

Centre for Law and the Environment, UCC

Law and the Environment 2024

20th Annual Conference



Rights, Remedies and Restoration in Environmental and Natural Resources Law

Thursday, 25th April 2024
Boole Lecture Theatres 1, 3, 4 and 6

[Online Registration Now Open](#)



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School of Law
Scoil an Dlí



8:30 am Registration and Tea / Coffee (Boole Basement)

8:50 am Welcome: Prof Mark Poustie, Dean of the School of Law, University College Cork (Boole 3).

Parallel Session 1: The Planning and Development Bill 2023 (Boole 4)

Chair: Prof Áine Ryall, School of Law, University College Cork & Chair, Aarhus Convention Compliance Committee.

9:00 am Mr Tom Flynn SC, Law Library, Dublin:
Overview of Planning and Development Bill.

9:30 am Ms Attracta Uí Bhroin, Irish Environmental Network (IEN):
The Planning and Development Bill, 2023: The Good, the Bad and the Ugly Paradigm Shift - Centralised Control Conjoined with Reduced Accountability and Oversight.

10:00 am Mr Gregory Jones KC, BL, Francis Taylor Building, Inner Temple, London and Law Library, Dublin:
Environmental Aspects of the Planning and Development Bill.

Parallel Session 2: The Legal Framework for Renewable Energy (Boole 3)

Chair: Prof Irene Lynch Fannon, Head of Knowledge Management, Matheson LLP.

9:00 am Ms Julie Bowe BL, Source Galileo:
Developing Floating Offshore Wind Policy in Ireland.

9:30 am Prof Michael A Morris, Director, AMBER SFI Centre for Advanced Materials and Bio-Engineering Research, School of Chemistry, Trinity College Dublin:
Recent EU Mandated Targets and Legislation Supporting Renewable Energy.

10:00 am Dr Eva Barrett, Head of Policy, Irish Solar Energy Association:
Sunrise: Solar Power in Ireland.

Parallel Session 3: Children and Environmental Rights (Boole 1)

Chair: Prof Ursula Kilkelly, School of Law & Vice-President Global Engagement, University College Cork.

9:00 am Dr Nabin Maharjan, School of Law, University College Cork:
Indigenous Knowledge and Children's Environmental Rights.

9:30 am Prof Aoife Daly, School of Law, University College Cork:
Children's Participation Rights and Environmental Rights.

10:00 am Ms Florencia Paz Landeira, School of Law, University College Cork:
Time, Future and Citizenship Around Children and Youth Environmental Activism.

10:30 – 11:00 am Tea / Coffee (Boole Basement)

Parallel Session 4: Climate Litigation and Remedies (Boole 4)

Chair: Ms Finola McCarthy, RDJ LLP.

11:00 am Ms Mathilde Lacaze-Masmonteil, Avocate à la Cour, Droit de l'Environnement, Paris:
Climate and Environmental Litigation: The French Approach, Limits and Perspectives.

11:30 am Prof Patrick Parenteau, Professor of Law Emeritus and Senior Fellow for Climate Policy, Vermont Law and Graduate School [Online]:
Overview of Judicial Remedies for Climate Disruption: Examples from the US and Elsewhere.

12:00 pm Dr Thomas L Muinzer, Reader in Energy Transition Law, University of Aberdeen:
Landmark Climate Litigation and the Parameters of Climate Law.

12:30 pm Mr Gabriel Toolan, W.P Toolan & Sons Solicitors, Ballinamore:
The Arguments For and Against A Constitutional Right to (a Healthy) Environment in Ireland.

Parallel Session 5: Marine Environmental Law (Boole 3)

Chair: Prof Mark Poustie, Dean, School of Law, University College Cork.

11:00 am Prof Ronán Long, Director, WMU-Sasakawa Global Ocean Institute, Nippon Foundation Professorial Chair of Ocean Governance & the Law of the Sea, World Maritime University [[online](#)]:
The BBNJ Agreement and Ireland: Accomplishments, Rights and Duties including those Pertaining to the Restoration of Biological Diversity and Ecosystems.

11:30 am Dr Goran Dominioni, School of Law and Government, Dublin City University:
What's New in the 2023 IMO GHG Strategy? Climate Relevance and the Just and Equitable Transition.

12:00 pm Dr Elena Kavanagh, School of Law, University College Cork:
Northern Sea Route: Exploring the Intersection with Disaster Law.

12:30 pm Mr. Eoin Fannon BL, Law Library, Dublin:
A Journey through the "Shores".

Parallel Session 6: Transnational Environmental Law (Boole 1)

Chair: Prof Owen McIntyre, School of Law, University College Cork.

11:00 am Ms Amy O'Halloran, School of Law, University College Cork:
The Performance of Legal Functions by Transnational Certification and Labelling Bodies.

11:30 am Prof Mariia Domina, Assistant Professor in Business Law, IUT Nancy Charlemagne, University of Lorraine:
What Role Does Corporate Social Responsibility Play in the Protection of Environment? The French Law Perspective.

12:00 pm Ms Niamh Guiry, School of Law, University College Cork:
Non-Binding Aspirations and Voluntary Reporting: Exploring State Adherence to the Sustainable Development Goal Paradigm.

12:30 pm Ms Hannah Janknecht, Regulatory Analyst, Compliance & Risks, Cork:
Sustainability in the Fashion Industry - Mitigating Environmental Impact Along the Product Life-Cycle.

1:00 – 2:00 pm Lunch (Mini-Rest, UCC)

Parallel Session 7: Delivering Environmental Justice (Boole 4)

Chair: Mr Kieran Cummins, Solicitor and Environmental Planning Specialist.

2:00 pm Ms Clodagh Daly, Manager, Centre for Environmental Justice and Ms Rose Wall, CEO, Centre for Environmental Justice:
Fostering Environmental Justice: The Role of a Community Law Centre in Advancing and Safeguarding Environmental Rights and Remedies.

2:30 pm Ms Amy Rose, Global Director of Litigation, Governance & Legal Services, ClientEarth:
Corporate Actors and Environmental Justice.

3:00 pm Judge Anders Bengtsson, Former Senior Judge, Land and Environment Court, Växjö, Sweden; Member, Espoo Convention Implementation Committee 2017-23; Co-chair, Working Group on Environmental Law, Association of European Administrative Judges (AEAJ) 2014–23
The Espoo Convention – Providing for Environmental Considerations in a Transboundary Context?

3:30 pm Dr Cecilia Flores Elizondo, Manchester Metropolitan University, Dr Sufyan Droubi, Dr Edzia Carvalho and Dr Fernando Fernandes, University of Dundee:
Recognising the Receivers of Justice in the Global Just Transition: A Challenge for Law.

Parallel Session 8: Biodiversity, Nature and the Law (Boole 3)

Chair: Dr Alison Hardiman, Philip Lee Solicitors, Dublin:

2:00 pm Dr Amanda Byer, UCD Sutherland School of Law, University College Dublin:
Emparking Empire: Exclusion, Ecological Restoration and Environmental Democracy in Caribbean Environmental Law.

2:30 pm Ms Patrycja Dorniak-Gelzer, German Federal Ministry of Environment, Berlin:
A Critical Analysis of European Union Nature Law from a Nature Restoration Perspective.

3:00 pm Mr Mark O'Brien O'Reilly BL, Francis Taylor Building, Inner Temple, London:
Environmental Protests, Injunctions and the Law: The English Experience.

3:30 pm Dr Denise McCullagh and Dr Lydia Cumiskey, MaREI Centre, University College Cork:
How Can the EU Nature Restoration Regulation Support Holistic Adaptation Action at the Local Level?

Parallel Session 9: Technology and Environmental Challenges (Boole 1)

Chair: Dr Noreen O'Meara, Reader, School of Law and Co-Director: Surrey Centre for International and Environmental Law, University of Surrey.

2:00 pm Mr David Gee, Visiting Fellow, Centre for Pollution Research and Policy, Brunel University, London:
Impacts of Screen-Based Technologies and Radio Frequency Radiations: Another Asbestos?

2:30 pm Prof Tom Butler, Business Information Systems, Cork University Business School, University College Cork:
Weight of Scientific Evidence Indicates Wireless Radiation Poses Significant Risks to Human Health.

3:00 pm Dr Rónán Kennedy, School of Law, University of Galway:
Environmental Law in the Cloud: Regulating the Climate Footprint of Artificial Intelligence.

3:30 pm Dr Alessandra Guida, School of Law, Queen's University Belfast:
New Challenges Posed by Genetic Engineering: Pros, Cons, and Legal Issues Posed by "Silent Forests".

4:00 – 4:30 pm Tea / Coffee (Boole Basement)

Parallel Session 10: Rights and Duties in Pollution Regulation (Boole 4)

Chair: Dr Rónán Kennedy, School of Law, University of Galway.

4:30 pm Ms Marie O'Connor, Office of Environmental Sustainability, Environmental Protection Agency
The EPA and Industrial Emissions (IE) Licences under the Industrial Emissions Directive (IED) 2010/75/EU.

5:00 pm Dr Noreen O'Meara, Reader, School of Law and Co-Director: Surrey Centre for International and Environmental Law, University of Surrey:
The Human Right to a Healthy Environment and the Clean Air Context: Momentum, Stasis, Pushback.

Parallel Session 11: Rights and Duties in Water Services (Boole 3)

Chair: Prof Owen McIntyre, School of Law, University College Cork.

4:30 pm Prof Sarah Hendry, School of Law, University of Dundee:
Liability and Responsibility for Water Services in Scotland – Reform Proposals for Water, Sewerage and Drainage.

5:00 pm Dr Sahara Nankan, School of Law, University College Cork:
Gender and WASH: Procedural Rights Remedies under International Law and Policy Frameworks.

Parallel Session 12: Rights and Duties in Heritage Protection (Boole 1)

Chair: Dr Phyllis Comerford, School of Law, University College Cork:

4:30 pm Dr Amy Strecker, UCD Sutherland School of Law, University College Dublin:
Heritage Destruction, Development Projects, and Human Rights.

5:00 pm Mr Seán Kirwan, Senior Archaeologist, Department of Housing, Local Government and Heritage:
Enforcing Protection of Archaeological and Historic Heritage: The Experience of the National Monuments Acts 1930 to 2014 and New Opportunities with the Historic and Archaeological Heritage and Miscellaneous Provisions Act 2023.

Parallel Session 12: Disaster Risk Governance (Boole 6)

Chair: Dr Marie Aronsson-Storrier, School of Law, University College Cork

4:30 pm Dr Lydia Cumiskey, MaREI Centre, University College Cork:
Promoting Resilient Cities through Community Participation and Communication of Climate and Disaster Risks (PROCOMMS).

5:00 pm Mr David Fisher, International Federation of Red Cross and Red Crescent Societies:
Crisis Recovery and Law.

Plenary Session 13: Agora: Linking the Irish Environment (Boole 3) [5:30 – 6:30 pm]

Facilitators: Dr Ciara Brennan and Ms Caitlin McIlhennon, Environmental Justice Network Ireland (EJNI)

Panellists: Dr Bróna McNeill, School of Law, Queens University Belfast:
A Right to Roam on the Island of Ireland?

Dr Lisa-Claire Whitten, School of History, Anthropology, Philosophy and Politics, Queens University Belfast:
The Windsor Framework and North/South Environmental Cooperation.

Ms Alison Hough BL, Technical University of the Shannon:
Aarhus Rights on the Island of Ireland.

Dr Orla Kelleher, School of Law and Criminology, Maynooth University:
Exploring Transboundary Strategic Litigation on the Island of Ireland.

6:30 pm **Closing Remarks (Boole 3)**

6:40 pm **Conference Reception and Book Launch
(Staff Common Room, Quad North Wing)**

Generously sponsored by RDJ LLP

The logo for RDJ LLP, consisting of the letters 'R', 'D', and 'J' in a large, bold, blue, sans-serif font.

Cost: Conference (including lunch, tea / coffee and conference materials):

Early-bird rate (by 2nd April 2024) Single delegate: €225

Early-bird rate (by 31st March 2024) Two delegates: €400

Single delegate (Standard rate): €275

Two delegates (standard rate): €450
(Further reductions available for multiple delegates)

Academics: €175

NGOs: €150

Newly qualified solicitors / barristers (less than five years): €175

This event is free of charge for UCC students, who are welcome and encouraged to attend.

Continuing Professional Development:

8 Hours Group Study CPD

If you require a CPD Certificate please tick [] here or e-mail aguinee@ucc.ie
All CPD Certificates will be forwarded following the Conference.

Registration:

Delegates may register online [here](#). For group bookings (3+ delegates), please contact Conference Secretary directly.

Conference Convenor

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Conference Programme Overview

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|---|--|---|--|--|--|--|--|
| 8:50 – 9:00 | | | | Welcome (Boole 3) | | | |
| 9:00 – 10:30 (Boole 4) | | 9:00 – 10:30 (Boole 3) | | 9:00 – 10:30 (Boole 1) | | | |
| Planning & Dev. Bill Tom Flynn Attracta Uí Bhroin Gregory Jones | | Renewable Energy Julie Bowe Michael Morris Eva Barrett | | Children & Env. Rights Nabin Maharjan Aoife Daly Florenca Paz Landeira | | | |
| 10:30 – 11:00 | | | | Tea / Coffee (Boole Basement) | | | |
| 11:00 – 1:00 (Boole 4) | | 11:00 – 1:00 (Boole 3) | | 11:00 – 1:00 (Boole 1) | | | |
| Climate Litigation M. Lacaze-Masmonteil Patrick Parenteau Thomas Muinzer Gabriel Toolan | | Marine Env. Law Ronán Long Goran Dominioni Elena Knyazeva Eoin Fannon | | Transnational Env. Law Amy O'Halloran Mariia Domina Niamh Guiry Hannah Janknecht | | | |
| 1:00 – 2:00 | | | | Lunch | | | |
| 2:00 - 4:00 (Boole 4) | | 2:00 – 4:00 (Boole 3) | | 2:00 – 4:00 (Boole 1) | | | |
| Delivering Env. Justice Clodagh Daly & Rose Wall Amy Rose Anders Bengtsson Flores Elizondo <i>et al</i> | | Biodiversity & Nature Amanda Byer Patrycja Dorniak-Gelzer Mark O'Brien O'Reilly D. McCullagh & L Cumisky | | Technology & Env. David Gee Tom Butler Rónán Kennedy Alessandra Guida | | | |
| 4:00 – 4:30 | | | | Tea / Coffee (Boole Basement) | | | |
| 4:30 – 5:30 (Boole 4) | 4:30 – 5:30 (Boole 3) | 4:30 – 5:30 (Boole 1) | 4:30 – 5:30 (Boole 6) | | | | |
| Pollution Reg. Marie O'Connor Noreen O'Meara | Water Services Sarah Hendry Sahara Nankan | Heritage Protection Amy Strecker Seán Kirwan | Disaster Risk Gov. M Aronsson-Storrier David Fisher | | | | |
| 5:30 – 6:30 (Boole 3) | | | | | | | |
| Agora: Linking the Irish Environment Ciara Brennan, Caitlin McIlhennon, Bróna McNeill, Lisa-Claire Whitten, Alison Hough, Orla Kelleher | | | | | | | |
| 6:30 Concluding Remarks (Boole 3) | | | | | | | |
| 6:40 – 8:00 | | | | Conference Reception (Staff Common Room, North Wing) Book Launch & Journal Special Issue Launch | | | |