

Verzeichnis sonstiger Quellen

Internationale Verträge, Erklärungen & Berichte

Konvention zum Schutze der Menschenrechte und Grundfreiheiten (*Convention for the Protection of Human Rights and Fundamental Freedoms*), BGBl. 1952 II S. 685 / BGBl. 2002 II S. 1054 [im Text: Europäische Menschenrechtskonvention – EMRK].

Rahmenübereinkommen der Vereinten Nationen über Klimaänderungen vom 9.5.1992 (*United Nations Framework Convention on Climate Change*), BGBl 1993 II, S. 1784 (*United Nations, Treaty Series*, Band 1771, S. 107) [im Text: Klimarahmenkonvention].

Protokoll von Kyoto zum Rahmenübereinkommen der Vereinten Nationen über Klimaänderungen vom 11.12.1997 (*Kyoto Protocol to the United Nations Framework Convention on Climate Change*), BGBl 2002 II, S. 967 (*United Nations, Treaty Series*, Band 2303, S. 162) [im Text: Kyoto Protokoll].

Übereinkommen von Paris vom 12.12.2015 (*Paris Agreement*), BGBl 2016 II, S. 1082 (*United Nations, Treaty Series*, Band 3156) [im Text: Pariser Abkommen].

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UNFCCC, Copenhagen Accord, Decision 2/CP.15, FCCC/CP/2009/11/Add.1, 30.3.2010.

UNFCCC, Cancun Agreements, Decision 1/CP.16, FCCC/CP/2010/7/Add.1, 15.3.2011.

UNFCCC, The Cancun Agreements: Outcome of the work of the Ad Hoc Working Group on Further Commitments for Annex I Parties under the Kyoto Protocol at its fifteenth session, Decision 1/CMP.6, FCCC/KP/CMP/2010/12/Add.1, 15.3.2011.

UNFCCC, Establishment of an Ad Hoc Working Group on the Durban Platform for Enhanced Action, Decision 1/CP.17, FCCC/CP/2011/9/Add.1, 15.3.2012.

UNFCCC, Amendment to the Kyoto Protocol pursuant to its Article 3, paragraph 9 (the Doha Amendment), Decision 1/CMP.8, FCCC/KP/CMP/2012/13/Add.1, 28.2.2013.

UNFCCC, Lima Call for Action, Decision 1/CP.20, FCCC/CP/2014/10/Add.1, 2.2.2015.

UNFCCC, Adoption of the Paris Agreement [im Text: Pariser Begleitbeschluss], Decision 1/CP.21, FCCC/CP/2015/10/Add.1, 29.1.2016.

UNFCCC, Ad Hoc Working Group on the Paris Agreement, Informal notes prepared under their own responsibility by the co-facilitators of agenda items 3–8 of the Ad Hoc Working Group on the Paris Agreement, FCCC/APA/2017/L.4/Add.1, 15.11.2017.

- UNFCCC, Report of the Conference of the Parties serving as the meeting of the Parties to the Paris Agreement on the second part of its first session, held in Bonn from 6 to 18 November 2017, FCCC/PA/CMA/2017/2, 8.2.2018.
- UNFCCC, Further Guidance in Relation to the Mitigation Section of Decision 1/CP.21 [im Text: NDC-Leitlinien], Decision 4/CMA.1, FCCC/PA/CMA/2018/3/Add.1, 19.3.2019.
- UNFCCC, Modalities and Procedures for the Operation and Use of a Public Registry Referred to in Article 4, paragraph 12, of the Paris Agreement, Decision 5/CMA.1, FCCC/PA/CMA/2018/3/Add.1, 19.3.2019.
- UNFCCC, Modalities, procedures and guidelines for the transparency framework for action and support referred to in Article 13 of the Paris Agreement, Decision 18/CMA.1, FCCC/PA/CMA/2018/3/Add.2, 19.3.2019.
- UNFCCC, Matters relating to Article 14 of the Paris Agreement and paragraphs 99–101 of decision 1/CP.21, Decision 19/CMA.1, FCCC/PA/CMA/2018/3/Add.2, 19.3.2019.
- UNFCCC, Modalities and Procedures for the effective operation of the committee to facilitate implementation and promote compliance referred to in Article 15, paragraph 2, of the Paris Agreement [im Text: Artikel 15-Richtlinien], Decision 20/CMA.1, FCCC/PA/CMA/2018/3/Add.2, 19.3.2019.
- UNFCCC, Common time frames for nationally determined contributions referred to in Article 4, paragraph 10, of the Paris Agreement, Decision 6/CMA.1, FCCC/PA/CMA/2018/3/Add.1, 19.3.2019.
- UNFCCC, Chile Madrid Time for Action, Decision 1/CP.25, FCCC/CP/2019/13/Add.1, 16.3.2020.
- UNFCCC, Glasgow Climate Pact, Decision 1/CMA.3, CCC/PA/CMA/2021/10/Add.1, 8.3.2022.
- UNFCCC, Common time frames for nationally determined contributions referred to in Article 4, paragraph 10, of the Paris Agreement, Decision 6/CMA.3, FCCC/PA/CMA/2021/10/Add.3, 8.3.2022.
- UNFCCC, Sharm el-Sheikh Implementation Plan, Decision 1/CMA.4, FCCC/PA/CMA/2022/10/Add.1, 17.3.2023.
- UNFCCC, Outcome of the first global stocktake, Decision 1/CMA.5, FCCC/PA/CMA/2023/16/Add.1, 15.3.2024.
- UNFCCC, Nationally Determined Contribution [der jeweiligen Vertragspartei], NDC Registry, <https://www4.unfccc.int/sites/NDCStaging/Pages/All.aspx>.

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- International Law Commission, Draft articles on Responsibility of States for Internationally Wrongful Acts, Report of the International Law Commission on the Work of Its Fifty-third Session, UN Doc. A/56/10 (2001).
- International Law Commission, Guiding Principles Applicable to Unilateral Declarations of States Capable of Creating Legal Obligations, with Commentaries Thereto, Yearbook of the International Law Commission, 2006, Band II, Teil 2.
- OECD, Climate Change Mitigation: Policies and Progress, Paris 2015.

- IPCC, Summary for Policymakers, in: Global Warming of 1.5°C. An IPCC Special Report on the impacts of global warming of 1.5°C above pre-industrial levels and related global greenhouse gas emission pathways, in the context of strengthening the global response to the threat of climate change, sustainable development, and efforts to eradicate poverty [Special Report 2018], Cambridge/New York 2018.
- IPCC, Summary for Policymakers, in: Climate Change 2022: Mitigation of Climate Change. Contribution of Working Group III to the Sixth Assessment Report of the Intergovernmental Panel on Climate Change [Sixth Assessment Report – Mitigation], Cambridge/New York 2022.
- UNEP, The Status of Climate Change Litigation: A Global Review, Nairobi 2017.
- UNEP, Global Climate Litigation Report: 2020 Status Review, Nairobi 2020.
- UNEP, Global Climate Litigation Report: 2023 Status Review, Nairobi 2023.
- UNEP, Emissions Gap Report 2021: The Heat Is On – A World of Climate Promises Not Yet Delivered – Executive Summary, Nairobi 2021.
- UNEP, Emissions Gap Report 2024: No more hot air ... please! – Executive Summary, Nairobi 2024.
- UNFCCC, Synthesis Report on the Aggregate Effect of the Intended Nationally Determined Contributions, Note by the Secretariat, FCCC/CP/2015/7, 30.10.2015.
- UNFCCC, Nationally Determined Contributions under the Paris Agreement – Synthesis Report by the Secretariat, FCCC/PA/CMA/2021/8, 17.9.2021.
- UNFCCC, Nationally Determined Contributions under the Paris Agreement – Synthesis report by the Secretariat, FCCC/PA/CMA/2024/10, 28.10.2024.

Nationale und EU-Rechtsakte

Die nachfolgenden Rechtsakte sind, ggf. mit Übersetzung, in der Datenbank „Climate Change Laws of the World“ (<https://climate-laws.org/>) abrufbar.

- Chile, Ley Marco de Cambio Climático, Gesetz 21.455 vom 30.5.2022.
- Deutschland, Gesetz zu dem Übereinkommen von Paris vom 12. Dezember 2015, 28.09.2016, BGBl. II S. 1082.
- Deutschland, Bundes-Klimaschutzgesetz (KSG), 12.12.2019, BGBl. I S. 2513, mit letzter Änderung im BGBl. I S. 3905.
- EU, Verordnung (EU) 2021/1119 des Europäischen Parlaments und des Rates vom 30. Juni 2021 zur Schaffung des Rahmens für die Verwirklichung der Klimaneutralität und zur Änderung der Verordnungen (EG) Nr. 401/2009 und (EU) 2018/1999 (Europäisches Klimagesetz), ABl. L 243 vom 9.7.2021.
- Mexiko, Ley General de Cambio Climático, Diario Oficial de la Federación 11.05.2022.
- Norwegen, Lov om klimamål, LOV-2017-06-16-60, zuletzt geändert am 25.6.2021.
- Südafrika, Climate Change Act, 2024, Government Gazette 23.7.2024, Band 709, Nr. 50966.
- Vereinigtes Königreich, Climate Change Act 2008, 2008 c. 27.

Gerichtsentscheidungen

- Committee on the Rights of the Child (Ausschuss für Kinderrechte), *Chiara Sacchi et al.*, 22.9.2021, CRC/C/88/D/107/2019.
- Human Rights Committee (Menschenrechtsausschuss), *Daniel Billy et al.*, 22.9.2022, CCPR/C/135/D/3624/2019.
- International Court of Justice (Internationaler Gerichtshof), 22.12.1986, *The Frontier Dispute (Burkina Faso v. Republic of Mali)*, ICJ Rep. 1986, 554.
- International Court of Justice (Internationaler Gerichtshof), 20.12.1974, *Nuclear Tests (Australia v. France und New Zealand v. France)*, ICJ Rep. 1974, 253.
- International Court of Justice (Internationaler Gerichtshof), Advisory Opinion, 23.07.2025 – *Obligations of States in respect of Climate Change*, General List No. 187, abrufbar unter: <https://www.icj-cij.org/sites/default/files/case-related/187/187-20250723-adv-01-00-en.pdf>.
- International Tribunal for the Law of the Sea, Request for an Advisory Opinion submitted by the Commission of Small Island States on Climate Change and International Law (COSIS), Advisory Opinion, 21.05.2024, ITLOS Case No. 31, abrufbar unter: https://www.itlos.org/fileadmin/itlos/documents/cases/31/Advisory_Opinion/C31_Adv_Op_21.05.2024_corr.pdf.
- Inter-American Court of Human Rights, Climate Emergency and Human Rights, Advisory Opinion OC-32/25, 29.05.2025, abrufbar unter: https://www.corteidh.or.cr/docs/opiniones/seriea_32_en.pdf.
- Permanent Court of International Justice (Ständiger Internationaler Gerichtshof), 5.4.1933, *Legal Status of Eastern Greenland (Denmark v. Norway)*, PCIJ Ser. A/B 53 (1933), 22.

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Die im Folgenden chronologisch aufgeführten Entscheidungen sind, ggf. mit Übersetzung, in der „Climate Change Litigation Database“ des Sabin Center for Climate Change Law (www.climatecasechart.com) abrufbar.

- U.S. Supreme Court (USA), *Massachusetts v. Environmental Protection Agency*, 2.4.2007, 549 U.S. 497 (2007) [*Massachusetts v. EPA*].
- Rechtsbank Den Haag (Niederlande), *Stichting Urgenda v. De Staat der Nederlanden*, 24.6.2015, C/09/456689, ECLI:NL:RBDHA:2015:7196 [*Urgenda Foundation v. State of the Netherlands*].
- District Court of Oregon (USA), *Juliana et al. v. The United States of America et al.*, 10.11.2016, No. 6:15-cv-01517-TC [*Juliana v. United States*].
- Bundesverwaltungsgericht (Österreich), 2.2.2017, W109 2000179-1/291E, ECLI:AT:BVWG:2017:W109.2000179.1.00 [*Vienna-Schwechat Airport Expansion*].
- High Court of South Africa, Gauteng Division (Südafrika), 6.3.2017, Case 65662/16 [*EarthLife Africa Johannesburg v. Minister of Environmental Affairs & others*].
- Verfassungsgerichtshof (Österreich), 29.6.2017, E 875/207 und E 886/2017 [*Vienna-Schwechat Airport Expansion*].

- High Court of New Zealand (Neuseeland), Thomson v. Minister for Climate Change Issues, 2.11.2017, CIV 2015-485-919 [2017] NZHC 733 [*Thomson v. Minister for Climate Change Issues*].
- Lahore High Court (Pakistan), 25.1.2018, W.P. No. 25501/2015 [*Ashgar Leghari v. Federation of Pakistan*].
- Corte Suprema de Justicia (Kolumbien), 5.4.2018, STC4360-2018 [*Future Generations v. Ministry of the Environment and Others*].
- High Court of Justice (Vereinigtes Königreich), 20.7.2018, [2018] EWHC 1892 [*Plan B Earth and Others v. The Secretary of State for Business, Energy, and Industrial Strategy*].
- Gerechtshof Den Haag (Niederlande), Stichting Urgenda v. De Staat der Nederlanden, 9.10.2018, 200.178.245/01, ECLI:NL:GHDHA:2018:2591 [*Urgenda Foundation v. State of the Netherlands*].
- Bundesverwaltungsgericht (Schweiz), Verein KlimaSeniorinnen Schweiz gegen Eidgenössisches Departement für Umwelt, 27.11.2018, Verkehr, Energie und Kommunikation, A-2992/2017 [*Association of Swiss Senior Women for Climate Protection v. Federal Department of the Environment Transport, Energy and Communications and Others*].
- National Green Tribunal (Indien), Ridhima Pandey v. Union of India, 15.1.2019, Nr. 187/2017 [*Pandey v. India*].
- Land and Environment Court, New South Wales (Australien), 2.2.2019, [2019] NSWLEC 7 [*Gloucester Resources Limited v. Minister for Planning*].
- High Court of Justice, Queen's Bench Division, Divisional Court (Vereinigtes Königreich), 1.5.2019, [2019] EWHC 1070 [*Friends of the Earth and Others v. Secretary of State for Transport*].
- Gericht der Europäischen Union (EU), Armando Carvalho et al. gegen Europäisches Parlament und Rat der Europäischen Union, 8.5.2019, ECLI:EU:T:2019:324 [*Armando Ferrao Carvalho and Others v. The European Parliament and the Council*].
- High Court (Irland), Friends of the Irish Environment CLG v. The Government of Ireland, Ireland and the Attorney General, 19.9.2019, 2017 No. 793 JR [*Friends of the Irish Environment v. Ireland*].
- Verwaltungsgericht Berlin (Deutschland), 31.10.2019, 10 K 412.18, auch in NVwZ 2020, 1289 [*Family Farmers and Greenpeace Germany v. Germany*].
- Hoge Raad (Niederlande), Stichting Urgenda v. De Staat der Nederlanden, 20.12.2019, 19/00135, ECLI:NL:HR:2019:2006 [*Urgenda Foundation v. State of the Netherlands*].
- United States Court of Appeals for the Ninth Circuit (USA), Juliana et al. v. the United States et al., 17.1.2020, No. 18-36082 D.C. No. 6:15-cv-01517- [*Juliana v. United States*].
- Borgarting Lagmannsrett (Norwegen), 23.1.2020, 18-060499ASD-BORG/03 [*Greenpeace Nordic Ass'n v. Ministry of Petroleum and Energy*].
- Court of Appeal (Vereinigtes Königreich), 27.2.2020, [2020] EWCA Civ 214 [*Friends of the Earth and Others v. Secretary of State for Transport*].
- Bundesgericht (Schweiz), Verein KlimaSeniorinnen Schweiz gegen Eidgenössisches Departement für Umwelt, 5.5.2020, 1C_37/2019 [*Association of Swiss Senior Wo-*

- men for Climate Protection v. Federal Department of the Environment Transport, Energy and Communications and Others*].
- The Supreme Court (Irland), *Friends of the Irish Environment CLG v. The Government of Ireland, Ireland and the Attorney General*, 31.7.2020, Appeal No: 205/19 [*Friends of the Irish Environment v. Ireland*].
- High Court of South Africa, Gauteng Division (Südafrika), 19.11.2020, 21559/2018 [*EarthLife Africa Johannesburg v. Minister of Environmental Affairs & others*].
- Conseil d'État (Frankreich), 19.11.2020, N° 427301, ECLI:FR:CECHR:2021:427301.20210701 [*Commune de Grande-Synthe v. France*].
- The Supreme Court (Vereinigtes Königreich), *R. v. Heathrow Airport Ltd.*, 16.12.2020, [2020] UKSC 52 [*Friends of the Earth and Others v. Secretary of State for Transport*].
- Høyesterett (Norwegen), 22.12.2020, 20-051052SIV-HRET [*Greenpeace Nordic Ass'n v. Ministry of Petroleum and Energy*].
- Tribunal Administratif de Paris (Frankreich), 3.2.2021, N° 1904967, 1904968, 1904972, 1904976/4-1 [*Notre Affaire à Tous and Others v. France*].
- Bundesverfassungsgericht, Erster Senat (Deutschland), 24.3.2021, 1 BvR 2656/18, auch in BVerfGE 157, 30–177 [*Neubauer, et al. v. Germany*].
- Gerichtshof der Europäischen Union (EU), *Armando Carvalho et al. gegen Europäisches Parlament und Rat der Europäischen Union*, 25.5.2021, C-565/19 P, ECLI:EU:C:2021:252 [*Armando Ferrao Carvalho and Others v. The European Parliament and the Council*].
- Rechtbank Den Haag (Niederlande), 26.5.2021, ECLI:NL:RBDHA:2021:5339 [*Milieudefensie et al. v. Royal Dutch Shell plc.*].
- Federal Court of Australia (Australien), 27.5.2021, *Sharma by her litigation representative Sister Marie Brigid Arthur v. Minister for the Environment*, [2021] FCA 560 [*Sharma and others v Minister for the Environment*].
- Tribunal de première instance francophone de Bruxelles, Section Civile (Belgien), 17.6.2021, 2015/4585/A [*VZW Klimaatzaak v. Kingdom of Belgium, et al.*].
- Conseil d'État (Frankreich), 1.7.2021, N° 427301 [*Commune de Grande-Synthe v. France*].
- Décimo Primer Tribunal Colegiado en Materia Administrativa del Primer Circuito (Ciudad de Mexico) (Mexiko), 21.9.2021, RA INC 81/2021 [*Greenpeace v. Instituto Nacional de Ecología y Cambio Climático and Others*].
- Tribunal Administratif de Paris (Frankreich), Entscheidung vom 14.10.2021, Nr. 1904967-1904968-1904972-1904976 [*Notre Affaire à Tous and Others v. France*].
- Federal Court of Australia (Australien), 15.3.2022, *Sharma by her litigation representative Sister Marie Brigid Arthur v. Minister for the Environment*, [2022] FCAFC 35 [*Sharma and others v Minister for the Environment*].
- Décimo Primer Tribunal Colegiado en Materia Administrativa del Primer Circuito (Ciudad de Mexico), Entscheidung vom 15.12.2022, Amparo en Revisión 159/2022 [*Greenpeace v. Instituto Nacional de Ecología y Cambio Climático and Others*].

Verzeichnis sonstiger Quellen

Court d'appel Bruxelles (Belgien), Urteil vom 30.11.2023, 2021/AR/1589, 2022/AR/737 und 2022/AR/891 [*VZW Klimaatzaak v. Kingdom of Belgium et. al.*].

Europäischer Gerichtshof für Menschenrechte (EGMR), *KlimaSeniorinnen v. Schweiz*, Urteil vom 9.4.2024, Nr. 53600/20, ECLI:CE:ECHR:2024:0409JUD005360020.

Constitutional Court of Korea, Entscheidung vom 29.8.2024, 2020Hun-Ma389, [*Do-Hyun Kim et al. v. South Korea*].

Supreme Court of the United States (USA), Entscheidung vom 24.3.2025 – No. 24–645 [*Juliana v. United States*].