

Pollution and Property: Comparing Ownership Institutions for Environmental Protection

All solutions to environmental problems depend on the imposition of private, common, or public-property rights in natural resources. Who should own the resources: private individuals, private groups of "stakeholders" or the entire society (the public)? Contrary to much of the literature in this field, this book argues that no single property regime works best in all circumstances. Environmental protection requires the use of multiple property regimes--including admixtures of private, common, and public-property systems.

Pollution And Property Comparing Ownership Institutions For Environmental Protection

Dustin Evan Garrick



Pollution And Property Comparing Ownership Institutions For Environmental Protection:

Pollution and Property Daniel H. Cole, 2002-07-18 Environmental protection and resource conservation depend on the imposition of property rights broadly defined because in the absence of some property system private common or public resource degradation and depletion are inevitable But there is no universal first best property regime for environmental protection in this second best world Using case studies and examples taken from countries around the world this 2002 book demonstrates that the choice of ownership institution is contingent upon institutional technological and ecological circumstances that determine the differential costs of instituting implementing and maintaining alternative regimes Consequently environmental protection is likely to be more effective and more efficient in a society that relies on multiple and often mixed property regimes The book concludes with an assessment of the important contemporary issue of takings which arise when different property regimes collide

The Oxford Handbook of Comparative Environmental Law

Emma Lees, Jorge E. Viñuales, 2019-05-06 This Handbook is the first comprehensive account of comparative environmental law It examines in detail the methodological foundations of the discipline as well as the substance of environmental law across countries from four vantage points country studies from all continents responses to common problems including air pollution water management nature conservation genetically modified organisms climate change and energy chemicals waste foundational components of environmental law systems including principles property rights administrative and judicial organisation command and control regulation market mechanisms informational techniques and liability mechanisms and common interactions of environmental protection with the broader public private and criminal law contexts The volume brings together the foremost authorities in this field from around the world to provide a concise self contained and technically rigorous account of environmental law as a single overall system

Emissions Trading Schemes

Sanja Bogojevic, 2013-07-04 Over the last four decades emissions trading has enjoyed a high profile in environmental law scholarship and in environmental law and policy Much of the discussion is promotional preferring emissions trading above other regulatory strategies without however engaging with legal complexities embedded in conceptualising scrutinising and managing emissions trading regimes The combined effect of these debates is to create a perception that emissions trading is a straightforward regulatory strategy imposable across various jurisdictions and environmental settings This book shows that this view is problematic for at least two reasons First emissions trading responds to distinct environmental and non environmental goals including creating profit centres substituting bureaucratic control of resources and ensuring regulatory compliance This is important as the particular purpose entrusted to a given emissions trading regime has as its corollary a particular governance structure according to which the regime may be constructed and managed and which trusts the emissions market the state and rights in emissions allowances with distinct roles Second the governance structures of emissions trading regimes are culture specific which is a significant reminder of the importance of law in understanding not

only how emissions trading schemes function but also what meaning is given to them as regulatory strategies This is shown by deconstructing emissions trading discourses that is by inquiring into the assumptions about emissions trading as featuring in emissions trading scholarship and in debates involving law and policymakers and the judiciary at the EU level Ultimately this book makes a strong argument for reconfiguring the common understanding of emissions trading schemes as regulatory strategies and sets out a framework for analysis to sustain that reconfiguration *Advances in International Environmental Politics* M. Betsill, K. Hochstetler, D. Stevis, 2014-07-16 This book provides authoritative and up to date research for anyone interested in the study of international environmental politics It demonstrates how the field of international environmental politics has evolved and identifies key questions topics and approaches to guide future research **The Routledge**

Handbook of the Political Economy of the Environment Éloi Laurent, Klara Zwickl, 2021-10-27 Featuring a stellar international cast list of leading and cutting edge scholars The Routledge Handbook of the Political Economy of the Environment presents the state of the art of the discipline that considers ecological issues and crises from a political economy perspective This collective volume sheds new light on the effect of economic and power inequality on environmental dynamics and conversely on the economic and social impact of environmental dynamics The chapters gathered in this handbook make four original contributions to the field of political economy of the environment First they revisit essential concepts and methods of environmental economics in the light of their political economy Second they introduce readers to recent theoretical and empirical advances in key issues of political economy of the environment with a special focus on the relationship between inequality and environmental degradation a nexus that has dramatically come into focus with the COVID crisis Third the authors of this handbook open the field to its critical global and regional dimensions global issues such as the environmental justice movement and inequality and climate change as well as regional issues such as agriculture systems air pollution natural resources appropriation and urban sustainability Fourth and finally the work shows how novel analysis can translate into new forms of public policy that require institutional reform and new policy tools Ecosystems preservation international climate negotiations and climate mitigation policies all have a strong distributional dimension that chapters point to Pressing environmental policy such as carbon pricing and low carbon and energy transitions entail numerous social issues that also need to be accounted for with new analytical and technological tools This handbook will be an invaluable reference research and teaching tool for anyone interested in political economy approaches to environmental issues and ecological crises **Elinor Ostrom and the Bloomington School of Political Economy** Daniel H.

Cole, Michael D. McGinnis, 2015-09-04 In addition to winning the 2009 Nobel Prize in Economic Sciences for her path breaking research on economic governance especially the commons Elinor Lin Ostrom also made important contributions to other fields of political economy and public policy This four volume compendium of papers written by Lin often with coauthors most notably her husband Vincent along with papers by others expanding on her work brings together the strands

of her entire empirical analytical theoretical and methodological research program Together with Vincent s important theoretical contributions they defined a distinctive Bloomington School of political economic thought Volume 2 examines Lin s work on the commons in which she demonstrated that in many cases local resource users can solve collective action problems through common property management regimes It comprises papers including some that are not well known related to and building on the findings of *Governing the Commons* 1990 Part I focuses on key attributes of biophysical resources and the institutions human communities have designed to govern them Part II shows how in various social and ecological circumstances different sets of institutions facilitate or impede the long run sustainability of resources Part III highlights Ostrom s first major research project on water resources in Southern California It was a topic she and her students returned to with the specific intention of gathering data more than 50 years worth for longitudinal analyses of combined institutional and ecological change In sum this volume contextualizes what is at present thought to be Lin s greatest legacy to social science the conditions under which resources can be sustainably managed over very long periods of time by the collective action of ordinary people beyond markets and states

Researching Property Law Sarah Blandy, Susan Bright, 2015-08-31 For those embarking on or engaged in property law research this is a unique resource which includes contributions from twelve international scholars who each analyse a different research approach addressing its value associated methodology and the challenges involved in pursuing it

Routledge Handbook of the Study of the Commons Blake Hudson, Jonathan Rosenbloom, Dan Cole, 2019-01-04 This comprehensive Handbook serves as a unique synthesis and resource for understanding how analytical frameworks developed within the literature assist in understanding the nature and management of commons resources Such frameworks include those related to Institutional Analysis and Development Social Ecological Systems and Polycentricity among others The book aggregates and analyses these frameworks to lay a foundation for exploring how they apply according to scholars across a wide range of disciplines It includes an exploration of the unique problems arising in different disciplines of commons study including natural resources forests oceans water energy ecosystems etc economics law governance the humanities and intellectual property It shows how the analytical frameworks discussed early in the book facilitate interdisciplinarity within commons scholarship This interdisciplinary approach within the context of analytical frameworks helps facilitate a more complete understanding of the similarities and differences faced by commons resource users and managers the usefulness of the commons lens as an analytical tool for studying resource management problems and the best mechanisms by which to formulate policies aimed at addressing such problems Chapter 26 of this book is freely available as a downloadable Open Access PDF at <http://www.taylorfrancis.com> under a Creative Commons Attribution Non Commercial No Derivatives CC BY NC ND 4.0 license

Capitalism on Trial Jeannette Wicks-Lim, Robert Pollin, 2013-01-01 This volume presents a collection of essays honoring Professor Thomas E. Weisskopf one of the most prominent contributors to the field of radical economics Beginning his

academic career at Harvard before moving to the University of Michigan at Ann Arbor Professor Weisskopf has spent the past forty years exploring through highly innovative and rigorous research the questions of economic equality social justice and environmental responsibility The chapters in this book reflect the main subjects of Professor Weisskopf s work and seek to foster continued innovation in these research areas The diverse contributions to this volume explore the impressive range of Professor Weisskopf s research themes These include the economics of developing countries US imperialism Marxian crisis theory contemporary economic history and institutional development affirmative action policies and the potential of socialism as an alternative to capitalism for developing non exploitative societies In addition to 26 chapters by leading economists this book also includes a chapter by Professor Weisskopf himself in which he reflects on his own career in economics as well as the state of the U S and global economies The volume also includes a full bibliography listing Professor Weisskopf s publications Students professors and researchers working in any branch of economics will find much of interest in this set of wide ranging studies building from the themes advanced by Thomas Weisskopf

Rethinking Environmental Law Laitos, Jan G.,2021-08-27 Challenging historic assumptions about human relationships with nature Jan G Laitos examines how environmental laws have addressed environmental problems in the past and the reasons for the laws inability to successfully prevent environmental contamination and alterations of critical environmental systems This forward thinking book offers a creative and organic alternative to traditional but ultimately unsuccessful environmental rules It explains the need for a new generation of environmental laws grounded in the universal laws of nature which might succeed where past and current approaches have largely failed

Negotiating International Water Rights Muserref Yetim,2016-06-28 Transboundary watercourses account for an estimated 60 per cent of global freshwater flow and support the livelihoods of hundreds of millions of people worldwide Yet the indeterminate status of water rights in many international watercourses presents a problem and many attempts to resolve water rights issue have failed Knowing how and where negotiations fail is essential if successful resolution is to be achieved Muserref Yetim s important book seeks to illustrate a means to the peaceful resolution of natural resource based conflicts Through a detailed study of the Tigris Euphrates water conflict involving Turkey Syria and Iraq countries of vital security interest to the world at large the author clarifies the collective action dilemmas confronting Middle Eastern watercourses and reveals the bargaining bottlenecks where negotiations fail She develops an original framework that explains bargaining failures and proposes conditions for creating a new property rights regime among watercourse states that offers a route to governing their shared water resources in ways that are politically economically and environmentally sound In almost all water scarce regions international water resources are subject to intense unilateral exploitation in a highly competitive fashion And as demand for freshwater continues to increase through increasing urbanization and the continuing development of societies so the issue of how such shared water resources can best be governed is becoming vitally important Negotiating International Water Rights offers both a timely contribution to a matter

of international concern and important insights into resource conflict in countries of vital security interest to the world at large

Self-Governance and Sami Communities Jesper Larsson, Eva-Lotta Päiviö Sjaunja, 2021-11-29 This open access book uses an interdisciplinary approach that not only focuses on social organization but also analyzes how societies and ecological settings were interwoven How did early modern indigenous Sami inhabitants in interior northwest Fennoscandia build institutions for governance of natural resources The book answers this question by exploring how they made decisions regarding natural resource management mainly with regard to wild game fish and grazing land and illuminate how Sami users in a changing economy altered the long term rules for use of land and water in a self governance context The early modern period was a transforming phase of property rights due to fundamental changes in Sami economy from an economy based on fishing and hunting to an economy where reindeer pastoralism became the main occupation for many Sami The book gives a new portrayal of how proficiently and systematically indigenous inhabitants organized and governed natural assets and how capable they were in building highly functioning institutions for governance

The Canadian Environment in Political Context Andrea Olive, 2015-12-18 The Canadian Environment in Political Context is an introduction to environmental politics designed to explain and explore how environmental policy is made inside the Canadian political arena The book begins with a brief synopsis of environmental quality across Canada before moving on to examine political institutions and policymaking the history of environmentalism in Canada and crucial issues including wildlife policy pollution climate change Aboriginals and the environment and Canada's North The book ends with a discussion of the environmental challenges and opportunities that Canada faces in the twenty first century Accessible and comprehensive The Canadian Environment in Political Context is the ideal text for environmental politics and policy courses

Sustainable Waste Trade under WTO Law Mirina Grosz, 2011-05-10 Waste tends to be understood as the potentially polluting and unsolicited by product of our daily lives a source of risk for the environment and human health Nonetheless a transboundary market for wastes as valuable raw materials and second hand goods has emerged and states ship wastes to specialised disposal and recycling sites abroad This book provides a thorough analysis of the Basel Convention and the applicable OECD and EU frameworks of regulation The author adopts a legal approach that encompasses the environmental human rights and WTO law aspects of waste trade It explores the potential of the concept of sustainable development to integrate divergent regulatory approaches under the umbrella of the WTO in particular and identifies crucial elements of a more comprehensive and sustainable solution for international waste trade

Water Allocation in Rivers under Pressure Dustin Evan Garrick, 2015-07-31 This book compares water allocation policy in three rivers under pressure from demand droughts and a changing climate the Colorado Columbia and Murray Darling Each river has undergone multiple decades of policy reform at the intersection of water m

The European Model of Agriculture Michael Cardwell, 2004 Michael Cardwell's study assesses whether the EU can create a new legislative framework that is feasible and which will placate the WTO and its drive towards

world domination **The Birthright Lottery** Ayelet Shachar, 2009-04-30 The vast majority of the global population acquires citizenship purely by accidental circumstances of birth There is little doubt that securing membership status in a given state bequeaths to some a world filled with opportunity and condemns others to a life with little hope Gaining privileges by such arbitrary criteria as one's birthplace is discredited in virtually all fields of public life yet birthright entitlements still dominate our laws when it comes to allotting membership in a state In *The Birthright Lottery* Ayelet Shachar argues that birthright citizenship in an affluent society can be thought of as a form of property inheritance that is a valuable entitlement transmitted by law to a restricted group of recipients under conditions that perpetuate the transfer of this prerogative to their heirs She deploys this fresh perspective to establish that nations need to expand their membership boundaries beyond outdated notions of blood and soil in sculpting the body politic Located at the intersection of law economics and political philosophy *The Birthright Lottery* further advocates redistributive obligations on those benefiting from the inheritance of membership with the aim of ameliorating its most glaring opportunity inequalities **Adjudicating Climate Change** William C. G. Burns, Hari M. Osofsky, 2009-07-27 Courts have emerged as a crucial battleground in efforts to regulate climate change Over the past several years tribunals at every level of government around the world have seen claims regarding greenhouse gas emissions and impacts These cases rely on diverse legal theories but all focus on government regulation of climate change or the actions of major corporate emitters This book explores climate actions in state and national courts as well as international tribunals in order to explain their regulatory significance It demonstrates the role that these cases play in broader debates over climate policy and argues that they serve as an important force in pressuring governments and emitters to address this crucial problem As law firms and public interest organizations increasingly develop climate practice areas the book serves as a crucial resource for practitioners policymakers and academics **The Oxford Handbook of Water Politics and Policy** Ken Conca, Erika Weinthal, 2018-01-26 Water is a basic human need and a scarce commodity with increasing value to farmers industries and cities in an urbanizing world It is unpredictable in supply and quality difficult to contain or direct and notoriously difficult to manage well Several trends climate change the endurance of widespread global water poverty intensifying competition among rival uses and users and the vulnerability of critical freshwater ecosystems combine to intensify the challenges of governing water wisely fairly and efficiently The twenty seven chapters in *The Oxford Handbook of Water Politics and Policy* address such issues over the course of seven thematic sections These themes reflect familiar frameworks in the water policy world including water poverty and health water and nature and water equity and justice Other sections look at emergent and contentious policy arenas including the water energy food nexus and management of uncertainty in water supply or connect well established strands in new ways including sections on water tools water price and value supply and demand privatization corporate responsibility and issues surrounding transboundary waters This volume conceives of water as a global issue and gathers a

diverse group of leading scholars of water politics and policy **Corporate Governance and Sustainability** Suzanne Benn, Dexter Dunphy, 2013-01-11 In recent years as corporations and governments have increasingly been confronted with managing the expectations of a society newly alerted to the social and environmental risks of economic development recognition is dawning that achieving a sustainable world is dependent upon the democratic management and equitable distribution of these risks for now and for the future This book the first to explore the themes of corporate governance and sustainability argues that a better system of governance on a number of levels holds the key Contributed to and edited by a distinguished international team this book recognizes the complex and contested nature of both sustainability and governance and that these key concepts have been redefined considerably over time As sustainability poses new and major challenges for the theory and practice of corporate governance this book ideal for postgraduate students of business and management identifies and addresses these challenges

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