

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

RD Boyd



Pollution And Property Comparing Ownership Institutions For Environmental Protection:

Pollution and Property Daniel H. Cole, 2014 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 Professor Cole 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 *Environmental Law: Text, Cases & Materials* Elizabeth Fisher, Bettina Lange, Eloise Scotford, 2013-04-25 This new title offers a compact and complete resource for students featuring extracts from leading cases and articles alongside clear explanations and insightful analysis from an experienced author team This unique approach places environmental law in context enabling you to develop a clear and sophisticated understanding of this dynamic area

The Routledge Companion to Environmental Ethics Benjamin Hale, Andrew Light, Lydia Lawhon, 2022-07-29 Written for a wide range of readers in environmental science philosophy and policy oriented programs The Routledge Companion to Environmental Ethics is a landmark comprehensive reference work in this interdisciplinary field Not merely a review of theoretical approaches to the ethics of the environment the Companion focuses on specific environmental problems and other concrete issues Its 65 chapters all appearing in print here for the first time have been organized into the following eleven parts I Animals II Land III Water IV Climate V Energy and Extraction VI Cities VII Agriculture VIII Environmental Transformation IX Policy Frameworks and Response Measures X Regulatory Tools XI Advocacy and Activism The volume not only explains the nuances of important core philosophical positions but also cuts new pathways for the integration of important ethical and policy issues into environmental philosophy It will be of immense help to undergraduate students and other readers coming up to the field for the first time but also serve as a valuable resource for more advanced students as well as researchers who need a trusted resource that also offers fresh policy centered approaches

Research Handbook on Emissions Trading Stefan E. Weishaar, 2016-12-30 Research Handbook on Emissions Trading examines the origins implementation challenges and international dimensions of emissions trading It pursues an interdisciplinary approach drawing on law economics and at times political science to present relevant research strands regarding emissions trading Intermixing theoretical insights with experiences from existing trading systems this Handbook offers insights that can be applied around the world It identifies key bodies of research for both upcoming and seasoned people in the field and highlights future research opportunities **Environmental Rights in Europe and Beyond** Sanja

Bogojevic, Rosemary Rayfuse, 2018-08-23 This open access book explores the highly topical issue of environmental rights through national European and international perspectives The growing awareness of an impending environmental crisis coupled with a series of national and regional environmental disasters led in the 1960s and 1970s to the birth of the global environmental movement and the widespread recognition of the need to protect the environment for both current and future generations Against this backdrop the concept of environmental rights surfaced as a means by which claims relating to the environment could be formulated in legal terms and thereby safeguarded In the decades that followed this concept has come to encompass many different variations of legal rights which this book seeks to investigate and assess The ebook editions of this book are available open access under a CC BY NC ND 4 0 licence on bloomsburycollections com Open access was funded by the Swedish Studies Network

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

The Oxford Handbook of Comparative Environmental Law Emma Lees, Jorge E. Viñuales, 2019 This Handbook brings together the foremost authorities from around the world to provide 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

Hastings Law Journal, 2011 *Rutgers Law Journal*, 2001 *The Hastings Law Journal*, 2012 **U.C. Davis Law Review** University of California, Davis. School of Law, 2012 **Environment and Planning**, 2008 *Natural Resources Journal*, 2007 *Conservation: Conservation and*

development William Mark Adams,2009 *International Law & Trade Perspective* ,2002 **Natural Resources Law and Policy** James Rasband,James Salzman,Mark Squillace,2004 This law school casebook helps instruct collegiate level students on natural resources law It s also intended to show students the challenges of managing natural resources policy Starting with theories behind the law the book then examines all aspects of resource disputes including economic scientific political and ethical considerations It explores the challenges presented by common pool resources scientific uncertainty mismatched scale market failures and institutional adequacy The book also considers resource law and management on both public lands and private property as well as in international settings Symposium ,2008 **Current Publications in Legal and Related Fields** ,2003 **Alberta Law Review** ,2008 Rocky Mountain Mineral Law Institute Rocky Mountain Mineral Law Institute,2009

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