



**HIMACHAL PRADESH NATIONAL LAW UNIVERSITY,
SHIMLA**

SEMESTER - IX

B.A./B.B.A.LL.B.

CREDITS - 04

COURSE TITLE – INTERNATIONAL ENVIRONMENTAL LAW

Module - 1

Fundamentals of International Environmental Law

- 1.1 General Jurisprudence of Environmental Protection: Global Commons; Environmental Spiritualism
- 1.2 Sustainable Development: Conceptualization, components-ecological, economic and social
- 1.3 Equitable Foundation of Sustainable Development - Intergenerational Equity and Intra generational Equity
- 1.4 Pillars of Sustainable Development -- Precautionary Principle, Shift from Assimilative to Precautionary Principle, and Polluter Pays Principle
- 1.5 U.N. Commission on Sustainable Development; Shift from Millennium Sustainable Development Goals; United Nations Environment Programme (UNEP); International Union for Conservation of Nature and World Wild Fund for Nature; Global Environmental Facility (GEF)

Module - 2

Trans-boundary Environment Protection: Liability of the State

- 2.1 Transboundary Issues in Environment Protection.
- 2.2 The Desertification Convention, 1994; Convention on the Protection and Use of Transboundary Watercourses and International Lakes, 1992; Transboundary Groundwater Pollution; Transboundary Shipments of Hazardous Wastes (1992).
- 2.3 The Basel Convention Regime (1989); Transfrontier Air Pollution and Convention on Transboundary Air Pollution Environmental Warfare State Liability.
- 2.4 Theoretical Issues - Victim; State Sovereignty; and Threshold of Cognizable Injury.
- 2.5 The Legacy of the Trail Smelter Arbitration; Standard of Liability - Strict Liability and Ultra-Hazardous Activities; Viability of a Liability Regime.

Module - 3

International Environmental Protection - Treaties and Institutions

- 3.1 Declaration of the United Nations Conference on the Human Environment (the 1972 Stockholm Declaration) & Rio Declaration on Environment and Development, 1992
- 3.2 United Nations Framework Convention on Climate Change, 1992,
- 3.3 Kyoto Protocol to the United Nations Framework Convention on Climate Change, 1997, Paris Agreement, 2015; Post Paris Developments
- 3.4 U.N. Convention on Biodiversity, 1992; Cartagena Protocol on Biosafety, 2000,

- 3.5 Nagoya Protocol on Access and Benefit Sharing, 2010; Nagoya-Kuala Lumpur Supplementary Protocol on Liability and Redress, 2010.

Module - 4

Protection of Specific Components of International Environment & the Sustainable Development Goals

- 4.1 Convention on the Protection of the Ozone Layer, 1985 & Montreal Protocol in conjunction with the Kigali Protocol of 2016
- 4.2 United Nations Convention to Combat Desertification, 1996
- 4.3 Emergence, need, and concept of Sustainable Development Goals
- 4.4 Asian Approach to Environmental Protection; ASEAN and its commitments to SDGs
- 4.5 India's Commitment to SDGs

Referral Treaties & Documents

- 1. Declaration of the United Nations Conference on the Human Environment, Stockholm, 1972
- 2. Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal, Basel, 1989
- 3. Convention on Biological Diversity (CBD), Nairobi, 1992
- 4. Ramsar Convention Convention on Wetlands of International Importance, especially as Waterfowl Habitat, Ramsar, 1971
- 5. United Nations Convention to Combat Desertification
- 6. Vienna Convention for the Protection of the Ozone Layer, Vienna, 1985
- 7. Montreal Protocol, 1989 read with the Kigali Agreement to the Montreal Protocol, 2016

Prescribed Books

- 1. Gurdip Singh, *Environmental Law*, Eastern Book Company, (2016).
- 2. Ian Brownlie & James Crawford, *Brownlie's Principles of Public International Law*, Oxford University Press, 2012.
- 3. Indian Law Institute, *Legal Control of Environmental Pollution* (1980)
- 4. Joseph Gabriel Starke, Ivan Anthony Shearer, *Starke's International Law*, Butterworths, 1994.
- 5. Malcolm N. Shaw, *International Law*, Cambridge University Press, (2018).
- 6. Priya Kanjan Trivedi, *International Environmental Laws* A.P.H. Publishing Corporation, New Delhi, (1996).
- 7. Richard L. Riversz, et.al. (eds.) *Environmental Law, the Economy and Sustainable Development*, Cambridge, (2000).
- 8. *World Commission on Environment and Development, Our Common Future*, Oxford (1987),

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