CO-AUTHORED w/ Manon Rouby)
- **LeRoy Paddock**, "The Role of Citizen-Science in Environmental Compliance and Enforcement"
- **Frances Disiga**, "Charting a Path towards Effective National Environmental Legislation in the Pacific" (CO-AUTHORED w/ Naima Te Maile Fifita) (online)
- **Leonard Akwany**, "Innovating for protection of Lake Victoria wild capture fisheries under legal regimes vacuum; case study of Lake Victoria freshwater community conservation areas"
- **Ashleigh Dore**, "Legal tools to repair harm from wildlife offenses"

### Parallel session 9 (DA, Auditorium 5)

**Protection of the Environment During Conflict**

**Chair:** **Prof. Daniëlla Dam-de Jong (Deputy Chair, WCEL, Environment, Conflict and Law Specialist Group)**

- **Romina Edith Pezzot**, "The duties of Occupying Powers with regard to climate change during international military occupations"
- **Thomas Persico**, "Rethinking Toxic Remnants of War: On Russia's Invasion and Environmental Devastation of Ukraine"
- **Stavros Pantazopoulos; Doug Weir**, "Implementing the ILC's principles on the Protection of the environment in relation to armed conflicts"
- **Thomas Obel Hansen**, "Gaps and options for accountability for environmental crimes in armed conflict"
- **Alexandra R. Harrington**, "Legal bridges for the evolution of armed conflict and environmental damage"

- **Ritu Dhingra**, “Environmental Protection During the Warfare- Call for an International Treaty”
- **Montserrat Abad Castelos**, “Requirements of the public conscience as a base to prevent scorched-earth tactics: Is it possible to make this appeal more effective than it has been so far?”
- **Waad Abualrob**, “The Protection of the Environment under the Law of Occupation”

#### Parallel session 10 (DA, Auditorium 6)

##### Transforming Energy Governance

Chair: Prof. **Catherine Banet**, UiO, Head of Department (Norwegian Institute for Maritime law)

- **Catherine Banet**, “The enforcement nature of the EU Governance System of the Energy Union and Climate action”
- **Gerhard Mangara**, “Prospects and Challenges of CC Litigation against Government Subsidies for Fossil Energy in Indonesia” (CO-AUTHORED w/Aditya Prathama and Zevanya Lavita)
- **Theodoros Iliopoulos**, “A legal reform on the way to a clean and secure European energy transition”
- **Grita Anindarini Widyaningsih**, “Halting Unsustainable Renewable: Case Study on Hydropower Projects in Indonesia” (CO-AUTHORED w/ Etheldreda E L T Wongkar)
- **Patricia Faga Iglecias Lemos**, “Positive agenda of the State of Sao Paulo in transforming state legislation and promoting legal tools to reduce burning of sugarcane straw” (CO-AUTHORED w/ Fernanda Tanure and Ana Carolina Cerqueira Duque) achim

#### Parallel session 11 (DA, Teologisk eksamens sal)

##### Innovative legal tools to stop and reverse the loss of biological diversity

Chair: Prof. **Emmanuel Kasimbazi**, Chair WCEL Biodiversity Law Specialist Group (online)

- **Michelle Lim**, (Deputy-chair, WCEL Biodiversity Law Specialist Group) “Towards Transformative Biodiversity Law Futures – Can the Global Biodiversity Framework achieve a world ‘living in harmony in nature’?”
- **Carola Gliniski**, “Transnational Protection of Biodiversity – Challenges for Sustainability Due Diligence”
- **Guillaume Futhazar**, “Biodiversity Litigation – a comparative study” (CO-AUTHORED w/ Sandrine Maljean Dubois and Jona Razzaque) (online)
- **Claire Baker-Munton**, “Turning the tide on biodiversity loss: ecocide or the right to a healthy environment?”
- **Claudia Ituarte-Lima**, « Why the Aarhus Convention and Escazu Agreement matter for the Convention on Biological Diversity » (CO-AUTHORED w/Anu Lähteenmäki-Uutela)
- **Irene Musselli Moretti**, "Biodiversity and trade law: passing the proportionality and non-discrimination tests" (CO-AUTHORED w/Elisabeth Büergi Bonanomi) (online)

**10:30am – 11:00am Break** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

#### 11:00am – 12:30pm Third Plenary Roundtable (Aula)

##### How powerful is International Environmental Law?: Effectiveness, Impacts and Structural Challenges through MEAs

Chair: Ass. Prof. **Claudia de Windt**, American University

- **Andreas Motzfeld Kravik**, Ministry of Foreign Affairs, Legal Division, Norway
- Prof. **Tarini Mehta**, Jindal University, India (online)
- Prof. **Lavanya Rajamani**, University of Oxford (online)
- Ass. Prof. **Rak Kim**, Utrecht University (online)

- Prof. **Margaret Young**, University of Melbourne (online)
  - **John Scanlon**, Former Secretary-General, CITES (video address)
- 12:30pm-01:30pm Lunch** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

### 01:30pm – 03:00pm Fourth Plenary Roundtable (Aula)

#### Judicial Dialogue: The Role of Courts in Bringing About Systemic Change? (co-organized with the Global Judicial Institute on the Environment)

Chair: Ministro **Antonio Herman Benjamin**, National High Court, Brazil

- Justice **Luc Lavrysen**, Constitutional Court of Belgium (online)
- HE Dr. **Emmanuel Ugirashebuja**, Minister of Justice and Attorney General of the Republic of Rwanda, former President of the East African Court of Justice
- Justice **Swatanter Kumar**, (retired) Supreme Court of India
- Justice **Ragnhild Noer**, Supreme Court, Norway
- Judge, **Marcus Livio Gomes**, Ass. Prof., Rio de Janeiro State University
- Lord **Robert Carnwath**, former Justice at UK Supreme Court
- Justice **Michael Wilson**, Supreme Court of Hawaii
- Justice **Nicola Pain**, Environment Court, New South Wales, “Challenges for judges addressing global environmental problems” (online)

**03:00pm – 03:30pm Break** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

### 03:30pm – 05:00pm Third Parallel Sessions (6)

#### Parallel session 12 (Gamle Festsal)

#### The role of the judiciary in bringing about transformative change: The Asian-Pacific Experience (organized by the Asian Development Bank)

Chair: **Matthew Baird**, Team Leader, Environmental Law Champions Program, ADB

- **Thomas Clark**, General Counsel, ADB, “Role of ADB Law and Policy Reform program in transforming environmental law in the Asia-Pacific Region”
- Hon. **Swatanter Kumar**, Justice, Supreme Court of India (retired), “Reflections on ADB’s Judicial Capacity Building Program and the Transformative Power of Jurisprudence in Environmental Law”
- Hon. **Maria Filomena D. Singh**, Justice, Supreme Court of the Philippines, “Harnessing Technology and Procedure in Delivering Environmental Justice and Reflections on Judicial Needs for Building Excellence in Environmental Law”
- Hon. **Ananda Mohan Bhattarai**, Justice, Supreme Court of Nepal, “The Power of Regional Judicial Exchanges and Environmental Rights in the 21st Century”
- **Briony Eales**, Team Leader for Judicial Capacity Building for Environmental and Climate Change Law, ADB, “ADB’s Judicial Education Program”
- **Briony Eales**, Team Leader for Judicial Capacity Building for Environmental and Climate Change Law, ADB, and **Maria Cecilia T. Sicangco**, Counsel (Law and Policy Reform), ADB, “Climate Change, Coming Soon to a Court Near You: A Report Series Introduction”
- **Matthew Baird**, Team Leader, Environmental Law Champions Program, ADB, Moderated Questions and Discussion
- **Maria Cecilia T. Sicangco**, Counsel (Law and Policy Reform), ADB, Closing Remarks

### Parallel session 13 (DA, Auditorium 4)

#### Transboundary environmental management of oceans

Chair: **Jordan Diamond**, Environmental Law Institute

- **Laisa Branco de Almeida**, “Defying the “Dual Mandate” of the International Seabed Authority: Structural Challenges in Imposing a Strict Liability Rule for Environmental Damage”
- **Camille Zuber**, “Regulatory gaps in the Arctic legal framework regarding vessel-source pollution: the exclusion of harmful shipping pollutants such as black carbon and noise pollution from the Polar Code, from MARPOL, and from UNCLOS – an analysis of the present legal shortcomings in protecting the Arctic environment from vessel-source pollution”
- **Roger Guzman**, « Access Rights in Ocean Governance: Prospects for Asia and the Pacific »
- **Krittika Singh**, Regulating a new industry: deep sea mining. Testing the adequacy of area-based protection measures and adaptive management
- **Jacqueline Joyce Espenilla**, “Unpacking the Proposed WTO Agreement on Fisheries Subsidies: A Law of the Sea Perspective” (online)

### Parallel session 14 (DA, Auditorium 5)

#### Human Right to a clean and healthy environment

Chair: Prof. **Gentian Zyberi**

- **Xavier Farré Fabregat**, “The other way around: Why does the right to a healthy environment appear as a new paradigm in the protection of the planet?” (Co-authored w/ Lilitiana Lizarazo Rodriguez)
- **Andika Putra**, “In Search of Extraterritorial Human Rights Obligations in Environmental Problems: The Case of Transboundary Haze Pollution in Southeast Asia”
- **Victor Bernard**, “The right to a healthy environment as a catalyst for change in the context of climate change: Case studies from Southeast Asia.” (online)
- **Orla Kelleher**, “Constitutionalising a right to a healthy environment in Ireland: a transformative discourse or time-wasting distraction in a climate crisis?” (online)
- **Jolein Holtz**, “Existence, destiny, ontology: self-determination and the climate crisis”
- **Windi Arini**, “The role of city-led initiatives in catalyzing the realization of the right to a healthy environment: lessons from Asia” (CO-AUTHORED w/ Victor Bernard) (online)
- **Anita Gholami** (Secretariat, Council of Europe), “The work of the Council of Europe’s Parliamentary Assembly on human rights and the environment”

### Parallel session 15 (DA, Auditorium 6)

#### Rights of Nature and Wildlife (I)

Chair: Prof. **Nick Bryner**

- **Manjeri Subin Sunder Raj**, «Enforcing Rights of Nature: An Oriental Perspective Towards Achieving Ideals»
- **Sabrina Nick**, “Rights of Nature: International Developments”
- **Maria Augusta Leon Moreta**, “Nature's Right to Access to Justice: An analysis of the Judicialisation of the Rights of Nature in South America”
- **Deepa Badrinarayana**, “Right(s) back to Stockholm!” (online)
- **Iris Pitkänen**, “A Critical Perspective to Rights of Nature: Legal Philosophical Reflections”
- **Werner Scholtz**, “Protecting Wildlife and their Dignity: Towards International Wildlife Rights or Rights-Like protection?”
- **Tajudeen Sanni**, “Climate change and small-scale fisheries in Uganda: ensuring climate-smart measures through human rights and the right of nature”
- **Philippe Cullett** (WCEL Chair for the Taskforce on Rights for Nature) “The legal concept of Rights of Nature”



### Parallel session 16 (DA, Teologisk eksamens sal)

#### The Transformative Role of the Judiciary

Chair: **Gustavo Alanís Ortega**, Centro Mexicano de Derecho Ambiental

- **Chikosa Banda**, “Examining the Role and Impact of Judicial review as a tool for bringing about transformative change in environmental governance: The case of Malawi”
- **Claudia de Windt**, “The role of the judiciary in transformative change for enabling the defense of environmental rights”
- **Michael Kalis**, “Transformative capacity - capability and appropriateness of courts and climate change litigation to bring transformation”
- **Zhifeng Jiang**, “An exploration of infra legem and praeter legem: A legally practical tool for international courts and tribunals to protect future generations’ environmental interests?” (online)
- **Rosa Manzo**, “The Environment as a Victim at International Courts: Ecocentrism vs. Anthropocentrism” (CO-AUTHORED w/ Juan Pablo Perez Leon Acevedo)
- **Zecharias Fassil Berhe** “Benefits and Challenges in establishing Specialized Environmental Benches in Eastern and Southern African Countries”
- **Ke Song**, “The GAIRS as the Engine of Transformative Developments of the Judicial Settlement of Marine Environment Disputes” (online)
- **Rupa Basnet** “Judicial approach in bringing transformative change in the enforcement of environmental laws in Nepal”

### Parallel session 17 (DB, Auditorium 14)

#### Transformative soil management and agriculture

Chair: **Irene Heuser** (Chair, WCEL, Soil and Sustainable Agriculture Specialist Group)

- **Irene Heuser**, “Legal reflections on the state of soil protection and sustainable agriculture law at the international, regional and national level – transforming the way we treat our soils through law”
- **Julie Celia Itey**, “The implementation challenge of regulatory frameworks for soil protection: the European Green Deal in France”
- **Marko Perišić**, “Two bright sides of the same coin: Squaring the circle between phytoremediation of contaminated soils and production of advanced biofuels” (co-authored w/ Matteo Fermeiglia)
- **Floor Fleurke**, “The Californian carbon market for agricultural emissions: lessons for transforming EU farming policy” (online)
- **Zelina Sultana**, “Voluntary Guidelines for Sustainable Soil Management: Insights from Bangladesh in Ensuring Inclusive Sustainable Soil Management” (CO-AUTHORED w/ Nasrin Akter) (online)

**05.30pm Meet in front of main University building and walk to Oslo City Hall (10 min)**

**06.00pm Reception at [Oslo City Hall](#) (Location of the Nobel Peace Prize Ceremony) (by invitation only)**

## Day 3: Wednesday 5 October 2022

### 9:30am-11:00am Fifth plenary (Aula)

#### Transforming Ocean Governance: UNCLOS as Living Instrument to Protect the Marine Environment

Chair: Prof. Catherine Banet, UiO

- Prof. Nilufer Oral, National University of Singapore (online)
- Marie Legernes Teigen, Ministry of Foreign Affairs, Norway
- Prof. Ronan Long, World Maritime University
- Prof. Cymie Payne, Rutgers University; Chair, WCEL Oceans Law Specialist Group (online)
- Prof. Denise Antolini, University of Hawaii (online)
- Pradeep Singh (Deputy Chair, WCEL Oceans Law Specialist Group)

11:00am – 11:30am Break Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

### 11:30am – 13:00pm Fourth Parallel Sessions (5)

#### Parallel session 18 (Gamle Festsal)

#### Non-Compliance Mechanisms versus Courts: A Comparison of Impacts (supported by Pluricourts - Center of Excellence)

Chair: Prof. Christina Voigt

- Maria Antonia Tigre, "Developing a Right to a Healthy Environment in LAC: Compliance through the Inter-American System and the Escazú Agreement"
- Leonardo Borlini, "Monitoring Compliance in International Criminal Law"
- Yusra Suedi (not present) and Justine Bendel, "State-to-state procedures before Compliance Committees: still alive?"
- Carlos Antonio Cruz Carrillo, "The advisory procedure in non-compliance procedures: lessons from the UNECE Water Convention"
- Jonathan Brosseau-Rioux, "How Should the World Bank's Dispute Resolution Services Benefit Affected People and Borrower States"

#### Parallel session 19 (DA, Auditorium 4)

#### Transformation through Climate Litigation? (I)

Chair: Claudia de Windt

- Hylla Barbosa "The responsibility of oil corporations to mitigate climate change: An analysis of the Milieudefensie v. Shell case"
- Ariane Samson-Divisia "The transformative power of the judge: Holding the French state accountable"
- Caroline Foster, "A new common law climate tort? Smith v Fonterra and the Courts in NZL" (online)
- Jessica Holgersson, "The impacts of climate change litigation: A comparative analysis between Australia and the Nordics" (online)
- Alessandra Lehmen, "Transnational Climate Litigation"
- Alexandru Gociu, "Human Rights and Sustainability in People vs. Arctic Oil"
- Delphine Misonne, "The Transformative Power of "Zero": A Challenge to Environmental Law"

### Parallel session 20 (DA, Auditorium 5)

#### Transformation through Criminalization?

Chair: **Marina Venancio (Chair, WCEL Early Career Group)**

- **Clap, Florence**, “Wildlife trafficking and organized crime: which concrete and operational solutions?” (CO-AUTHORED Maud Lelievre)
- **Afana, Rimona**, “From Speciesism to Theriocide: Wildlife Trade and Industrial Animal Farming as Embodiments of the Ecocide–Genocide Continuum” (online)
- **Chiara Oberle**, “Greening White-Collar Crime: Transforming Anti-Money Laundering Enforcement into an Instrument Against Environmental Crime”
- **Ankit Malhotra**, “Ecocide as International Crime Bold Reform or Empty Rhetoric” (online)
- **Gaspard Lemaire**, “Towards an International Climate Crime”

### Parallel session 21 (DA, Auditorium 6)

#### Area-based management tools

Chair: **Pradeep Singh (Deputy-Chair, Oceans Law Specialist Group)**

- **Bastiaan Klerk**, “Area Based Management Tools in Changing Oceans: From Static to Dynamic Approaches”
- **Catherine Blanchard**, “Protecting deep seabed hydrothermal vent fields through area-based management tools: When international law and environmental sciences work together” (online)
- **Sarah Enright**, “The Potential of Transboundary Networks of Marine Protected Areas as a Transformative Tool to address Climate, Biodiversity and Ocean Challenges”
- **Ekaterina Antsygina**, “Evolutionary Interpretation of Article 77 Regarding the Right of Coastal States to Protect Sedentary Species on the Continental Shelf”
- **Sif Konráðsdóttir**, “Defining, mapping and designating wilderness areas in Iceland”
- **Paul Martin**, “Landscape stewardship: Good rules are necessary but very far from sufficient” (online)

### Parallel session 22 (DA, Teologisk eksamens sal)

#### Rights of Nature/Legal personality of Rivers (II)

Chair: **Sean Southey, Chair, IUCN Commission on Education and Communication (CEC)**

- **Taniya Malik**, “River Personhood as a viable means of Protection of Rivers: A Comparative Study of Select Jurisdictions”
- **Constanza Prieto Figelist**, “Rights of Nature protecting rivers: Paradigm of reinterpretation of objectives, norms, and principles of traditional environmental law”
- **P Sanjay Shenoj**, “Judicial contribution to Transformative Water Justice: From Anthropocentric Human right to water to Eco-centric Legal Personhood for water bodies in India and Bangladesh” (online)
- **Nabeela Siddiqui**, “Deconstructing/Constructing the ‘better approach’ to granting legal personality to rivers in India”
- **Stellina Jolly**, “Rights of Nature and Perspectives for Transforming the Environmental Governance in South Asia: A Critical Analysis” (online)
- **Nazliccek Semercioglu**, “Judicial Recognition of Rights of Nature: Overcoming Constraints to Bridge Accountability Gap” (online)

**01:00pm-02:00pm Lunch** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

### 02:00pm-03.30pm Sixth Plenary Discussion (Aula)

#### How to Address Climate Change, Pollution *and* Biodiversity Loss?

Chair: Prof. **Michelle Lim**, Singapore Management University (**Deputy Chair, WCEL Biodiversity Law Specialist Group**)

- Prof. **Francesco Sindico**, University of Strathclyde
- Prof. **Emmanuel Kasimbazi**, Director, Environmental Law Centre, School of Law, Makerere University, Uganda (online)
- **Eirik Hovland Steindal**, Senior Researcher NIVA, Norway
- **Jordan Diamond**, Director, Environmental Law Institute
- Prof. **Rose-Liza Eisma Osorio**, Chair, IUCN Academy of Environmental Law (online)
- **Maud Lelievre**, President, IUCN National Committee, France
- **Fabiano de Andrade**, IUCN WCEL, Deputy Chair, Climate Change Specialist Group

**03:30pm – 04:00pm Break** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

### 04:00pm – 05:30pm Fifth Parallel Sessions (6)

#### Parallel session 23 (Gamle Festsal)

##### ADB Developing Environmental Law Champions Legal Education (organized by the Asian Development Bank)

Chair: **Briony Eales** (ADB)

- **Thomas Clark**, General Counsel, ADB, “Role of ADB Law and Policy Reform program in transforming environmental law in the Asia-Pacific Region”
- **Matthew Baird**, Consultant Team Leader, “ADB Environmental Law Champions Program, Development of a Model Environmental Law Curriculum for the Mekong Region and the Philippines”
- **Rose-Liza Eisma Osorio**, Chair, IUCN Academy of Environmental Law, “ADB TTT and eTTT in promoting innovative pedagogy” (online)
- **Nupur Chowdury**, Assistant Professor of Law, Centre for the Study of Law and Governance, Jawaharlal Nehru University (JNU), “Supporting research and articles on environmental law from Asia”
- **Josefe Sorretera-Ty**, Commissioner, Philippine Legal Education Board, “Collaboration in environmental law academic training”
- **Phallack Kong**, National University of Management, Cambodia, “The Model Environmental Law Curriculum and Cambodia”
- Environmental Law Champions Videos
- **Maria Cecilia T. Sicangco**, Counsel (Law and Policy Reform), ADB, Closing Statement

#### Parallel session 24 (DA, Auditorium 4)

##### Environmental Governance: New principles to regulate risk and the unknown

Chair: Prof. **Inger Johanne Sand**

- **Eleonora Ciscato**, “Re-imagining Ecological Restoration in Uncertain Times: An Analysis of Legal Tools and Drivers for Transformative Change” (CO-AUTHORED w Francesca Leucci)
- **Menes Muzan**, “The Evolution and Development of Ecological Restoration obligations in International Environmental Law: (1972 – 2022)”
- **Jerneja Penca**, “Transformative change also through legal innovation? Lessons from the EU’s principle of do no harm” (online)
- **Warren Lavey**, “Integrating One Health into Climate Change Laws and Litigation »

- **Florence Clap**, “How can the law frame the implementation of One Health approach at national level?”
- **Han Somsen**, “‘Regulating Nature’ and Rule of Law Futures in the Anthropocene”
- **Amos Chiya and Prof. Koh Kheng Lian**, “Music and Culture in Promoting the Implementation of Environmental Laws” (online)
- **Filippo Mattioli**, “Precaution in the EU regulation of forest commodities: a natural fit or a necessary step to strengthen the implementation of EU law in uncharted territory?”

#### Parallel session 25 (DA, Auditorium 5)

##### Transforming the protection and management of water and wetlands

Chair: Prof. **Stefano Burchi** (Chair, WCEL Specialists Group on Water and Wetlands Law)

- **Seyedeh Zahra Ghoreishi**, “The Complexity of Power and International Water Law (Case Study: the 1973 Helmand Water Treaty)” (online)
- **Alexander Lopez**, “Why have Latin American States not joined the UN Watercourses Convention?” (online)
- **Raquella Thaman**, “The Human Right to Water: A California Case Study of a Global Issue”
- **Carina Bury**, “Implementation Challenges Using the Example of the Omitted and Insufficient Incorporation of the Ramsar Convention on Wetlands in Germany and Australia” (online)

#### Parallel session 26 (DA, Auditorium 6)

##### Transforming Trade, Investment, and Finance

Chair: Prof. **Ole Kristian Fauchald**

- **Katherine Quinn**, “Transforming trade law through harmonization: A proposal for environmental protection via the SPS Agreement”
- **Arman Melikyan**, “Diversity of Environmental Provisions in Free Trade Agreements: To What Extent Does the Environmental Rule of Law Govern Free Trade?”
- **Monika Feigerlova**, “Waiver of investment claims as a temporary solution”
- **Marsha Maghfira Tolla**, “Investment and Environment: Two Sides of the Same Coin”
- **Anu Lähteenmäki-Uutela**, “Recognizing ALL the impacts and applications of the EU Taxonomy” CO-AUTHORED w/ Siva Barathi Marimuthu
- **Agata Daszko**, “EIA and Foreign Direct Investment”
- **Carlo Soncini**, “EU Sovereignty, Tax Power, Ecological Constitutional Principles” (online)

#### Parallel session 27 (DA, Teologisk eksamenssal)

##### Environmental Rule of Law: Public participation and empowerment (II)

Chair: **David Forman**, Director, Environmental Law Program, University of Hawaii, Richardson School of Law

- **Nicola Sharman**, “Objectives of Public Participation in International Climate Change Governance: Emerging Legal Conflicts”
- **Morgan Eleanor Harris**, “Public participation for groups in vulnerable situations: what can we learn from the Escazú Agreement?”
- **Ksenija Dimec**, “Slapp Suits -an invisible obstacle to environmental protection”
- **Maricélla Botes**, “City-level law-making responsibility and authority towards urban climate resilience: a South African legal perspective”
- **Mariano Horacio Novelli**, “The Environmental Rule of Law: an ecocentric model with a transformative power”
- **Naresh Kumar Maharjan**, “The transformative power of the environmental rule of law: A comparative analysis of South Asian Countries” (COAUTHORED w/ Sharada Shrestha and Mangal Man Shakya)

#### Parallel session 28 (DA, Auditorium 4)

##### **A Response to Colonialist Conservation: the role of ethics in advancing just frameworks in international law and governance**

**Chair:** **Kathryn Gwiazdon (Chair, WCEL Ethics Specialist Group)**

- **Kathryn Gwiazdon**, “Ecological law and governance: intentional anti-coloniality for peace and security”
- **Cristiane Derani**, “From Commodification to Collaboration: commonizing food systems through ecological law”
- **Giada Giacomini and Emanuele Fratto Rosi Grippaudo**, “Indigenous and Community Conserved Areas (ICCAs): a just response to fortress conservation, the institutionalization of natural parks, biodiversity loss, and climate change”
- **Ngozi Unuigbo**, “The role of Indigenous knowledge in achieving ecological security”
- **Aathira Raju**, “Conservation of Natural Resources in India- Colonial and Neo-Colonial Perspective” (online)
- **Claire Joachim**, “Considering legal, cultural and ecological diversity to strengthen the law: some indicators from comparative environmental law.”
- **Mauren Navarro**, “Women’s Voices for Earth Care: Understanding the importance of including women in decision-making of environmental policy, process, and legislation for positive change”
- **Cherise Acker-Cooper**, “A novel system for enabling community environmental governance and compliance in South Africa”

#### 05:45pm – 06.30pm Second Conference Keynote (Aula)

**Chair:** Prof. Ragnhild Hennem, Dean, Faculty of Law, University of Oslo

##### **Ways to strengthen the protection of the environment during armed conflict**

**Speaker:** **Rolf Einar Fife**, Norwegian Ministry of Foreign Affairs, Member of the International Law Commission (from 2023)

**Commentator:** Prof. **Karen Hulme**, University of Essex

**06:30pm Meeting (in front of University building, 10 min. walk to National Museum)**

**07:00 pm – 09:00pm**     **[National Museum](#) (by invitation)**

**07:00pm**                 **Aperitif Reception**

**7:15pm-7:35pm**         **“Welcome to the new National Museum: Treasures and Surprises”**

**7:30pm - 9:00pm**       **Visit of the museum**

## Day 4: Thursday 6 October 2022

### 09:30am – 11.00am Seventh Plenary (Gamle Festsal)

#### The Role of Law in Transforming towards a Sustainable Economy

Chair: Prof. Marie-Claire Cordonier Segger, University of Cambridge

- Prof. Markus Gehring, University of Cambridge
- Bård Vegar Solhjell, Director Norad
- Thomas Clark, General Counsel, ADB
- Bruno Oberle, DG, IUCN (online)
- Michael Strauss, General Counsel, EBRD
- Prof. Cristiane Derani, Federal University of Santa Catarina, Florianopolis, Brazil
- Prof. Ole Kristian Fauchald, University of Oslo
- Danilo Barbosa Garrido Alves, "Multilateral Development Banks as corporate actors: rethinking accountability for human rights violations and environmental harm in development financing"
- Peter Lallas, Advisor and Conflict Resolution Commissioner in the Secretariat of the Global Environment Facility (GEF)

**11:00am – 11:30pm Break** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

### 11:30am – 01:00pm Sixth Parallel Sessions (6)

#### Parallel session 29 (Gamle Festsal)

#### Towards better cross-compliance - integrating the fight against climate change, pollution and biodiversity loss?

Chair: Dr. Froukje Platjouw

- Yulia Yamineva, "International law at the nexus of climate change and air pollution"
- Mei-Line Le Gouëff, "The Role Of The Judiciary In Balancing The Growth Of Renewable Energy And The Protection Of The Species: European Union And French Case Law"
- Nicolas Klein "Biodiversity vs. mitigation of climate change? - the principle of 'practical concordance' as tool to solve conflicts between environmental norms"
- Federica Cittadino, "The Role of Non-State Actors in Addressing the Challenges of Biodiversity Loss and Global Warming: Avenues for a Systemic Change in Global Environmental Governance" (CO-AUTHORED w/ Emma Mittrota) (online)
- Andri Akbar Marthen, "Cross-Financing of Loss and Damage to Biodiversity: Opportunities and Challenges of an Interconnected Financing under UNFCCC and Other Multilateral Environmental Agreements"
- Thaissa Almeida Meira, "Scientific Research and Knowledge Transfer under the MEAs: Are they Legal Catalyzers to Sustainable Development Goals and Fit to Help Respond to Climate and Biodiversity Crises?"
- Handayani, Marsya Mutmainah, "Developing Indonesian Environmental Fund to Leverage the Restoration Actions from law enforcement (CO-AUTHORED w/ Syaharani Abdul Kadir)"

#### Parallel session 30 (DA, Auditorium 4)

#### Climate change and Courts (II)

Chair: Prof. Markus Gehring, University of Cambridge

- Paola Apollaro "The power of climate litigations"
- Maria Antonia Tigre, "Climate litigation in the Global South: an update on the status of claims"

- **Jessica Owley**, “Judicial Obstacles to Environmental Protection in the United States” (CO-AUTHORED w/ Michael Pappas)
- **Birgit Hollaus**, “All Limits are Self-Imposed? Admissibility Criteria as Limits to the Transformative Power of Courts in CC” (online)
- **Nicholas Bryner**, “Climate Litigation and Regulation in the US After *West Virginia v. EPA*”
- **Alessandro Monti** “Human Rights in climate-related investment arbitration: Enhancing regulatory space for climate action?” (CO-AUTHORED w/ Linnéa Nordlander)
- **Jorge Alejandro Carrillo Bañuelos**, “Climate Action in the Mexican Courts: The Unexpected Role of The Paris Agreement in Domestic Litigation”
- **Ana Flavia Corleto**, “The climate performance of the Brazilian Judiciary in response to increasing deforestation in the legal amazon” (CO-AUTHORED w/ Heline Sivini Ferreira)

### Parallel session 31 (DA, Auditorium 5)

#### Transformation through linking human rights and environment

Chair: Prof. **Emilie Gailliard**

- **Emeka Amechi**, “Triggering environmentalism through the judicial recognition of the right to a satisfactory environment in Nigeria” (online)
- **Alexandre Peñalver i Cabré**, “The Role of HRE in climate litigation” (online)
- **Alessandra Telch** “The Enrichment of Environmental Law through an Innovative Interpretation of Human and Natural Rights” (CO-AUTHORED W Siva Barathi Marimuthu and Anu Lähteenmäki-Uutela).
- **Mario Aguilera**, “The Environmental Human Rights Framework in Latin America and the Caribbean”
- **Sebastien Jodoin**, “The Rights of Persons with Disabilities in International Environmental Law” (online)
- **Victoria Lichet**, “A convention on the right to a healthy environment” (online)

### Parallel session 32 (DA, Auditorium 6)

#### Nature-based solutions

Chair: **Fabiano De Andrade (Deputy Chair, WCEL Climate Law Specialist Group)**

- **Demoz Asfaw**, “Wetlands of the Nile Basins: New Frontiers of Degradation and Conflict: A Quest for Gender-Responsive and Conflict-Sensitive Wetland Governance and Nature-based Solutions for Basin Management”
- **Mas Achmad Santosa**, “Enhancing the Blue Carbon Ecosystem Governance” (CO-AUTHORED w/ Grace Gabriella Binowo, Karenina Lasrindy and Harish Makarim, Stephanie Rizka) (online)
- **Juan Carlos Sanchez Ramirez**, “Peatlands Governance: Review of selected legal frameworks for improved peatland management” (online)

### Parallel session 33 (DA, Teologisk eksamens sal)

#### Addressing plastic pollution and creating a circular economy (II)

Chair: **Eva Van der Marel**

- **Frances Disiga**, “Reducing Plastic Waste in the Pacific: A promise of a new treaty for effective national legal frameworks” (CO-AUTHORED w/ Patricia Parkinson and Naima Te Maile Fifita-not listed) (online)
- **Tia Sophie Jacobsen**, “Extended Producer Responsibility for Plastic Waste – JOU 2020:1” (CO-AUTHORED w/ Ingrid Ekeberg and Johanne Geisler)
- **Adriana Lorena Abril Ortiz**, “A Regional Response to a Global Problem: Single Use Plastics Regulation in the Countries of the Pacific Alliance” (CO-AUTHORED w/ Andres Martinez)
- **Eléonore Maitre-Ekern**, “Leaving no one behind: a regulatory exploration of the social dimension of Europe’s transition to a circular economy”



- **Violet Ross**, “Private-firm reflexivity to build plastics circularity: An empirical investigation into manifestations of reflexive environmental law fostered by EU legislative acts” (CO-AUTHORED w/ Judith van Leeuwen)

#### Parallel session 34 (DB, Auditorium 14)

##### Transforming business and the corporate sector through law

Chair: Prof. **Catherine Kessedjian**

- **Aude Epstein**, “Unleashing the transformative power of business law” (online)
- **Esmeralda Colombo**, “Riders on the Storm: Decarbonising Fiduciary Duties in Climate Matters” (online)
- **Yvan Razafindrindra**, “How corporate sustainability should contribute to make the Paris Agreement fully operational” (online)
- **Pantos Stavros**, “It's not that easy bein' green”: evaluating the prudential supervision of climate change risks for financial services in the UK” (online)
- **Petros Patronos**, “Evaluating compliance of business and finance with climate and biodiversity self-commitments: a necessary step forward?” (online)
- **Jasmina Bukovac**, “Sustainable» Agreements – a critical analysis of Swiss and European competition law”

**01:00pm-02:00pm Lunch** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

#### 02:00pm - 03:30pm Eighth Plenary (Gamle Festsal)

##### New and Emerging Norms: Justice to Future Generations, Resilience, Non-Regression, Ecocide and Nature Rights

Chair: Prof. **Patricia Kameri-Mbote**

- Prof. **Michel Prieur**, Centre international de droit comparé de l'environnement, “Challenge in implementation of environmental law with legal indicators”
- Ass. Prof. **Emilie Gailliard**, Sciences Po Rennes/ Normandie Chair for Peace
- Ass. Prof. **Nicholas Bryner**, Louisiana State University
- Prof. **César Rodrigues Garavito**, NYU
- Prof. **Michael Bothe**, Goethe University Frankfurt (online)
- Prof. **Nicholas Robinson**, Pace University
- Ass. Prof. **David Forman**, University of Hawaii
- Ass. Prof. **Rosa Manzo**, University of South-Eastern Norway
- Prof. **Collins Odote**, University of Nairobi

**03:30pm-04:00pm Break** Location: Library (Domus Bibliotheca) (chairs, speakers and invited guests)

#### 04:00-05:30pm Closing Plenary (Gamle Festsal)

##### Can a right to a safe and healthy environment trigger systemic change?

Chair: Justice **Antonio Herman Benjamin**

- Prof. **David Boyd**, UN Special Rapporteur on Human Rights and the Environment (online)
- **Ian Fry**, UN Special Rapporteur Climate change and HR (video address)
- **Kristine Līcis** (Government of Latvia) “The Council of Europe: Towards a human right to a clean, healthy and sustainable environment” (online)
- Prof. **Sumudu Atapattu**, University of Wisconsin (online)
- **Jenny Sandvik**, Norwegian Institution for Human Rights
- **Grethel Aguilar**, IUCN, Deputy Director General
- Prof. **Gentian Zyberi**, Norwegian Center for Human Rights, Member of UN HRC
- Ass. Prof. **Katy Gwiazdon**, Executive Director, Center for Environmental Ethics and Law

**05:30 – 06:00pm Summary, Awards and Closing (Gamle Festsal)**

Prof. **Ragnhild Hennum**, Dean, UiO, Faculty of Law

Prof. **Mette Halskov Hansen**, Vice-Rector for Climate & the Environment and Cross-Disciplinarity, UiO

Prof. **Christina Voigt**, UiO/Chair IUCN WCEL

Nicholas Robinson Award for Excellence in Environmental Law

Partners' recognition

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