

Contents

Introduction	1
Sustainable Globalization?	2
Sustainable Development Law: the Book	6
Key Concepts in Public International Law	8
 I. THE FOUNDATIONS	
1. Origins of the Sustainable Development Concept	15
“Sustainable Development” Prior to Stockholm	16
The 1972 Stockholm UN Conference on the Human Environment, and the Stockholm Declaration	17
The 1987 “Brundtland Report”	18
The 1992 “Earth Summit”, the Rio Declaration and Agenda 21	20
The 1997 New York UN General Assembly Special Session on Sustainable Development	22
2. Results of the 2002 <i>World Summit for Sustainable Development</i>	25
A Summary of the <i>Johannesburg Declaration on Sustainable Development</i>	31
A Summary of the <i>Johannesburg Plan of Implementation</i>	37
3. Sustainable Development in Policy and in Law	45
4. The Intersections of International Economic, Social and Environmental Law	51
International Economic Law	53
International Social Law	70
International Environmental Law	78
 II. THE PRINCIPLES	
5. Principles of International Law Relating to Sustainable Development	95
New Delhi Declaration of Principles of International Law Relating to Sustainable Development	99
The Principle of Integration and Interrelationship in Relation to Social, Economic and Environmental Objectives	103
The Duty of States to Ensure Sustainable Use of Natural Resources	109
The Principle of Equity and the Eradication of Poverty	122

The Principle of Common but Differentiated Responsibilities	132
Precaution Regarding Human Health, Natural Resources and Ecosystems	143
The Principle of Public Participation and Access to Information and Justice	156
The Principle of Good Governance	166
General Observations from the Survey of Principles	171
 III. THE PRACTICES	
6. Case Studies of Innovative Instruments	175
Sustainability Impact Assessments (SIAs)	175
Regional Integration Agreements (RIAs)	187
Economic, Social and Cultural Rights (ESCRs)	201
Conclusion: Prospects for Further Integrating Human Rights Law in SDL	220
7. General Observations from the Case Studies	223
8. Addressing Implementation Challenges	227
Sustainable Development Governance	229
Sustainable Development Compliance-building <i>with Salim Nakhjavani</i>	244
Conclusion	272
 IV. THE PROSPECTS	
9. Sustainable International Trade, Investment and Competition Law	281
<i>with Markus W. Gehring</i>	
Sustainable Development in Economic Law	282
Future Research in Trade, Investment and Competition Law	287
Conclusion	293
10. Sustainable International Natural Resources Law	295
<i>with Carolyn Deere</i>	
Why is Natural Resources Law Important Now?	297
Law and Integration: People, Planet and Prosperity	302
Improving Implementation Through Accountability: a Research Agenda for Natural Resources Law	304
Conclusion	310
11. International Human Rights and Poverty Law in Sustainable Development	311
<i>with Sumudu Atapattu</i>	
Poverty, Human Rights and Sustainable Development	312
Governance and Institutional Structures	318

A Future Legal Research Agenda	319
Conclusion	321
12. International Health and Sustainable Development Law <i>with Maya Prabhu</i>	323
The Historic Schism between International Health and International Law	323
Rationale for the Development of International Sustainable Health Law	325
An Opening for a New International Sustainable Health Law	327
A Future Legal Research Agenda	330
Conclusions	339
13. Sustainable International Biodiversity Law <i>with Jorge Cabrera Medaglia and Kathryn Garforth</i>	341
Sustainable Biodiversity Law in Economic Regimes	341
Sustainable Biodiversity Law in Environmental Regimes	346
Sustainable Biodiversity Law in Social Regimes	349
14. Sustainable International Climate Change Law <i>with Xueman Wang</i>	351
Equity and Climate Change Law	351
15. Crosscutting Issues in Sustainable Development Law <i>with Salim Nakhjavani and María Lechner Reynal</i>	363
Conclusions	365
Sustainable Development Law: Looking Forward	365
<i>Table of Treaties</i>	373
<i>Table of Declarations</i>	385
<i>Table of Cases</i>	390
<i>Recommended Resources</i>	395
<i>Index</i>	419