

Newsletter of Activities of the IUCN Academy of Environmental Law

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Rights, Environmental Rights and Human Rights, under the editorial direction of Professors Alexander Paterson and Karen Morrow. The next eJournal will focus on *Innovations in Social Justice and Environmental Governance*, and will be edited by Professors Paterson and Elizabeth Kirk, a new member of the eJournal committee.

The Academy Secretariat recently announced the first recipient of the *University of Ottawa Faculty of Law Scholarship in Environment and Sustainability*, part of the Academy endowment established at the University of Ottawa. The recipient for 2011, the inaugural year of this scholarship, is Semie Memuna. From Cameroon, she completed her LL.B at Buea University, followed by a MSc in Ecotechnology and Sustainable Development at Mid Sweden University in Sweden.

The University of Ottawa Faculty of Law has named Professor Dr. Louis Kotze of North-West University in South Africa as Visiting Scholar in Environmental Law for the January 2012 (three-week, intensive) term in Ottawa.

The Academy Secretariat is organizing a major two-day conference in Ottawa, 9-10 June 2012, *Designing Law and Policy for the Transition to Sustainable Energy: The Case of Biofuels*. This conference will bring together legal, policy and science-focused academics and experts from Canada and around the world. This is the third in a series of large workshops that have been organized under the auspices of the Research Committee of the IUCN Academy. This meeting has been developed under the leadership of Professor Heather McLeod-Kilmurray, Director of the IUCN Academy. Conference details are at www.iucnael.org/en/home/academy-events.html.

MESSAGE FROM THE SECRETARIAT

The IUCN Academy's Ninth Annual Colloquium is just around the corner. From 3 -7 July 2011, the Colloquium will take place in the Eastern Cape, South Africa. (See next article for details.) This event comes just ten months after a very successful Eighth Annual Colloquium in Ghent, Belgium on *Linkages Between Biodiversity and Climate Change*.

The Academy looks forward to the publication of the proceedings of earlier Colloquia, by Edward Elgar Publishers. In September, *Compliance and Enforcement in Environmental Law* will be published, followed by the volume from the Brazil Colloquium, *A Legal Critique of Ecologically Sustainable Development* by the end of the calendar year.

In February, the second issue of the Academy's eJournal was published on the website (<http://www.iucnael.org/en/e-journal/current-issue.html>) on the theme *New Directions in Earth*

The institutional membership of the IUCN Academy has grown steadily over the past year, with 149 members representing more than 45 countries around the world. The Academy's growth has been greatly aided by the efforts of Winnie Carruth, the Academy's Membership Manager, along with the Membership Committee, chaired by Professor Lye Lin Heng of Singapore and the valued efforts of our Governing Board Members.

NINTH ANNUAL COLLOQUIUM IN SOUTH AFRICA, JULY 2011

The Colloquium will take place 3 – 7 July 2011 at Mpekweni Beach Resort, Eastern Cape, South Africa. The theme of the event is *Water and the Law: Towards Sustainability*. The Colloquium is hosted by several Academy member institutions: University of KwaZulu-Natal, North-West University, University of Cape Town and the University of Witwatersrand. Full information on the Colloquium programme, side meetings and all logistics is available at: <http://www.iucnael-watercolloquium-2011.com/home/default.asp>.

The Colloquium's Distinguished Scholar will be Professor Patricia Wouters, Director of the International Water Law Research Institute, Department of Law, University of Dundee in Scotland. Dr. Wouters has provided expert advice to many countries on water law and policy issues.



Professor Patricia Wouters

For the second year, the IUCN Academy's Research Committee is partnering with the IUCN Environmental Law Centre and the IUCN Commission of Environmental Law to host a pre-Colloquium workshop (3rd July) on the theme of *Towards the Legal Recognition and Governance of Ecosystems Services*.

REPORT FROM THE GOVERNING BOARD

This is the first Academy newsletter since the last meeting of the Governing Board was held in Ghent, Belgium, in September 2010. I am providing a report to members on that meeting and to also note items likely to be discussed by the Board at its next meeting in South Africa in July 2011. As always, members are welcome to contact me at any time to discuss any matters concerning the Academy including those that they would like to have considered by the Governing Board (I can be contacted at rob.fowler@unisa.edu.au).

Meeting of the Governing Board held at Ghent University, Ghent, Belgium, 12th September 2010

This one-day meeting was held immediately prior to the very successful Academy Colloquium organised by Professor Frank Maes and his colleagues at Ghent University. The co-Chairs of the Research Committee and the Teaching and Capacity-Building Committees also attended part of the meeting. The following key items were discussed by the Governing Board:

- **International relations:** Dr. Wolfgang Burhenne provided a briefing to the Board on the process for achieving accreditation with the United Nations via ECOSOC, so as to enable the Academy to participate as an observer at meetings on international environmental meetings and to host side-events at such meetings;
- **Academy Strategic Plan:** a special session on the development of a Strategic Plan for the Academy was facilitated by Piet Williams of Ghent University, and enabled

Board members to agree on the overall aims of such a plan and the process for its development;

- **New prize for Best Colloquium Paper:** a Guideline setting out the conditions for the award of this new prize was adopted;
- **Fellows of the Academy:** a Guideline to establish a process for the appointment of Fellows of the Academy, as provided for under the Academy Bylaws, was adopted; it allows for one life-time appointment to be made every two years by the Academy, although a larger number of Fellows may be appointed where there are “compelling reasons” to do so;
- **Future Colloquia:** the Board approved a document setting out selection criteria for Academy Colloquia from 2013 onwards and agreed to call for submissions to host future Colloquia;
- **Joint meeting with representatives of the IUCN Centre for Environmental Law and Commission on Environmental Law:** the Board received a report of this meeting, held the previous day, at which various cooperative initiatives were agreed upon.



Members of the Governing Board and Secretariat, Ghent, Belgium, 12 September 2010

In addition to the above initiatives, the Board also discussed various, routine matters arising from reports provided by its administrative committees (Finance; Fundraising; Governance; Membership; and IT and Communications). It also received reports from the co-Chairs of the Research and Teaching and Capacity-Building Committees, and from the Training the Teachers Steering Committee on projects under the supervision of these committees.

Next meeting of the Governing Board, to be held at Mkeppweni Beach Resort, Eastern Cape, South Africa, July 1-2, 2011.

Apart from the usual reports from Academy committees, the next meeting of the Governing Board will need to address a number of significant matters, including the following:

- **Strategic Plan:** to give consideration to a draft plan that is currently in the process of being prepared following the receipt of input from a number of Academy committees;
- **International relations:** to give further consideration to the matter of UN accreditation, and related matters, including possible Academy participation in the Rio+20 event in Brazil in 2012;
- **Budget and Fund-raising:** to consider the 2011-12 budget and discuss how to best approach the pressing need of the Academy to raise additional funds to support its core operations and other activities such as the Training the Teachers project;
- **Future Colloquia:** to decide on the locations and organisers for the 2013 and 2014 Colloquia, based on the submissions recently received from members;
- **Regional activities:** to consider a paper to be submitted by the Chair on options for developing Academy activities at the regional level.

Finally, I would like to take this opportunity to mention several other matters concerning the Academy in which, as Chair, I have taken a particular interest.

I extend a warm welcome to all of the new member institutions who have joined the Academy and look forward to meeting many of you at future Colloquia and to having you engage with the Academy through our many committees and related activities.

It was pleasing to see the launch of our MEA project with UNEP last December. I encourage you to look at the relevant materials on the Academy web-site and to consider making use of these in your teaching.

I am excited about the publication of the first volume in the new Academy Series pursuant to our arrangements with Edward Elgar – *Compliance and Enforcement in Environmental Law*. We look forward to further volumes in this series becoming available later this year, with the time between Colloquia and publication being reduced considerably in future years as we polish the publication process. I also remind members that significant discounts are available to you when purchasing these publications.

I was pleased to see the outstanding second issue of the Academy's E-Journal earlier this year, with many insightful contributions addressing the theme of rights-based approaches to the environment and additional country reports. This has been a significant, recent addition to the Academy's activities and offers members both an avenue to publish their research and to report on recent developments in environmental law within their jurisdictions.

Lastly, I was excited to have been involved in the delivery of the first Academy Training the Teachers Course in Wuhan, China, in March of this year. A report on this activity is provided just below.

On behalf of the Governing Board and all of those who have served on our various committees, I wish to extend a deep thank you to our Associate Director, Carolyn Farquhar, who has decided to move on to fresh challenges

after some three years with the Academy Secretariat in Ottawa. Carolyn has been the point of contact within the Academy in relation to many of its activities and I know she has forged close ties with many of you. Her dedication to the cause of the Academy is much appreciated and we wish her well in her future directions.

TRAINING THE TEACHERS COURSE IN WUHAN, CHINA

Academy launches its Training the Teachers project in Wuban, China

After several years of discussion and development, the first IUCN Academy of Environmental Law Training the Teachers ("TTT") course was delivered to 23 senior Chinese environmental law scholars from 20 different Law Schools across China, in March 2011. The course was conducted at the Research Institute for Environmental Law (RIEL) in the Faculty of Law at Wuhan University over a period of five days. Many members of the Academy will recall this being the venue for the Academy's Colloquium in 2009.



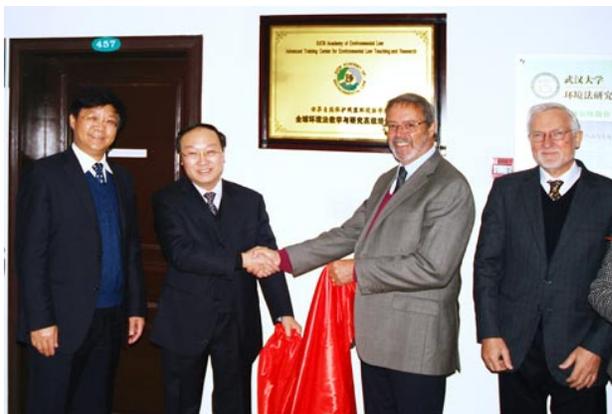
Advanced TTT Course, Wuban, China, March 2011

The course was an "advanced" version that was designed to prepare the participants to deliver a "basic" version subsequently to other Chinese legal scholars who have not previously taught environmental law but are willing to commit to doing so. By this means, it is envisaged that the TTT project will eventually see new

environmental law courses delivered in many of the 640 Law Schools in China where currently no such course exists.

The Academy trainers involved in the delivery of the advanced course were Professors Rob Fowler (University of South Australia), Ben Boer (University of Sydney) and Mark Latham (Vermont Law School). This being the first such course, the trainers had to prepare a large number of presentations in advance of the course, pursuant to arrangements that had been settled in a preliminary meeting held in Wuhan in December 2010. These will now form the basis of a Trainers Manual that can be used for future TTT courses in China and elsewhere.

The Academy was most fortunate to have had the support of Vermont Law School for the delivery of the course, in connection with a USAID-funded China-USA environmental law programme that Vermont is undertaking. Yanmei Lin from VLS also was present for the entire course and provided invaluable back-up to the Academy trainers.



Professor Wang Shuyi, Director of RIEL, Professor Xie Hongxing, Vice-President of Wuhan University, and Rob Fowler and Ben Boer, IUCN Academy course leaders

RIEL provided excellent support in organising the training facilities, materials and catering arrangements for the course. It also organised an outstanding team of eminent Chinese legal scholars to work alongside the Academy trainers in the presentation of sessions, comprising Professors Wang Shuyi and Qin Tianbao from

RIEL, Prof Zhou Ke from Renmin University of China and Professor Li Zhiping from Sun Yat-Sen University.

A critical element of the training was to demonstrate a range of teaching methodologies alongside the substantive content. These included small group discussions, classroom presentations by participants, use of a reflective journal, guest lecturers, use of film/video, case-studies, a field trip, free-form classroom discussion, guided research exercises and a role-play exercise. There were also opportunities to discuss learning theories, assessment options, and the course design project that participants in future basic courses will undertake.

Feed-back from the course participants, both in an extended review session at the end of the course and in written evaluations, indicated that the course was an outstanding success. Participants indicated that they were inspired by the various methodologies demonstrated to incorporate some of these into their own teaching in the future, and had also acquired fresh perspectives on various aspects of environmental law from the substantive sessions during the week. As these were relatively senior scholars, this was generous praise indeed! The future aim for the TTT project in China is to deliver 2-3 basic courses at different locations over the next 12 months, using participants from the advanced course as trainers alongside 1-2 Academy trainers.

Looking at the future direction of the TTT project beyond China, it is envisaged that within the next 12 months a basic TTT course will be delivered in Colombia, in association with University Del Norte, and that an advanced course be will be developed for delivery in Indonesia. However, all future activities are dependent on the Academy securing the necessary funding to cover the costs of its contribution to these future courses from a range of sources. Once it has been confirmed that particular courses can proceed, members of the Academy will be invited to offer their services on a voluntary basis to contribute to the delivery of these courses.

GHENT COLLOQUIUM, SEPTEMBER 2010

The Eighth Annual Colloquium was held at Faculty of Law at Ghent University in September 2010. The Colloquium's theme, *Linkages Between Biodiversity and Climate Change*, featured close to 120 speakers.

Many of the presentations are available at <http://www.iucnael.org/en/home/academy-events/141-ghent-colloquium-2010-full-program-and-presentations.html>.)



Opening Session of the Colloquium: Rob Fowler, Academy Chair, Alejandro Iza, IUCN Environmental Law Centre, Professor Frank Maes and Professor Piet Taelman, Dean of the Ghent Faculty of Law

A pre-Colloquium workshop was organized by the Research Committee of the Academy, the IUCN Environmental Law Centre and the IUCN Commission on Environmental Law on *Human Rights and Environmental Protection*. A joint e-publication is being prepared and will be available on the Academy's (and the IUCN ELC's) website by mid-2011.

2010 SCHOLARSHIP PRIZE RECIPIENTS

During the Ghent Colloquium, the two winners of the Second Annual Scholarship Prize were announced. The Prizes were awarded to Professor Tim Stephens at the University of Sydney, Australia and to Professor Jamie Benidickson at the University of Ottawa, Canada.

The announcements were made by Professor Melissa Powers of Lewis & Clark University (USA), co-chair of the Academy's Research Committee and Professor Rob Fowler, Chair of the Academy's Governing Board. Both noted that the two scholars had been recognized for the: originality and intellectual influence of their scholarship, international significance of their scholarship, enhancement of research collaboration among scholars and persons from different institutions and regions and, advancement of the aims of the IUCN Academy.



Timothy Stephens

Photo: University of Sydney

Timothy Stephens is a Senior Lecturer at the Faculty of Law at the University of Sydney and a Barrister and Solicitor of the Supreme Court of New South Wales, Australia.

Dr. Stephens is an international lawyer and human geographer, and his research on environmental governance straddles both of these disciplines. His research has been published in dozens of articles, chapters, comments and review essays. His recent major publications include *International Courts and Environmental Protection* (2009) and *The International Law of the Sea* (2010).

Dr Stephens teaches in the environmental and international law programs at the University of Sydney, and is a member of the Faculty's

Australian Centre for Climate and Environmental Law and the Sydney Centre for International Law.



Jamie Benidickson
Photo: University of Ottawa

Jamie Benidickson is a member of the Centre for Environmental Law and Global Sustainability at the Faculty of Law, University of Ottawa, where his teaching subjects include environmental law, sustainable development law, water law and legal history. He has written articles, book chapters and reports on a range of environmental subjects including water law, forest management, and protected areas. His major publications include *The Culture of Flushing: A Social and Legal History of Sewage*; *The Temagami Experience: Recreation, Resources and Aboriginal Rights in the Northern Ontario Wilderness*; and *Idleness, Water and a Canoe: Reflections on Paddling for Pleasure*, as well as a seminal Canadian text on *Environmental Law*.

In addition to his academic writing, Jamie has served in a variety of capacities with public inquiries and royal commissions in Canada, among them, the Walkerton Inquiry which proposed a contemporary strategy for safe drinking water. He was appointed Director of the IUCN Academy of Environmental Law in 2004 and served with Professor Ben Boer as Co-Director until 2008.

INSTITUTIONAL MEMBER PROFILES



Afshin Akhtarkhavari
Griffith University Law School
Australia

The Griffith Law School stands out nationally, according to a recent Australian Government research assessment exercise, in terms of its research performance. Our research was rated as above world standard as achieved through the higher education sector. The Griffith Law School is a strong centre for interdisciplinary, contextual and critical theory research in a range of areas including international and comparative law, intellectual property and critical theory.

The Law School has a range of scholars who have an interest in environmental and natural resources law and theory. Associate Professor Charles Lawson and Dr. Jay Sanderson study issues relating to seed banks, plant breeders' rights and a host of other matters that impact on the rights and responsibilities within the agricultural and horticultural sectors. Dr. Phillipa England conducts research on planning and pollution laws in Australia and has just completed work on the 3rd edition of her book in this area focusing on Queensland. Ms Anna Morimore is associated with the law school; her research brings together taxation and financial regulatory issues that impact on the governance of environmental harm.

Professor Akhtarkhavari's research is in the area of the global governance of environmental

issues and in particular the contribution of dispute settlement and environmental principles to shaping the discourse in this field. He has recently published a book in this area by Edward Elgar titled *Global Governance of the Environment: Environmental Principles and Change in International Law and Politics*.

In September 2011, the Law School will be hosting a conference on Wild Law which is titled *Earth Jurisprudence 2011: Building Theory and Practice* (<http://www.griffith.edu.au/conference/wild-law-2011>). This conference aims to further develop the theoretical and jurisprudential underpinnings of environmental law in various jurisdictions. Current keynote speakers include Ian Lowe, Cormac Cullinan, Justice Preston, Doug Fisher, Larissa Waters, Chris McGrath and Jo-Anne Bragg. This conference is an important way for the Law School to further engage with researchers who have an interest in jurisprudence particularly in terms of the governance of the environment.



Mingde Cao
China University of Political Science and Law
Law
China

China University of Political Science and Law (CUPL) is the only law university that is directly led by the Ministry of Education of the People's Republic of China. The university is ranked number two by the Ministry of Education in legal education and research among more than 600 law schools in China. CUPL has 11

environmental law faculty members and has very significant influence in China both in teaching/research and legal practice. It has offered a doctoral and master's degree program for environmental law students for many years.

CUPL also attaches importance to international academic exchange for students and faculty members. Professor Mingde Cao has been invited to attend many international conferences and is widely known in China. Professor Cao has been a member of the IUCN Academy since it was first inaugurated in 2003 in Shanghai, China. He currently chairs several research programs, such as the Climate Change Legal Research Program sponsored by the Ministry of Education of PRC and the Environmental Taxation Research Program sponsored by the Ministry of Justice of PRC. Professor Cao was recognized as one of *Ten Most Distinguished Lawyers in China* awarded by China Law Society 2006, and has made presentations to senior officials in sessions arranged by the China Law Society, as recently as 2010. Professor Cao has given lectures on China's climate change law and environmental law to Sino-US Environmental Justice delegate and master's students from Johns Hopkins University and Tufts University in 2010.



Elizabeth Kirk
School of Law
University of Dundee
Scotland

There are two Schools within the University of Dundee in which research into and teaching of environmental law are carried out. Between them they employ 20 environmental lawyers.

The School of Law is one of the top ranked Law Schools in Scotland and ranks in the top 20 in the United Kingdom. Environmental Law is a key strength in the Law School. Staff are leading researchers in environmental regulation and biodiversity, the law of the sea and sustainable development. The governance of natural resources, be that national or global governance and the relationships between environmental law and other areas such as trade and human rights are common themes in their work. Not only do the environmental lawyers collaborate regularly with academics in other disciplines such as geography but they are actively involved in wider activities, including acting as advisors to governments and government bodies; members of expert committees for the Law Society of Scotland and academic bodies and as consultees on new legislation and policy.

The School of Law offers a postgraduate Masters degree (LLM) in Environmental Law with specific courses including Environmental Regulation, Sustainable Development and the International Law of Fair Trade. There are also undergraduate modules such as Environmental Law and the International Law of Marine Resources and PhD study is supported in the broad field of environmental law (national and international).

The second School is the Graduate School of Natural Resources Law, Policy and Management where research and teaching on the environment have a more interdisciplinary focus. This School houses the Centre for Energy, Petroleum and Mineral Law and Policy which employs legal academics alongside economists and international relations scholars. The Graduate School also houses the IHP-HELP Centre for Water Law, Policy and Science and employs legal researchers alongside physical and social scientists. These two centres offer a number of masters programmes (both LLM and MSc) in areas such as water law and policy, energy, petroleum and mineral law and policy which are either rooted in or provide the opportunity to draw in consideration of environmental law.



Environmental, Energy and Resources Law Group
***Te Piringa* Faculty of Law**
University of Waikato
New Zealand

Te Piringa Faculty of Law at the University of Waikato has a significant number of academics working on environmental, energy, and natural resources law issues, such as the protection of the natural environment, biodiversity, the impacts of climate change, energy efficiency, heritage conservation, the control of pollution, water allocation, natural resources management, and intersection between environmental law and the legal position of Indigenous Peoples.

The Faculty offers a broad array of environmental and resource law courses at the undergraduate and postgraduate levels. The Faculty is developing a Centre for Environmental, Energy and Resources Law. (See www.waikato.ac.nz/go/EERL)

Professor Bradford Morse, the Dean of the Faculty, is active in the Academy of Environmental Law and has served on its Teaching and Capacity Building Committee when at the University of Ottawa. He continues his research and policy writing on the intersections of Indigenous Rights with environmental and natural resource law and governance. He has served as an adviser to numerous Indigenous organizations, governments and royal commissions in Canada, Australia and New Zealand.

Professor Barry Barton is former Chairperson of the Academic Advisory Group of the Section on Energy, Environment, Resources and

Infrastructure Law of the International Bar Association, and writes and advises extensively on energy, mining, and other natural resources issues.

Professor Alexander Gillespie was the first New Zealander to be named Rapporteur for the *World Heritage Convention* and has provided legal and policy advice to the Ministry of Foreign Affairs and the Department of Conservation. He is particularly focused on issues of conservation and biodiversity, although he is also responsible for three books on climate change and the law.

Linda Te Aho, of Waikato-Tainui and Ngāti Korokī Kahukura descent, teaches and researches in the area of sustainable development and management of natural resources. Linda has a particular interest in indigenous participation in environmental governance, indigenous rights and responsibilities in relation to freshwater, and river restoration. Linda has provided commissioned research to the Ministry for the Environment on freshwater and climate change issues, and to the Ministry of Māori Development on Resource Management issues. Linda actively participates in tribal environmental governance and served as a Waikato-Tainui appointment to the Guardians Establishment Committee, a co-management entity created under a recent settlement involving the Waikato River.

Dr Robert Joseph, of Tainui and Ngāti Kahungunu, Rangitāne and Ngāi Tahu descent, teaches, researches and publishes in the areas of Maori and Indigenous governance and sustainable natural resource management. He is particularly interested in the realisation of Indigenous Peoples' self-determination rights and responsibilities through the appropriate incorporation of Indigenous customary laws and institutions within respective common law jurisdictions in areas such as freshwater rights, commercial and customary fisheries, climate change and emission trading schemes, wāhi tapu or sacred spaces, and the foreshore and seabed.

Trevor Daya-Winterbottom focuses his teaching, research, and consultancy on environmental law (resource management), administrative law

(judicial review and specialist courts), and corporate governance (criminal liability and sentencing). Before joining the Faculty of Law in 2003 he practised law with Chapman Tripp in Auckland. He has published 31 refereed journal articles in New Zealand and internationally, and has contributed chapters to 5 published books. Among his recent publications is research on the prosecution of environmental offences in New Zealand.

Dr Sadeq Bigdeli is an expert on the intersection of international trade law and the environment. He has published articles and book chapters in regards to renewable energy, fisheries subsidies, etc. He is a co-editor of a leading book published by Cambridge University Press (2009) on *International Trade Regulation and the Mitigation of Climate Change*. Currently, he researches on the ongoing disputes at the WTO over renewable energy subsidies.



Nilufer Oral
Faculty of Law
Istanbul Bilgi University
Turkey

Istanbul Bilgi University Law School is the first institution from Turkey to become a member of the IUCN Academy on Environmental Law. The law school has been particularly active in the area of law of the sea and marine environmental law. The Istanbul Bilgi Center for Marine Law Research, established in 2001, has been involved in a number of marine

environmental activities both in Turkey and internationally. The Center has organized a number of international symposiums and conferences on marine environmental law issues. A selection of these conferences are: *Energy, EU and a New Order for the Black Sea Basin*; *Black Sea: Energy and the Environment*; *Protection and Preservation of the Marine Environment and the Impact of Caspian Oil and Gas Development on Turkey and Challenges Facing the Turkish Straits*.

Several faculty members are involved in issues related to environmental law such as access to information, international energy law, and WTO related issues. There is also graduate work being conducted on environmental liability. In 2010 the University established a Center for Environment, Energy and Sustainability Studies. It is an interdisciplinary center with the active participation of the law school.

Nilufer Oral, who as of 1 February 2011 has become a Governing Board member of the IUCN Academy of Environmental law, teaches several courses including an LL.M course on international environmental law.



Jolene Lin
Faculty of Law
The University of Hong Kong
China SAR

At the Faculty of Law of The University of Hong Kong (HKU), environmental law is a relatively new addition to the teaching and research profile. In 2007, a one-semester course

on International Environmental Law was launched to a class of about 15 students. Enrolment in that course now averages 50 students and includes many postgraduate and exchange students. The participation of students from at least 10 jurisdictions creates a fascinating classroom environment for the study of global environmental governance.

On the research front, Jolene Lin received a university-level grant last year to examine climate change litigation. Her research will be published as “Climate Change and the Courts” in *Legal Studies* this year. Another university-level grant supports her current research on EU biofuels policy. Jolene Lin and Thomas Cheng have also received a grant from the Hong Kong government to do research on the anti-trust and environmental aspects of Hong Kong’s energy policy.

On 4-5 November 2010, a conference exploring climate change law and governance took place on the grounds of HKU and brought together scholars from China, the UK, Australia, Israel, and Singapore. “Climate Change Governance after Copenhagen” was jointly organized by the law faculties of HKU and University College London (UCL), with the generous support of the Environment and Conservation Fund (Hong Kong) and the Society for Protection of the Harbour. The conference papers will be published in two special issues of the *Carbon and Climate Law Review* this year.



Alexander Paterson
Institute of Marine and Environmental Law
University of Cape Town
South Africa

The Institute of Marine and Environmental Law (IMEL) is based within the Faculty of Law at the University of Cape Town, recently rated one of the top two hundred universities in the world and the highest ranked in Africa. The Institute was founded in 1983 and is the oldest and largest of its kind in Africa. It undertakes research, teaching and consultancy in the fields of marine and environmental law both at the international level and in the context of Southern Africa. It also participates in multi-disciplinary projects in collaboration with other specialists working in these areas. Current postgraduate courses offered by IMEL include International Environmental Law, Principles of Environmental Law, Land Use Planning Law, Natural Resources Law, Pollution Law, International Law of the Sea, Marine Resources Law and Marine Pollution Law.

IMEL's full-time academic members have differing areas of specialization and their research activities over the past year are briefly highlighted below. Professor John Gibson considered the law relating to piracy in African waters and the evolution of the exclusive economic zone in the United Kingdom. He addressed the Africa Center for Strategic Studies (Tanzania) on maritime safety and security and advised the Ministry of Foreign Affairs (State of Eritrea) on the law of the sea for UNITAR.

Professor Jan Glazewski is currently preparing the third edition of his book, *Environmental Law in South Africa*, which remains the country's eminent text on this area of law. He participated in the City of Cape Town Climate Change Think Tank, remains advisor to the UNEP/UNDP West Indian Ocean Marine Pollution Project and was appointed as a country expert on marine governance issues in the West Indian Ocean. Associate Professor Alexander Paterson spent the bulk of last year completing his PhD on communally-conserved areas as a tool for managing South Africa's natural commons. He also co-edited the first two issues of the IUCN Academy of Environmental Law's e-Journal, contributed to the revised IUCN *Guidelines on Protected Areas Legislation* and the Department of Environmental Affairs' *People and Parks Toolkit* (which aims to raise the capacity of all sectors in promoting the role of people and communities in protected areas) and published a series of articles on protected areas governance, cooperative governance in the land-use planning sector and recent domestic environmental fiscal reform initiatives.

Associate Professor Loretta Feris was appointed to the board of the South African Maritime Safety Authority, where one of her briefs is ongoing research in the area of maritime safety. She co-edited a compendium on environmental legislation, published book chapters and articles on climate change and trade, environmental governance and the link between African custom and environmental law. Ms Peggy Gumede, IMEL's most recent recruit, considered the role of voluntary mechanisms in environmental governance and the regulation of alien invasive species. Charles Motui, IMEL's research assistant, conducted research for a PhD on the regulation of genetically modified organisms. IMEL warmly welcomes all members passing through Cape Town prior to or post the 2011 IUCNAEL Colloquium to pop in and enjoy the view from the slopes of Table Mountain.



Professor Timo Koivurova and Professor Kai Kokko
University of Lapland
Finland

The University of Lapland has committed in its 2020 Strategy to promote sustainable development especially in the Arctic and the North in general. Environmental law lies at the heart of this commitment and is being intensely promoted by the University. Environmental law is taught and researched in the Faculty of Law and in the Northern Institute for Environmental and Minority Law (NIEM/Arctic Centre).

The Faculty's environmental law teaching covers international, European and national legal systems and the research work is focused on areas including space law, biodiversity law, European environmental law and regulation of natural resources. Three major interdisciplinary research projects are currently being conducted in space law, mining law and the use of environmental information in planning and decision making. The Faculty has two professors, specializing in environmental law and

international law, working in the environmental law field, together with four researchers. The Faculty and NIEM are working together on the topic of EU competence for the Ministerial Conference on the Protection of Forests in Europe (MCPFE, now Forest Europe) in the year 2009 and for the European parliament in 2010.

NIEM, established in 1985, specializes in environmental and minority law. The NIEM – with its research professor and 11 researchers – focuses on the law relating to (Arctic) indigenous peoples and environmental law as it applies in the Arctic and northern regions. A particular emphasis has been on how international environmental treaties, in general, and the EIA, in particular, apply in the Arctic conditions and how the EU's competences have an impact on the intensely transforming region. The Institute has had many international research projects on these themes, with funding from a range of sources including the EU Commission of the EU.

The research on Environmental law is increasingly been conducted as joint projects with the Faculty of Law and the NIEM. This pairing is gaining increasing international recognition, with over half of the Institute's staff coming from abroad. In our view, environmental law is best done through non-hierarchical open atmosphere research encounters, which lead to further learning and innovative research ideas.

NEW AND FORTHCOMING BOOKS

Aktarkhavari, Afshin, *Global Governance of the Environment: Environmental Principles and Change in International Law and Politics* (Edward Elgar, 2011)

Andresen, Steiner, Elin Boasson and Geir Hønneland, *International Environmental Agreements* (Routledge, 2011)

Blanco, Elena and Jona Razzaque, *Globalisation and Natural Resources Law*, (Edward Elgar, 2011)

Bowman, Michael, Peter Davies and Catherine Redgwell *Lyster's International Wildlife Law* (Cambridge University Press, 2011)

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