

Globalisation and Natural Resources Law

**CHALLENGES, KEY ISSUES
AND PERSPECTIVES**

Elena Blanco • Jona Razzaque

Globalisation And Natural Resources Law Challenges

Key Issues And Perspectives

J Spring



Globalisation And Natural Resources Law Challenges Key Issues And Perspectives:

Globalisation and Natural Resources Law Elena Blanco, Jona Razzaque, 2011-01-01 This book is a very welcome addition to publications on globalisation and natural resources management. It adopts a very broad approach to this important subject; it includes the general issues such as trade and investment. It deals with very complex questions of permanent sovereignty over natural resources, the right to development, the role of indigenous peoples in resource management. This publication also provides the reader with general underlying principles and approaches to natural resources management such as sustainable use, the precautionary principle, the principle of common but differentiated responsibilities and the ecosystem approach, regulatory approach, etc. The book is very analytical and gives a lot of food for thought for readers. Malgosia Fitzmaurice, Queen Mary University of London, UK. The book is the first of its kind to deal in depth with complex cross-cutting issues relating to globalization and natural resources. The authors demonstrate not only a broad range of knowledge but also provides deep insights into what will be needed to make the transition from economic globalization to sustainable globalization, including improved resource efficiency and sustainable development and inclusive and participatory governance. In particular, the authors consider specific approaches in such sectors as water resources, renewable energy and biological resources. The book has carefully documented and analyzed numerous international, regional and national legal frameworks as well as relevant theories and principles. It is a must for every law library as well as for policy makers, administrators, academics, non-governmental bodies and civil societies. We owe a great debt to the authors for their painstaking comprehensive research. Koh Kheng Lian, National University of Singapore. Globalization as a means of aptly capturing political, social, cultural and above all else economic phenomena has been well documented and the subject of a multitude of comment. What has perhaps been less well studied is its relationship with natural resource management. Thus this work by Merino Blanco and Razzaque is to be commended. Moreover, by focusing on globalization, an important truth is revealed. It is neither about the diminution of the role of the State nor the ascendancy of the multinational corporation but rather a more nuanced and complex interaction which we are only beginning to appreciate. This book is an important contribution to that debate. Duncan French, University of Sheffield, UK. While sustainable development requires State regulation of the exploitation of natural resources, globalisation as originally conceived pushed for free and unfettered markets, creating a fundamental tension between the two approaches. This book attempts to find a way towards their reconciliation with inspiring results. The book explores many themes, especially how globalisation may contribute to the solution of the problems it has caused by helping to empower non-state actors around the world so that the international decision-making processes become more inclusive, transparent and oriented towards sustainable development. Ximena Fuentes, Universidad Alonso Ibanez, Chile and ILA Co-Rapporteur on the Commission on Sustainable Development. This book examines the complex relationships between trade, human rights and the environment within natural resources law. It

discusses key theories and challenges whilst exploring the concepts and approaches available to manage crucial natural resources in both developed and developing countries Primarily aimed at undergraduates and postgraduates it includes exercises questions and discussion topics for courses on globalisation and or natural resources law as well as an ample bibliography for those interested in further research The book will therefore serve as an invaluable reference tool for academics researchers and activists alike

Globalisation and Natural Resources Law J. Razzaque,2011

Natural Resources and Human Rights Jérémie Gilbert,2018-10-18 Natural resources and their effective management are necessary for securing the realisation of human rights The management of natural resources is linked to broad issues of economic development as well as to political stability peace and security but it is also intimately connected to the political economic social and cultural rights of individuals and communities relying on these resources The management of natural resources often leads to ill planned development misappropriation of land corruption bad governance misaligned budget priorities lack of strong institutional reforms and weak policies coupled with a continued denial of the human rights of local communities This book argues that human rights law can play an important role in ensuring a more effective and sustainable management of natural resources putting forward the idea of a human rights based normative framework for natural resource management It offers a comprehensive analysis of the different norms procedures and approaches developed under human rights law that are relevant to the management of natural resources Advocating for a less market and corporate approach to the control ownership and management of natural resources this book supports the development of holistic and coherent integration of human rights law in the overall international legal framework governing the management of natural resources

Natural Resources and the Green Economy ,2012-09-28 Considering that natural resources or green capital are the drivers of globalisation this book focuses on the link between investment trade and natural resource management in the context of the growing economic inequalities between states It argues that there is a need to pay attention to the environmental and social conflicts arising out of economic globalisation and the response of regulatory and institutional mechanisms to the challenges of rapid resource depletion This book will provide the readers a better understanding of the overlapping legal regimes disagreement and diversities of legal processes and the benefits and risks associated with sustainable management of the natural resource sector

Permanent Sovereignty over Natural Resources Marc Bungenberg,Stephan Hobe,2015-04-15 Fifty years after the adoption of the Declaration on Permanent Sovereignty over Natural Resources by the General Assembly of the United Nations in December 1962 this volume assesses the evolution of the principle of permanent sovereignty over natural resources into a principle of customary international law as well as related developments International environmental and human rights law leave unresolved questions regarding the limitations of this principle e g extraterritorial and international influences such as the applicable criminal and tort law as well as the extraterritorial and international promotion of good governance including transparency obligations

Water an Element

of Life Yuthika Agarwal, Gopal Krishna Agarwal, 2021-05-03 This book discusses the issues with respect to consumption of water by the marginalised poor sections of the society and the efficacy of using pricing policy as a tool for overall demand management of household water. It includes a case study based on the survey of the municipal water supply in Delhi. It covers water scenario at the national level suggesting regulatory framework and reforms for the efficient urban water management in India. There are several conflicts around the water resource such as equitable access, competing uses, issue of quality and availability, commercialisation and privatisation; the book provides an outline for their resolution. The authors examine urban water management in relation to reach of municipal water supply to households, price sensitivity of different income groups, consumption pattern amongst various sources, conservation efforts and public private partnership. The Practice of Independent Accountability Mechanisms (IAMs) Owen McIntyre, Suresh Nanwani, 2019-11-04 Multilateral development banks and other development agencies have adopted environmental and social safeguard policies setting due diligence standards for the provision of project finance. Such policies are evolving in terms of the activities covered and in their normative requirements. Recent iterations incorporate human rights requirements recognising the imperative of adopting human rights based approaches to development. Each institution has also established independent accountability mechanisms (IAM) variously functioning to ensure compliance with the applicable safeguards to advise management regarding the application of the obligations involved and to facilitate communication with affected communities and individuals with a view to resolving project related disputes. IAMs are central to the implementation, interpretation and ongoing elaboration of safeguard policies and thus to the environmental and social good governance so essential for sustainable development. This edited volume presents a series of in depth examinations by leading experts from banking institutions, academia and civil society of key aspects of the rapidly evolving practice of IAMs and of the implications of such practice for environmental and social governance. **Contested Resources** Tor Arve Benjaminsen, Ben Cousins, Lisa Thompson, 2002 Globalisation - the State and International Law Stephan Hobe, 2009 The effects of globalization on international law was the focus of an international symposium held in Cologne the contributions to which are published here. **New Challenges Facing Asian Agriculture Under Globalisation** Asian Society of Agricultural Economists. Conference, 2005 **Pacific Economic Bulletin**, 2004 *Conservation and Development SADC Natural Resources Management Programme. Conference, 2000* Securing Land and Resource Rights in Africa Munyaradzi Saruchera, 2004 **Current Law Index**, 2005 *Southern Africa Political & Economic Monthly*, 1994 **Index to Legal Periodicals & Books**, 2003 *South Asian Journal of Socio-political Studies*, 2006 **The Journal of Environment & Development**, 2006 **Conflicts Over Land & Water in Africa** William Derman, Rie Odgaard, Espen Sjaastad, 2007 This is an examination of the broader context for the re emergence of land reform and resource conflicts in Africa. Efforts to change the race based systems of land ownership and land tenure in Namibia, South Africa and Zimbabwe have pushed land issues to the forefront of social and economic discourses in Africa. This

collection examines the broader context for the re emergence of land reform and resource conflicts
Sciences Review ,2007

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