

DRAFT OF 3 October 2003

IUCN ACADEMY OF ENVIRONMENTAL LAW

2003 COLLOQUIUM:
THE LAW OF ENERGY FOR SUSTAINABLE DEVELOPMENT

Convened in Shanghai, Peoples Republic of China
with
The Faculty of Law Shanghai Jiao Tong University
at
Cypress Hotel, Shanghai, Peoples Republic of China
5-7 November 2003

Colloquium papers to be published in the
ANNALS OF THE IUCN ACADEMY OF ENVIRONMENTAL LAW
Volume I – Editors, Prof.s Adrian Bradbrook, Rosemary Lyster,
Richard Ottinger and Wang Xi
(6 Rapporteurs will summarize panel discussions)

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Cosponsors: IUCN, UNEP, UNDP, UNITAR, (invited), ADB
Energy Project of the Pace University Center for Environmental Legal Studies
Environmental and Resources Law Institute (ERLI, SJTU)
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Related Meetings, independent of the Colloquium:
2-3 November, and morning of 4 November, reserved for CEL Steering Committee
and Selected CEL Specialists Groups Meetings
7 November – First Meeting of the Collegium of the IUCN Academy

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Launch of IUCN Academy & 2003 Colloquium Programme
Law of Energy for Sustainable Development

4 November 2003 (Tuesday)

3:00 p.m. Official Launch of the IUCN Academy of Environmental Law

- Welcome by Co-Chairs Prof. Ye Qu Yuan, Vice President of SJTU and Prof. Nicholas A. Robinson, Chair, IUCN CEL
- Greetings from The Vice Mayor, City of Shanghai
- Welcome by Prof. Xie Shenwu, President of SJTU on behalf of SJTU and Chinese universities
- Greetings by Prof. Feng Zhijun, Vice Chairman, Committee on Environmental and Resources Protection, National People's Congress

- Greetings by Prof. Charles Okidi, on behalf of all Universities Attending
- Remarks by Achim Steiner, Director General of IUCN
- Greetings by the IUCN Environmental Law Centre, John Scanlon, Head
- Greetings from UNITAR – Prof. Mary Sancy, Director, ELP
- Remarks by the United Nations Development Programme (UNDP)
- Remarks by United Nations Environment Programme (UNEP)
- Greetings by Dr. Wolfgang Burhenne, Executive Governor, International Council of Environmental Law
- Greetings by Dr. Parvez Hassan, former Chair, IUCN CEL on behalf of center for environmental law of participating universities

4:30 p.m. – Official Photographs Taken

5:00 p.m. – *First Academy Public International Lecture on Environmental Law* by Prof. Alexandre Kiss (Strasbourg, France), at Cypress Hotel [Intro by Prof. Robinson]

6:15 p.m. – Banquet in Honor of Launch of Academy,
With internationally renown SJTU orchestra

ACADEMY COLLOQUIUM ON THE LAW OF ENERGY FOR SUSTAINABLE DEVELOPMENT

5 November 2003 (Wednesday)

9:00 a.m. – Colloquium Convenes – Prof. Wang Xi

9:15 a.m. – Keynote Address: “The Imperative of Energy for Sustainable Development” – Dr. Thomas Johansson (Sweden) [Intro by Prof. Wang Xi]

10:00 a.m. – Lecture: “China’s Legislation Initiative on Energy for Sustainable Development” – Mr. Feng Zhijun, Vice Chairman, Committee on Environmental and Resources Protection, National People’s Congress [Intro by Prof. Ottinger]

10:30 a.m. – Lecture: “Issues in Privatization and Electricity Restructuring” – Mr. Peter Bradford, Regulatory Assistance Project; former Chairman, New York Public Service Commission (US) [Intro by John Scanlon]

11:00 a.m. – Tea/coffee break

11:20 a.m. – Panel: Perspectives on Conditions Necessary for Energy for Sustainable Development

Chair: Dr. Jorge Caillaux, President Peruvian Society for Environmental Law, Lima, Peru [Intro by Prof. Robinson]

- Policy Implications – Mr. Kui-Nang (Peter) Mak, United Nations Department of Economic and Social Affairs (UN)
- Ethical Implications – Prof. Klaus Bosselman, New Zealand Centre for Environmental Law, Faculty of Law, University of Auckland (NZ)
- Technological Perspectives – Dr. William Chandler, Senior Staff Scientist; Director, Advanced International Studies Unit, Battelle Pacific Northwest Laboratories (USA)
- Education & Training – Mary Sancy, Senior Programme Officer, UNITAR
- Access to Justice and Citizen Enforcement of Environmental Law – John Bonine, Prof. of Law, University of Oregon (USA)

Luncheon 12:30 – 1:45 p.m.

1:45 – 2:15 p.m. – Lecture: “Energy Assessment: Chinese Perspectives” – Dr. Zhou Dadi, Director, Energy Research Institute, State Development and Reform Commission of P.R.C. [Intro by Prof. Ottinger]

2:15 p.m. Panel: International Initiatives for Energy for Sustainable Development

Chair: Prof. Andrew Waite, Berwin Leighton Paisner, London, U.K. [Intro by Prof. Wang Xi]

- European Community Energy Initiatives – Prof. Dr. Bernard Nagel, University of Kassel (Germany)
- Policy Perspectives – Rusong Li, Programme Officer, UNDP Beijing
- IUCN Perspectives – John Scanlon, Head, IUCN Environmental Law Programme
- Technological Perspectives – Dr. Mark Levine, Director, Environmental Energy Technology Division, Lawrence Berkeley Laboratories (USA)

3:30 p.m. Tea/coffee Break

3:50 p.m. – Panel: Comparative Law Evaluations of Energy Regimes

Chair: (To be Announced) . [Intro by Prof. Ottinger]

- European Union – Andrew Warren, Director Association for the Conservation of Energy (UK)

Australia – Ms. Rosemary Lyster, Australian Centre for Environmental Law, University of Sydney Law School

- Brazil – Prof. Antonio Herman Benjamin, Director, Brazilian Environmental Law & Policy School, Law for a Green Planet Institute
- China – Prof. Wang Xi, SJTU Law School Vice Dean & Director, SJTU Environmental Law Institute
- Africa – Prof. Ibibia Worika, Senior Lecturer-in-Law, Faculty of Law, Rivers State University of Science & Technology (Nigeria)

5:15 – 5:30 p.m. Evaluating the Dialogue of the Presentations

EVENING: Second Academy Public International Lecture on Environmental Law

By Prof. Alexandre Kiss (Strasbourg, France), at SJTU campus [Intro by Prof. Wang Xi]

Preceded by exhibition of innovative energy technologies at SJTU campus

6 November 2003 (Thursday)

9:00 a.m. – Lecture: Shanghai's Programme for Energy for Sustainable Development
[senior official of Shanghai City] (Invited) [Intro by Prof. Robinson]

9:30 a.m. – Lecture: The Legal Framework for Energy for Sustainable Development –
Prof. Richard L. Ottinger, School of Law, Pace University (USA) [Intro by
Prof. Parvez Hassan]

10:00 a.m. Tea/Coffee Break

10:20 Panel: Financing Energy for Sustainable Development

Chair: Mark Christenson, Anderson Lloyd Caudwell, Christchurch, New Zealand
[Intro by Prof. Wang Xi]

- UN - Dr. J. Gururaja – Senior Interregional Adviser, Energy & Transport Branch, UN Department of Economic and Social Affairs
- Multilateral Investment – Alan Miller – Senior Environmental Specialist, Climate Change Programme, Global Environmental Facility
- The Business Case and Approach to Sustainable Energy – Nick Wood, External Affairs Director for Shell Companies in China
- Clean Development Mechanism & UNFCCC /Kyoto Protocol Development – Maria Socorro Manguiat, Legal Officer, IUCN Environmental Law Centre

12:30-1:45 p.m. Lunch

1:45 p.m. – Panel: Pitfalls and Options in the Path to Energy for Sustainable Development

Chair: Lica Grethgel Aguilar, San Jose, Costa Rica [Intro by Prof. Ottinger]

- Integration with Air & Water Environmental Laws – Prof. Nicholas A. Robinson, Chair, IUCN Commission on Environmental Law (IUCN)
- Representative from Japan (to be invited)
- Marakesh Accords & Kyoto Protocol – Prof. David R. Hodas, Widener University Law School (US)

3:00 p.m. - Tea/coffee break

3:20 p.m. – Panel: Building Capacity for Compliance & Enforcement – A Prerequisite to Successful Management of Sustainable Energy Regimes

Chair: Prof Koh Kheng Lian, Director, Asia Pacific Center for Environmental Law, National University of Singapore (Singapore) [Intro by Prof. Parvez Hassan]

The Role of the Judiciary – Justice Paul Stein, AM, Judge, Court of Appeals, Supreme Court of New South Wales (Australia)

- The Role of Civil Society – Prof. Svitlana Kravchenko, Lviv National University Environmental Law Center & President, Ecopravo-Lviv (Ukraine)
- Government Ministries – Dr. Bharat Desai, School of International Studies, Jawaharlal Nerhu University, New Delhi (India)
- Capacity Building – Lal Kurukulasuriya (Sri Lanka), Chief, Environmental Law Branch, Division of Policy Development & Law, UNEP, Nairobi, Kenya
- Foundations in University Education - Prof. Michael Jeffery QC, Director, Centre for Environmental Law, Macquarie University, Sidney (Australia)

5:00 p.m. - *Third Public International Lecture in Environmental Law*

by Prof. Alexandre Kiss (Strasbourg, France), at Cypress Hotel [Intro by Prof. Charles Okidi]

6:30 p.m. Closing Ceremony

6:30 – 8:30 Closing Banquet

Post-Colloquium:

7 November 2003 – Reserved for Meeting of the Collegium of the IUCN Academy