

Juridiska fakulteten

**JUCN21, Environmental Law in an International Context,
15,0 högskolepoäng**

Environmental Law in an International Context, 15.0 credits

Avancerad nivå / Second Cycle

Fastställande

Kursplanen är en historisk, äldre version, faställd av Juridiska fakultetens nämnd för utbildningen på grund- och avancerad nivå 2012-01-13 och gällde från och med 2012-01-13.

Allmänna uppgifter

The course Environmental Law in an International Context is an optional course within the programme leading to a Swedish Law degree. The course is also open to international students participating in exchange programmes with the Faculty of Law.

Lectures and course material are in English. The course is scheduled to be requiring 10 weeks of full-time studies.

Huvudområde Fördjupning

- A1N, Avancerad nivå, har endast kurs/er på grundnivå som förkunskapskrav

Kursens mål

Knowledge and understanding

To pass the exam, the students shall show

- In-depth knowledge of the fundamentals in international, EU and Swedish Environmental law.

- In-depth knowledge of International and EU Environmental law on atmospheric pollution and climate change, conservation of biodiversity, protection of fresh water and the marine environment, and waste and hazardous chemicals.
- Understanding of Swedish Environmental law on atmospheric pollution and climate change, conservation of nature/biodiversity, protection of fresh water and the marine environment, and waste and hazardous chemicals.
- Understanding of the interaction between International Environmental Law, EU Environmental Law and National Environmental Law,
- In-depth knowledge of the area's theoretical and methodological grounds
- Knowledge of contemporary research in the area

Skills and ability

To pass the exam, the students shall show ability to

- identify legal problems, apply the relevant international, EU and national body of legal materials, analyze the problems and systematize arguments to solve them, within the field of Environmental Law, in particular in an international perspective
- uncover and assess similarities and diversities between the different levels of regulation, with regard to their fundamentals and functions
- present the results both in an oral and written manner.

Judgement and assessment

To pass the exam, the students shall show ability to

- show an understanding of the interactions of states, international organizations and treaty bodies, and critically discuss their role and impact on development of Environmental Law
- show the ability to conduct independent investigation and take full responsibility for the development of their own knowledge in an objective, but critical manner.

Kursens innehåll

This course surveys environmental law in the perspective of interaction between different regulatory levels. With a starting point in the understanding of the fundamentals of International, EU and national (with Sweden as the example) environmental law, internationally important environmental issues are considered in a thematic manner where the issues are studied from an International, EU and Swedish Law perspective. This thematic approach is especially elaborated with regard to atmospheric pollution and climate change, conservation of biodiversity, protection of fresh water and the marine environment, and waste and hazardous chemicals. A range of other contemporary international environmental issues may also be explored during the course.

The course will explore a number of cross-cutting themes with regard to the chosen issues.

- The relationship between environmental law and general principles of law, within the international, EU and national level as well as between the levels;
- Dimensions of state jurisdiction and responsibility;
- The range of approaches to the regulation of activities both within and beyond areas under national jurisdiction;

- The manner in which regimes on different levels can be constructed and enforced, and the role and impact of competing State interests in the negotiation and enforcement of those regimes;
- The challenge of regulating in the face of scientific uncertainty;
- The role of both 'soft' and 'hard' law in addressing international environmental problems;
- The contribution of international tribunals to the developments of international environmental law.
- The enforcement on International, EU and Swedish environmental law.

Kursens genomförande

Teaching is structured in lectures, class discussions and seminars. The seminars are designed to ensure the students' active participation and student centred learning, as they consist of students' presentations on assigned topics.

The student obtains knowledge and competences as above by individual studies of course literature and other course material, and by taking active part in lectures and seminars.

Examination is in the form of presentations on the seminars and a research essay. All examination is part of the total grading.

In order to pass, students are required to meet 80% attendance on the course.

Kursens examination

Betyg

Betygskalan omfattar betygsgraderna Underkänd, Godkänd, Icke utan beröm godkänd, Med beröm godkänd.

One of the following grades is given: Pass with Distinction (AB), Pass with Credit (BA), Pass (B) or Fail (U).

Förkunskapskrav

For students studying for the professional Degree Master of Laws: prerequisites for studies on the 7th or 8th semester stated in the Curriculum for the Law Study programme

Prerequisites for international exchange students: relevant undergraduate studies corresponding to three years at a university level.

Övrigt

The University views plagiarism as a very serious academic offence, and will take disciplinary actions against students for any kind of attempted malpractice

in connection with examinations and assessments. The penalty that may be imposed for this, and other unfair practice in examinations or assessments, includes suspension from the University.