

OUR FUTURE IN THE BALANCE

The Role of Courts and Tribunals in Meeting the Climate Crisis

7-8 July 2021

all times Washington DC [ET]

DAY 1:

Plenary session

9:00 am - 9:05 am

Opening remarks



James Cameron (Summit moderator)

*Senior Adviser, Foundation for International Law for the Environment (FILE) and
Pollination Group, and Executive Fellow, Yale Center for Environmental Law &
Policy*

9:05 am - 9:15 am

Keynote #1

"We Are Facing A Planetary Emergency"



Johan Rockström

*Director, Potsdam Institute for Climate Impact Research, and Professor in Earth
System Science, University of Potsdam*

9:15 am - 10:00 am

Panel #1

"Climate Ethics, Health and the Law: Connecting the Dots"



Laurence Boisson de Chazournes

*Professor of International Law, University of Geneva School of Law, Director of
the LL.M. in International Dispute Settlement, and Co-director of the Geneva
Center for International Dispute Settlement*



Stephen Gardiner

Professor of Philosophy and Ben Rabinowitz Endowed Professor of Human Dimensions of the Environment, University of Washington, Seattle



Maria Neira

Director, Public Health, Environment and Social Determinants of Health Department, World Health Organisation

10:05 am - 10:15 am

Keynote #2

“Climate Litigation: The Second-Best Option for Governing Climate Change”



Lavanya Rajamani

Professor of International Environmental Law, Faculty of Law, University of Oxford, and Yamani Fellow in Public International Law, St Peter's College, Oxford

10:15 am - 11:15 am

Roundtable #1

“Climate Litigation and the Separation of Powers: Global Perspectives”



Irum Ahsan

Advisor, Office of the Compliance Review Panel, Asian Development Bank



Michael B. Gerrard

Andrew Sabin Professor of Professional Practice and Director, Sabin Center for Climate Change Law, Columbia Law School



Viviana Krsticevic

Executive Director, Center for Justice and International Law



Corinne Lepage

Senior Lawyer and Co-founder, Huglo Lepage Avocats, and Former French Minister of the Environment



Veerabhadran Ramanathan

Edward A. Frieman Endowed Presidential Chair in Climate Sustainability, Scripps Institution of Oceanography, University of California, San Diego



Amy Rose

Senior Lawyer, Director of Litigation, Compliance & MEL, ClientEarth



Jaap Spier

Senior Associate, University of Cambridge Institute for Sustainability Leadership, and Professor of Global Challenges, University of Stellenbosch



Elizabeth Wathuti

Climate Activist, Founder and President, Green Generation Initiative

11:15 am - 11:25 am

Keynote #3

“We Need To Change The Rules”



Luisa-Marie Neubauer

Youth Climate Activist

11:25 am - 11:30 am

Closing remarks for Day 1

11:45 am - 1:45 pm (A) / 6:00 pm - 8:00 pm (B)

Simultaneous expert workshops (private Zoom link) and their Facilitators:

1. The Role of Judges (time-zone A)



Dinah Shelton

Manatt/Ahn Professor of International Law Emeritus, George Washington University, and Former President, Inter-American Commission on Human Rights



Emmanuel Ugirashebuja

Former President of the East African Court of Justice, and Dean Emeritus of the National University of Rwanda, Faculty of Law

2. The Role of Judges (time-zone B)



Brian J. Preston

Chief Judge of the Land and Environment Court of New South Wales, and Governing Committee of the Global Judicial Institute on the Environment



Pilar Moraga Sariego

Associate Professor, Centre for Environmental Law, Faculty of Law, University of Chile

3. Climate Litigation and Science (time-zone A)



Veerabhadran Ramanathan

Edward A. Frieman Endowed Presidential Chair in Climate Sustainability, Scripps Institution of Oceanography, University of California, San Diego



Annalisa Savaresi

Associate Professor of International Environmental Law, University of Eastern Finland, and Senior Lecturer in Environmental Law, University of Stirling

4. Climate Litigation and the Economy (time-zone A)



Graciela Chichilnisky

CEO and Co-Founder of Global Thermostat, and Professor of Economics and Mathematical Statistics, Columbia University



Daniel C. Esty

Hillhouse Professor of Environmental Law and Policy, School of the Environment and Clinical Professor of Environmental Law & Policy, Yale Law School

5. Climate Litigation and Politics (time-zone A)



Sam Adelman

Reader at the Law School, University of Warwick, and Research Professor, Nelson Mandela University and North-West University, South Africa



James R. May

Visiting Distinguished Professor of Law, S.J. Quinney College of Law, University of Utah, President, Dignity Rights International, and Special Representative, International Council of Environmental Law

6. Climate Litigation and Environmental Defenders (time-zone A)



Erin Daly

Professor of Law, Delaware Law School, Executive Director of Dignity Rights International and Director of the Global Network for Human Rights and the Environment



Viviana Krsticevic

Executive Director, Center for Justice and International Law

DAY 2:

Plenary session

9:00 am - 9:05 am

Opening remarks



James Cameron (Summit moderator)

*Senior Adviser, Foundation for International Law for the Environment (FILE) and
Pollination Group, and Executive Fellow, Yale Center for Environmental Law & Policy*

9:05 am - 9:15 am

Keynote #4

“A Critical Moment Requires Critical Momentum”



Joseph Stiglitz

*Nobel Laureate in Economics, University Professor at Columbia University, and
Chief Economist, Roosevelt Institute*

9:15 am - 10:15 am

Roundtable #2

“Insights and Proposals on Climate Litigation and the Separation of Powers”

Rapporteurs of the 6 Workshops:



Christina Voigt

*Professor, Department of Public and International Law, University of Oslo, Co-Chair
of the Paris Agreement’s Compliance and Implementation Committee, and Chair,
WCEL’s Specialist Group on Climate Change, IUCN*



Michael B. Gerrard

*Andrew Sabin Professor of Professional Practice and Director, Sabin Center for
Climate Change Law, Columbia Law School*



Michael Burger

*Senior Research Scholar, Lecturer in Law and Executive Director, Sabin Center for
Climate Change Law, Columbia Law School*



David M. Driesen

University Professor, Syracuse University College of Law



Joana Setzer

Assistant Professorial Research Fellow, Grantham Research Institute on Climate Change and the Environment, London School of Economics and Political Science (LSE)



Makane Moïse Mbengue

Professor of International Law and Director, Department of International Law and International Organization, Faculty of Law, University of Geneva

10:15 am - 11:15 am

Panel #2

“The Climate Crisis is a Human Rights Crisis”



David Boyd

UN Special Rapporteur on Human Rights and the Environment, and Associate Professor of Law, Policy, and Sustainability, University of British Columbia



Vanessa Nakate

Climate Activist and Founder, Youth for Future Africa and the Rise Up Movement



Manuel Pulgar-Vidal

Global Leader of Climate & Energy, WWF, Former Minister of the Environment of Peru and President of UNFCCC COP20



Mary Robison

Former President of Ireland, Chair of The Elders, Former UN Special Envoy on Climate Change and High Commissioner for Human Rights

11:15 am - 11:30 am

Keynote #5

“Our Future in the Balance: Lessons from the Past for Better Action”



Naomi Oreskes

Henry Charles Lea Professor of the History of Science and Affiliated Professor of Earth and Planetary Sciences, Harvard University

11:30 am - 11:40 am

Summit closing remarks

Supported by



서울대학교 환경-에너지 법정책 센터
SNU Law Center for Energy & Environmental Law and Policy



University of Glasgow



OUR FUTURE IN THE BALANCE

The Role of Courts and Tribunals in Meeting the Climate Crisis

7 July 2021

Workshop Participants

1. A. The Role of Judges: 11:45 am – 1:45 pm ET

Co-Facilitators:

Dinah Shelton, *Manatt/Ahn Professor of International Law Emeritus, George Washington University and Former President of the Inter-American Commission on Human Rights*
Emmanuel Ugirashebuja, *Dean Emeritus, National University of Rwanda and Past President of the East African Court of Justice*

Rapporteur:

Christina Voigt, *Professor for Public and International Law, University of Oslo, Co-Chair of the Paris Agreement's Compliance and Implementation Committee and Chair of the WCEL's Specialist Group on Climate Change, International Union for Conservation of Nature*

Participants: Former and Current Judges

1. B. The Role of Judges: 6:00 pm – 8:00 pm ET

Co-Facilitators:

Brian J Preston, *Chief Judge of the Land and Environment Court of New South Wales and Governing Committee of the Global Judicial Institute on the Environment (GJIE)*
Pilar Moraga Sariago, *Associate Professor at the Centre for Environmental Law of the Law Faculty, University of Chile*

Rapporteur:

Michael B Gerrard, *Andrew Sabin Professor of Professional Practice and Director at the Sabin Center for Climate Change Law, Columbia Law School*

Participants: Former and Current Judges



2. Climate Litigation and Science: 11:45 am – 1:45 pm ET

Co-Facilitators:

Veerabhadran Ramanathan, *Edward A Frieman Endowed Presidential Chair in Climate Sustainability at Scripps Institution of Oceanography, University of California, San Diego*
Annalisa Savaresi, *Associate Professor of International Environmental Law, University of Eastern Finland and Senior Lecturer in Environmental Law, University of Stirling*

Rapporteur:

Michael Burger, *Senior Research Scholar, Lecturer in Law and Executive Director at the Sabin Center for Climate Change Law, Columbia Law School*

Participants:

1. **Christine Bakker**, *Visiting Lecturer, Sant'Anna School of Advanced Studies in Pisa, and Visiting Research Fellow, British Institute of International and Comparative Law*
2. **Serena Baldin**, *Associate Professor of Comparative Public Law, University of Trieste*
3. **Dennis van Berkel**, *Legal Counsel, Urgenda Foundation*
4. **Roberto Buizza**, *Full Professor in Physics, Scuola Superiore Sant'Anna*
5. **Christian Calliess**, *Professor for Public Law and European Law, Freie Universität Berlin*
6. **Robin Kundis Craig**, *Robert C. Parkard Trustee Chair in Law, USC Gould School of Law*
7. **Matteo Fermeglia**, *Assistant Professor for International and European Law, Hasselt University*
8. **Peter C Frumhoff**, *Director of Science & Policy and Chief Climate Scientist, Union of Concerned Scientists*
9. **Michael Hausfeld**, *Chair of Hausfeld, Hausfeld*
10. **Richard (Rick) Heede**, *Director, Climate Accountability Institute*
11. **Diana Kearney**, *Legal and Shareholder Advocacy Advisor, Oxfam America*
12. **Sarah Mead**, *Legal Associate, Urgenda – Climate Litigation Network*
13. **Michael Mehling**, *Deputy Director at MIT Center for Energy and Environmental Policy Research and Professor at University of Strathclyde*
14. **Nikki Reisch**, *Director, Climate & Energy Program, CIEL*
15. **Cesare P Romano**, *Professor of Law, Loyola Law School, Los Angeles*
16. **Joeri Rogelj**, *Director of Research, Grantham Institute for Climate Change and the Environment, Imperial College London*
17. **Eric Steinberger**, *CEO and Co-Founder, ClimateScience*
18. **Anne Stevignon**, *Postdoctoral Researcher, University of Paris 1 (ISJPS)*
19. **Katalin Sulyok**, *Assistant Professor in International Law, ELTE University, Budapest*
20. **Geoffrey Supran**, *Research Fellow, Harvard University*
21. **Kelo Uchendu**, *Clinton Global Initiative Fellow, Founder of Gray2Green Movement and Co-founder of Zentrum*
22. **Sejong Youn**, *Director Climate Finance Program, Solutions for Our Climate*



3. Climate Litigation and the Economy: 11:45 am – 1:45 pm ET

Co-Facilitators:

Graciela Chichilnisky, Chief Executive Officer and Co-Founder, Global Thermostat and Professor of Economics and Mathematical Statistics, Columbia University

Daniel C Esty, Hillhouse Professor of Environmental Law and Policy, School of the Environment and Clinical Professor of Environmental Law & Policy, Yale Law School

Rapporteur:

David M Driesen, University Professor, Syracuse University College of Law

Participants:

1. **Jelena Aparac**, Chair Rapporteur, UN Working Group on Mercenaries
2. **Jeanette Bayoumi**, Associate, Hausfeld
3. **Sir William Blair**, Professor of Financial Law and Ethics, Queen Mary University of London
4. **Lormeteau Blanche**, Researcher, Université de Nantes, Laboratoire Droit et Changement Social
5. **Pierre Calame**, Chair Emeritus of the Fondation Charles Léopold Mayer pour le progrès de l'homme and Chair Citego and Fabrique des Transitions
6. **Chibeze Ezekiel**, Environmental Activist and 2020 Goldman Prize Recipient for Africa
7. **Michael Faure**, Professor of Comparative Private Law and Economics, Maastricht University and Erasmus School of Law, Rotterdam
8. **Tracy-Lynn Field**, Professor Law, University of the Witwatersrand
9. **Markus W Gehring**, Director of Studies, University of Cambridge, Hughes Hall
10. **Gustavo Grebler**, Partner, Grebler Advogados
11. **Vanessa Havard-Williams**, Partner, Linklaters
12. **Ruth Keating**, Barrister, 39 Essex Chambers
13. **Sean Kidney**, Chief Executive Officer, Climate Bonds Initiative
14. **Vedantha Kumar**, Manager of Strategic Climate Litigation and Carbon Markets, Children's Investment Fund Foundation (CIFF)
15. **Guilherme Leal**, Partner, Graça Couto Advogados
16. **Ida Levine**, Director, Impact Investing Institute
17. **Iain MacNeil**, Professor of Commercial Law, University of Glasgow
18. **Nema Milaninia**, Board of Advisors, Center for Climate Crime Analysis
19. **Jason Reeves**, Lawyer, Zelle LLP
20. **Deepa Sutherland**, Solicitor, Zelle LLP
21. **Deborah Schwartz**, Publicist, Hausfeld
22. **Patrick Thieffry**, Avocat (Paris) and Attorney at law (N.Y.), Independent International Arbitrator
23. **Bridget Uebel**, Hausfeld
24. **Sergio Weguelin**, Partner, Maker Sustentabilidade
25. **Jonathan Wiener**, Perkins Professor of Law and Professor of Environmental Policy, Duke University



4. Climate Litigation and Politics: 11:45 am – 1:45 pm ET

Co-Facilitators:

Sam Adelman, Reader at the Law School, University of Warwick, and Research Professor, Nelson Mandela University and North-West University, South Africa

James R May, Visiting Distinguished Professor of Law, S.J. Quinney College of Law, University of Utah, President, Dignity Rights International, and Special Representative, International Council of Environmental Law

Rapporteur:

Joana Setzer, Assistant Professorial Research Fellow at the Grantham Research Institute on Climate Change and the Environment, London School of Economics and Political Science

Participants:

1. **Ivano Alogna**, Arthur Watts Research Fellow in Environmental and Climate Change Law, BIICL and Sorbonne Law School (Paris 1)
2. **Frank Biermann**, Professor of Global Sustainability Governance, Copernicus Institute of Sustainable Development
3. **Laura Burgers**, Assistant Professor, Amsterdam Centre for Transformative Private Law
4. **Cordelia Bähr**, Environmental Lawyer, bähr ettwein Attorneys at Law
5. **John Cerone**, Professor, The Fletcher School (Tufts University)
6. **Esmeralda Colombo**, Research Fellow, Centre for Climate and Energy Transformation, University of Bergen
7. **Christina Eckes**, Professor of European Law, University of Amsterdam
8. **Filippo Paolo Fantozzi**, Associate, Urgenda – Climate Litigation Network
9. **Louise Fournier**, Legal Counsel, Climate Justice & Liability, Greenpeace International
10. **Scott Gilmore**, Of Counsel at Hausfeld, Hausfeld
11. **Andrew Jackson**, Assistant Professor of Law, University College Dublin
12. **Louis J Kotzé**, Research Professor of Law, North-West University, South Africa
13. **Lucy Maxwell**, Senior Legal Associate, Urgenda – Climate Litigation Network
14. **Ana Lucía Maya-Aguirre**, Director, Observatory for Marine and Coastal Governance
15. **Alice de Moraes Amorim Vogas**, Humboldt Chancellor Fellow, Alexander von Humboldt Foundation
16. **Lavanya Rajamani**, Professor of International Environmental Law, University of Oxford
17. **Laura Schuijers**, Fellow, The University of Melbourne
18. **Lucy Stone**, Director, Foundation for International Law for the Environment (FILE)
19. **Jasper Teulings**, Director Strategic Litigation (Climate), Children’s Investment Fund Foundation
20. **Marta Torre-Schaub**, Senior Research Professor, Université Paris 1 Sorbonne
21. **William Vazquez**, Staff Attorney, Hausfeld
22. **Margaretha Wewerinke-Singh**, Attorney, Blue Ocean Law
23. **Marc Willers**, Barrister, Garden Court Chambers



5. Climate Litigation and Environmental Defenders: 11:45 am – 1:45 pm ET

Co-Facilitators:

Erin Daly, Professor of Law, Delaware Law School, Executive Director of Dignity Rights International and Director of the Global Network for Human Rights and the Environment
Viviana Krsticevic, Executive Director, Center for Justice and International Law

Rapporteur:

Makane Moïse Mbengue, Professor of International Law and Director, Department of International Law and International Organization, Faculty of Law, University of Geneva

Participants:

1. **Sumudu Atapattu**, Director of Research Centers and Senior Lecturer, University of Wisconsin Law School
2. **Summer Blaze Aubrey**, Law Fellow, Indigenous Human Rights Defenders and Corporate Accountability Program
3. **Caio Borges**, Portfolio Manager – Law and Climate, Institute for Climate and Society
4. **Maria Valeria Berros**, Researcher and Professor, Universidad Nacional del Litoral
5. **Larissa Boratti**, Researcher, Research Group GPDA and Brazilian Lawyer, UFSC
6. **David Boyd**, Special Rapporteur on Human Rights and the Environment, UN
7. **Billiet Carole**, Head Environmental Law Unit, UHasselt and Partner Equal Partner Avocats
8. **Kristin Casper**, Interim General Counsel, Greenpeace International
9. **Daniel Cerqueira**, Program Director, Due Process of Law Foundation
10. **Michelle Cook**, Founder of Divest Invest Protect, Indigenous Peoples Law and Policy Fellow, Director Indigenous Human Rights Defenders Programme, University of Arizona
11. **Sébastien Duyck**, Senior Attorney, Center for International Environmental Law
12. **Emilie Gaillard**, General Coordinator of the Normandy Chair for Peace, Normandy Chair for Peace, SciencesPo Rennes
13. **Ingrid Gubbay**, Head of the Human Rights and Environmental Law Team, Hausfeld
14. **Kristen Hite**, International Environmental Law & Global Climate Policy Professor, University of Maryland, and Associate Director for Climate, Oxfam America
15. **Alina Holzhausen**, PhD Student, University of Aberdeen and Research Assistant in Environmental and Climate Change Law, BIICL
16. **José Rubens Morato Leite**, Professor of Environmental Law of Federal University of Santa Catarina, Brazil, IUCN Academy of Environmental Law
17. **Vanessa Nakate**, Climate Activist and Founder, Youth for Future Africa and the Rise Up Movement
18. **Ottavio Quirico**, Associate Professor, The Australian National University, University of New England and European University Institute
19. **Maria Antonia Tigre**, Director for Latin America, The Global Network for Human Rights and the Environment (GNHRE)
20. **Marina Demaria Venância**, Junior Deputy Chair, IUCN World Commission on Environmental Law, Climate Change Specialist Group
21. **Elizabeth Wathuti**, Founder, Green Generation Initiative
22. **Gerd Winter**, Professor of Law, University of Bremen