



***COMMISSION ON ENVIRONMENTAL LAW  
IUCN – THE WORLD CONSERVATION UNION***

**WORLD SUMMIT 2002:**

**ENVIRONMENTAL LAW FOUNDATIONS  
FOR SUSTAINABLE DEVELOPMENT**

Cosponsored by

***Faculty of Law, Pietermaritzburg, University of Natal  
United Nations Environment Programme***

In cooperation with:

*South African Journal of Environmental Law & Policy*  
IUCN Environmental Law Centre (Bonn, Germany)

and

Arab Regional Centre for Environmental Law (Kuwait)  
Asia Pacific Centre for Environmental Law (Singapore)  
Environmental Law Institute (USA)  
European Environmental Law Association, European Council of Environmental Law  
International Council of Environmental Law

**Tuesday, 20 August through Thursday, 22 August 2002  
University of Natal, Pietermaritzburg  
South Africa**



## WORLD SUMMIT 2002:

### ENVIRONMENTAL LAW FOUNDATIONS FOR SUSTAINABLE DEVELOPMENT

#### Programme

*Monday, 19 August 2002*

- 1400: Rio + 10 and the Future of International Environmental Law** (side event by the Institute of Environmental Law, University of Natal)  
Colin Webb Hall, University of Natal (programme found on pp. 7 ff.)
- 1600: Conference Registration**  
Registration Foyer, Old Main Building, University of Natal, Pietermaritzburg
- 1900: Welcoming Reception**  
Petrie Dining Hall, University of Natal

*Tuesday, 20 August 2002*

- 0800: Registration Continues**
- 0900: Conference Convenes**  
Colin Webb Hall, University of Natal

#### *Welcomes:*

- Dr. Jorge Caillaux Zazzali, IUCN Commission on Environmental Law  
Regional Vice Chair for South America (Peru)
- Prof. Michael Kidd, Director, Environmental Law Centre, School of Law,  
University of Natal, and Conference Co-Chair (Pietermaritzburg, South  
Africa)
- John Scanlon, Head, IUCN Environmental Law Programme (Bonn, Germany)

#### *Opening Remarks:*

- The Honorable Narend Singh, Provincial Minister for Agriculture and the  
Environment (South Africa)

**0915: *Legal Themes Crossing Sectors: Fundamental Principles & Ethics***

***The Challenge:*** 10 – 15 minutes

Dr. Juan Mayr Maldonado (Colombia)

***Commentary:*** 15 – 20 minutes

Global Ethics, the Earth Charter and Environmental Law – Dr. Nigel Dower  
(Scotland)

Strong and Weak Sustainable Development – Prof. Klaus Bosselmann (New  
Zealand)

**1045: Morning Tea**

**1115: *Environmental Law's Foundations for Sustainable Societies***

***The Challenge:*** 10 – 15 minutes

Dr. Jorge Caillaux Zazzali

***Commentary:*** 5 – 10 minutes each

Legal Aspects of Sustainable Development – Dr. Kilaparti Ramakrishna  
(India, USA)

“Montevideo” Actions Plans – Prof. Andrew J. Waite (United Kingdom)

***Discussion and Debate***

**1230: Lunch**

Petrie Dining Hall

**1400: *Legal Themes Crossing Sectors: Public Participation***

***The Challenge:*** 10 – 15 minutes

Dr. Prof. Svitlana Kravchenko (Ukraine)

***Commentary:*** 5 – 10 minutes

Legal Procedures and Approaches – Prof. Dr. Eckard Rehbinder (Germany)

ASEAN Patterns of Consensus Building – Prof. Koh Kheng-Lian (Singapore)

Public Interest Litigation – Kenneth Kakuru (Uganda)

***Discussion and Debate***

**1530: Afternoon tea**

**1600: *Legal Themes Crossing Sectors: Ecology and the Law  
Integrated Watershed Management - A South African Case Study***

***The Challenge:*** 15 – 20 minutes

Prof. Michael Kidd

**Commentary:** 15 – 20 minutes

The Central Role of the South African Notion of Public Trust – Prof. Robyn Stein (South Africa)

The right to “sufficient water” under South Africa’s Bill of Rights and the new water law: progress and pitfalls – Prof. Jan Glazewski (South Africa)

***Discussion and Debate***

**1730: Close**

**1800: Video “The Fires of Kuwait”**

Armed Conflict and Environment – Dr. Badria Al-Awadhi (Kuwait)

**1900: Dinner (informal)**

The Grignard, University of Natal Grounds (outdoors)

*Wednesday, 21 August 2002*

**0845: *Global Themes – A Law for the Biosphere***

***The Challenge:*** 10 – 15 minutes

Prof. Stéphane Doumbé-Billé (Cameroon)

***Commentary:*** 5 – 10 minutes

Climate Change – Maria Socorro Manguiat (Philippines)

Synergies among Multilateral Environmental Agreements –

Dr. Kilaparti Ramakrishna

***Discussion and Debate***

**1015: Morning Tea**

**1045: *Sectoral Themes – Sustaining the utility in nature and natural resources***

***The Challenge:*** 10 – 15 minutes

Prof. Andrew J. Waite

***Commentary:*** 5 – 10 minutes

Water and Wetlands – John Scanlon

Biodiversity – Dr. Grethel Aguilar Rojas (Costa Rica)

Soil – Prof. Ian Hannam (Australia)

Creating Markets in Ecosystem Services – Prof. Rosemary Lyster (Australia)

***Discussion and Debate***

**1215: *University of Natal Lecture Series***

Legal Perspectives for Sustainable Mountain Development – Dr. Patrice Talla,  
Development Law Service, Legal Office, Food and Agriculture Organization

**1305: Lunch**

Petrie Dining Hall

**1400: *Sectoral Themes – Sustaining interactions with nature and natural resources***

***The Challenge:*** 10 – 15 minutes

Prof. Nicholas A. Robinson

***Commentary:*** 5 – 10 minutes

Energy Resourcing – Prof. Adrian Bradbrook (Australia)

Trade and Market Competition – Prof. Andrew J. Waite

***Discussion and Debate***

**1530: Afternoon Tea**

**1600: *Roundtable Workshops Part I***

Separate discussions will be organized around topics that participants select during the first day of the conference. Preliminary topics already suggested include: (a) revising land tenure rules; (b) intellectual property in biological resources and WIPO; (c) implementing the World Energy Assessment; (c) public health, WHO and environmental law; (d) UNESCO World Heritage Guidelines; and (e) trade and the environment.

**1715: Close**

**1930: Conference Dinner (formal)**

Imperial Hotel, Pietermaritzburg

Video – IUCN World Conservation Congress, Amman, 2000

Pietermaritzburg Launch of the “Judicial Portal” – The Hon. Justice Paul Stein AM (Australia)

*Thursday, 22 August 2002*

**0900: *Strengthening legal resources for sustainability: Implementation, coordination, compliance and enforcement of environmental law***

***The Challenge:*** 10 – 15 minutes

J. William Futrell (USA)

***Commentary:*** 5 – 10 minutes

The Judiciary – The Hon. Justice Paul Stein AM  
International Secretariats – Donald Kaniaru (Kenya)  
Environmental Prosecutors and the Enforcement of Environmental Law –  
Prof. Antonio Herman V. Benjamin (Brazil)  
International Network for Environmental Compliance and Enforcement –  
Prof. Durwood Zaelke (USA)

***Discussion and debate***

**1100: Morning Tea**

**1130: *Capacity Building in Environmental Law***

***The Challenge:*** 10 – 15 minutes

John Scanlon

***Commentary:*** 5 – 10 minutes

Asian Development Bank Capacity Building for Environmental Law in the  
Asian and Pacific Region – Dr. John Boyd (USA)  
Perspectives from China – Prof. Wang Xi (China)  
South and Southeast Asian Trends – Prof. Koh Kheng-Lian  
Arab Regional Developments in Capacity Building – Dr. Badria Al-Awadhi  
Economies in Transition – Dr. Prof. Svitlana Kravchenko  
Latin America – Dr. Jorge Caillaux Zazzali

***Discussion and Debate***

**1300: *Luncheon Roundtable Discussion Groups Part II***

Colin Webb Hall

Continued from 21 August

**1530: Afternoon Tea**

**1600: *Environmental Law in and after the UN World Summit on Sustainable Development***

***The Challenge:*** 10 – 15 minutes

The Earth Charter and the IUCN International Covenant on Environment and  
Development – Dr. Parvez Hassan (Pakistan)

***Recommendations and Conclusions from Workshops***

Rapporteurs' Reports (Prof. Michael Kidd coordinates)

Prof. Michael Kidd and Prof. Nicholas A. Robinson, Co-Chairs

Invitation to IUCN Events in Johannesburg

Invitation to Fifth World Parks Congress – Durban, South Africa  
8 – 17 September 2003

Thanks to the University of Natal

Thanks to participants and panelists

Informal Gathering of Participants

**Institute of Environmental Law  
Faculty of Law  
University of Natal**

**Conference:**

**Rio + 10 and the Future of International Environmental Law**

Monday 19 August 2002

Programme

**14h00** Welcome and Introduction (Professor Jeremy Ridl, Institute of Environmental Law)

*Session A: Colin Webb Hall*

**1410-1540**

Chairperson: Professor Jeremy Ridl

1. Rosemary Lyster (Faculty of Law, University of Sydney, Australia) *The Heat is on: Australia's Response to Global Climate Change*
2. Klaus Bosselmann (Associate Professor of Law, University of Auckland, New Zealand) *The European Union's Reform of Environmental Governance: Any Closer to Sustainable Development?*
3. Cormac Cullinan (Environmental legal practitioner, Cape Town, South Africa) *Beyond Environmental Law – Towards an Earth-centred Jurisprudence*

**Session B: Colin Webb Hall**

**1600-1730**

Chairperson: Professor Michael Cowling (Dean, Faculty of Law, University of Natal)

1. Werner Scholtz (School of Law, Potchefstroom University, South Africa) *The Precautionary Principle and International Trade*
2. Ernst Basson (Senior Lecturer, School of Law, University of Pretoria, South Africa) *International trade and the environment: The way forward for multilateral environmental agreements (MEAs) and the WTO*
3. Louis Kotze (School of Law, Potchefstroom University, South Africa) *The interpretation of the liability sections in the Hazardous and Noxious Substances Convention*



4. Patricia Iturregui (National Environmental Council of Peru) *Environmental Law and Policy to Tackle Air Pollution in Developing Countries: The Need for Global/Local Interlinkages*

*Session C: Council Chamber*

**1600-1730**

Chairperson: Professor Michael Kidd (Institute of Environmental Law)

1. Dire Tladi (School of Law, University of South Africa) *Of Course for Humans: A Contextual Defense of Intergenerational Equity*
2. Jennifer Mohamed Katerere (Environmental lawyer, Zimbabwe) *To Run is Not to Arrive: What Hope for Transboundary National Resource Management in Southern Africa?*
3. Michele Olivier (Senior Lecturer, School of Law, University of Pretoria, South Africa) *Enforcement of International Environmental Law*

**1730** Close