



Oliver C. Ruppel | Christian Roschmann |
Katharina Ruppel-Schlichting

Climate Change: International Law and Global Governance

Volume II: Policy, Diplomacy and Governance
in a Changing Environment



Nomos

Prof. Dr. Oliver C. Ruppel |
Prof. Dr. Christian Roschmann |
Dr. Katharina Ruppel-Schlichting [Eds]

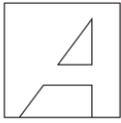
Climate Change: International Law and Global Governance

Volume II: Policy, Diplomacy and
Governance in a Changing Environment



Nomos

This publication was produced in cooperation with the



Konrad
Adenauer
Stiftung

Die Deutsche Nationalbibliothek lists this publication in the Deutsche Nationalbibliografie; detailed bibliographic data is available in the Internet at <http://dnb.d-nb.de>.

ISBN 978-3-8329-7796-2

Language Editing: Julie Streicher & The Word Factory

The content of the articles, including any final errors or omissions that remain, is the sole responsibility of the individual contributors. The editors have made every effort to acknowledge the use of copyright material. Should any infringement of copyright have occurred, please contact the editors, and every effort will be made to rectify omissions or errors, in the event of a reprint or new edition.

1. Edition 2013

© Nomos Verlagsgesellschaft, Baden-Baden 2013. Printed in Germany.

This work is subject to copyright. All rights are reserved, whether the whole or part of the material is concerned, specifically those of translation, reprinting, re-use of illustrations, broadcasting, reproduction by photocopying machine or similar means, and storage in data banks. Under § 54 of the German Copyright Law where copies are made for other than private use a fee is payable to »Verwertungsgesellschaft Wort«, Munich.

Contents

FOREWORD	9
PREFACE	11
ACKNOWLEDGEMENTS	13
THE EDITORS	15
THE CONTRIBUTORS	17

PART I: GLOBAL CLIMATE GOVERNANCE – DEVELOPMENTS AND CHALLENGES

1	Intersections of Law and Cooperative Global Climate Governance – Challenges in the Anthropocene <i>Oliver C. Ruppel</i>	35
2	International Climate Change Policy: Where do we Stand? <i>Nadia von Bassewitz</i>	101
3	Climate Change Lawfare <i>Siri Gloppen & Asuncion Lera St. Clair</i>	171
4	Greening Permanent Sovereignty through the Common Concern in the Climate Change Regime: Awake Custodial Sovereignty! <i>Werner Scholtz</i>	201

PART II: GLOBAL CLIMATE GOVERNANCE AND DIPLOMACY

5	Power in Global Climate Governance <i>Babette Never</i>	217
6	CBDR as a Principle of Inspiring Actions rather than Justifying Inaction in the Global Climate Change Regime <i>Achala C. Abeyasinghe & Gilberto Arias</i>	235

- 7 Beyond International Climate Negotiations: Climate Diplomacy from a Foreign Policy Perspective 259
Dennis Tänzler & Alexander Carius
- 8 Confronting Complex Global Challenges: Comparing the Climate Change and Law of the Sea Negotiations 275
Gregg B. Walker
- 9 UNEP plus X? A Critical Assessment of Reform: Proposals and Implications for the International Climate Regime 313
Dirk Hanschel

PART III: A TRANSDISCIPLINARY MIX: CLIMATE CHANGE, POLITICS AND FINANCE

- 10 Transdisciplinarity: Theory and Visions on Global Transdisciplinary Processes for Adapting to Climate Change 329
Roland W. Scholz
- 11 The Politics of Climate Change: Review and Future Challenges 357
Holger Haibach & Kathrin Schneider
- 12 International Climate Finance: Policies, Structures and Challenges 375
Cord Lüdemann & Oliver C. Ruppel

PART IV: CLIMATE CHANGE POLICY, COOPERATION AND PROTECTION EFFORTS

- 13 Climate Change Law and Policy Positions in the African Union and Related Developments in Selected African Countries 411
Oliver C. Ruppel
- 14 Council of Europe Climate Law Standards and Perspectives 449
Agata Rogalska-Piechota
- 15 Renewable Energy Policy in the European Union: A Contribution to Meeting International Climate Protection Goals? 477
Christian Calliess & Christian Hey

- 16 China-Africa Cooperation: Joint Engagement in Adaptation to Climate Change 529
Wanxin Li, Sven Grimm & Harrie Esterhuysen
- 17 The BRICS Partnership: Development and Climate Change Policy from an African Perspective 549
Oliver C. Ruppel & Katharina Ruppel-Schlichting

PART V: CLIMATE CHANGE RESPONSES, EQUITY AND SUSTAINABLE DEVELOPMENT

- 18 Sustainable and Inclusive Adaptation to Climate Change and Public Policy Challenges in Central America 573
Julie G. Lennox
- 19 Mainstreaming Sustainable Development into National Climate Change Responses: Assessing the Legal Options to Reinforce Equity 601
Robert Kibugi
- 20 Agenda 21 and Climate Protection: The Development of Global and Local Governance for Environment and Development – Observations from Research in Namibia 621
Manfred O. Hinz
- 21 Ethics for Climate Justice and Sustainability through Value-based Approaches: A New Tanzanian Model and Paradigm Shift 661
Aidan G. Msafiri

PART VI: CLIMATE CHANGE, SECURITY AND THE MIGRATION DEBATE

- 22 Science, Facts and Fears: The Debate on Climate Change and Security 685
Marcel Leroy & Fana Gebresenbet
- 23 Dangerous Anthropogenic Climate Change from the Perspective of Adaptation 713
Kristie L. Ebi & Ian Burton

- 24 Climate Change, Disasters and Migration: Current Challenges to International Law 739
Erika Pires Ramos
- 25 Enhancing Adaptation Options and Managing Human Mobility in the Context of Climate Change: Role of the United Nations Framework Convention on Climate Change 761
Koko Warner
- 26 Adaptation to Climate Change under Changing Urban Patterns: The Climatic Perspective of Migration 785
María Máñez Costa, Kathleen Schwerdtner Máñez & Sainab Husain Paragay
- 27 Climate-change-induced Movement of Persons in Africa: Human Rights Responses to Aspects of Human Security 799
Oliver C. Ruppel & Sanita van Wyk

PART VII: CLIMATE CHANGE AND THE LOSS AND DAMAGE DEBATE

- 28 Framing the Loss and Damage Debate: A Thought Starter by the Loss and Damage in Vulnerable Countries Initiative 829
Sönke Kreft, Koko Warner, Sven Harmeling & Erin Roberts
- 29 Legal and Policy Responses to Loss and Damage Associated with Climate Change 843
M. Hafijul Islam Khan
- 30 Insurance Solutions in the Context of Climate-Change-Related Loss and Damage: Needs, Gaps and Roles of the UNFCCC in Addressing Loss and Damage 877
Koko Warner, Sönke Kreft, Michael Zissener, Peter Höppe, Christoph Bals, Thomas Loster, Joanne Linnerooth-Bayer, Silvio Tschudi, Eugene Gurenko, Armin Haas, Simon Young, Paul Kovacs, Andrew Dlugolecki & Aaron Oxley

Annex

Contents Volume I

- Climate Change: International Law and Global Governance
Volume I: Legal Responses and Global Responsibility 923