

**International Seminar
on Global/Transnational Environmental Law**
グローバル/トランスナショナル環境法に関する国際セミナー

Research Project:
“Environmental Regulation in Global Arena:
Theory and Practice”

Institute of Comparative Law in Japan, Chuo University
中央大学 日本比較法研究所

国境を越える環境上の課題についてどのようなメカニズムが機能するか
について、ベルギーとタイから研究者を招聘して、議論する。

Date: 6 November, 2016 (13:00-18:00) 2016年11月6日(日)

Venue: Room 510, Surugadai Memorial Hall, Chuo University
<http://global.chuo-u.ac.jp/english/siteinfo/visit/surugadai/>

中央大学駿河台記念館 510号室

Program:

13:00 *Introduction*

Hitoshi USHIJIMA
Professor of Law, Chuo University

13:15 *Climate Litigation: Access to Justice in Climate Affairs*
気候訴訟：気候変動事案における司法へのアクセス

Professor Dr. Kurt Deketelaere (University of Leuven)

14:45 *Coffee*

15:15 *Trend and Impacts of Environmental Impact Assessment Law
on Businesses in Some ASEAN Countries*

アセアン諸国における環境影響評価法のビジネスに対する態度と影響

Professor Dr. Amnat Wongbandit (Thammasat University)

16:45 *Discussion for both topics*

17:45 *Closing remarks*

Hitoshi USHIJIMA

Language : English, Japanese (英語・日本語・要旨通訳)

*Admission Free 参加費無料

Summary:

Climate Litigation: Access to Justice in Climate Affairs

Professor Dr. Kurt Deketelaere

Worldwide, we see a un-satisfaction in the general public with the way governments and industry tackle the issue of climate change. Complaints are made that no new legislation is adopted, existing legislation is not applied and not respected. As a consequence of that, noticed can be that in different countries the general public tries to take action through the courts, in asking them to oblige governments to be more ambitious in developing climate change policies, and to push companies to be more compliant with regards to climate related legislation. The presentation will give an overview of these developments and see how, from a legal point of view, this should be considered. Attention will be paid to the UN ECE Aarhus Convention on access to justice, to the EU implementation of that convention, and to cases in the US, the Netherlands and Belgium. A crucial question in this discussion is: quid re the separation of powers? Can the judiciary take the place of the legislator?

Trend and Impacts of Environmental Impact Assessment Law on Businesses in Some ASEAN Countries

Professor Dr. Amnat Wongbandit

As being widely known, environmental impact assessment is a process to help decision-makers to render a proper decision before implementing certain projects or activities, which sometime is costly. Some investors from developed countries may want to move their businesses from their home countries which have strict environmental regulations to developing countries such as ASEAN nations with expectation to find more friendly law on environmental conservation and environmental impact assessment. Being aware of the influx of foreign investors, the governments of developing countries feel the threat brought by foreign investment to their natural resources and environment, they have enacted or improved their law concerning environmental conservation and environmental impact assessment. This is why this presentation would explore the law on environmental impact assessment in Indonesia, Lao PDR, Myanmar, Thailand, and Viet Nam, and how such a law encourages or hinders foreign investment in their respective countries.