

The Effects of International Human Rights Law (IHRL) on International Law A Bibliography





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Başak Çalı Lorna McGregor Alexandre Skander Galand Valentina Azarova Betül Durmuş Irina Crivet Zeynep Elibol

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A Bibliography

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## **General International Law**

#### **Regime interaction**

Andenas and Bjorge (eds.), A Farewell to Fragmentation: Reassertion and Convergence in International Law (2015).

Chinkin and Charlesworth, 'Human Rights', in *Boundaries of International Law: A Feminist Analysis* (2000) 201-249.

D'Aspremont, Expansion and The Sources of International Human Rights Law, 46 *Israel Yearbook on Human Rights* (2016) 223-242.

De Wet and Vidmar (eds.), Hierarchy in International Law: The Place of Human Rights (2012).

Kammerhofer, 'Orthodox Generalists and Political Activists in International Legal Scholarship', in Happold (ed.), *International Law in a Multipolar World* (2010).

Kamminga and Scheinin (eds.), The Impact of Human Rights Law on General International Law (2009).

McDougal, International Law and Human Rights (1951).

Meron, The Humanization of International Law (2006).

Pellet, "Human Rightism" and International Law: Lecture Delivered on 18 July 2000', 15 *The Italian Yearbook of International Law* (2000) 10.

Pulkowski, 'Universal International Law's Grammar', in Fastenrath et al. (eds.), From Bilateralism To Community Interest: Essays in Honour of Bruno Simma (2011) 138-154.

Sheeran, 'The Relationship of International Human Rights Law and General International Law: Hermeneutic Constraint, or Pushing the Boundaries?', in Sheeran and Rodley (eds.), *Routledge Handbook of International Human Rights Law* (2013) 79-108.

Simma and Alston, 'The Sources of Human Rights Law: Custom, Jus Cogens, and General Principles', 12 Australian Year Book of International Law (1989) 82-108.

Tasioulas, 'Human Rights, Legitimacy, and International Law', 58 American Journal of Jurisprudence (2013) 1–25.

Teitel, Humanity's Law (2011).

Tomuschat, International Law: Ensuring the Survival of Mankind on the Eve of a New Century (2001).

Vrdoljak and Lenzerini (eds.), International Law for Common Goods: Normative Perspectives on Human Rights, Culture and Nature (2014).

Weiß and Thouvenin (eds.), The Influence of Human Rights on International Law (2015).

Saunders, International Regimes and Domestic Arrangements: A View from Inside Out', in Young (ed.), *Regime Interaction in International Law: Facing Fragmentation* (2012) 55-84.

## **Fragmentation**

Koskenniemi and Päivi, 'Fragmentation of International Law? Postmodern Anxieties', 15 *Leiden Journal of International Law* (2002) 553-579.

Koskenniemi, Fragmentation of International Law: Difficulties Arising from the Diversification and Expansion of International Law: Report of the Study Group of the International Law Commission, A/CN.4/L.682 (2006) 65-99.

Lindroos, 'Addressing Norm Conflicts in a Fragmented Legal System: The Doctrine of Lex Specialis', 74 *Nordic Journal of International Law* (2005) 27–66.

Singh, 'The Potential of International Law: Fragmentation and Ethics', 24 *Leiden Journal of International Law* (2011) 23-43.

Sloane, 'Human Rights For Hedgehogs?: Global Value Pluralism, International Law, and Some Reservations of the Fox', 90 *Boston University Law Review* (2010) 975-1009.

#### **International Law Making**

Lauterpacht, 'Effectiveness of Equality Clauses', in *The Development of International Law by the International Court* (1982) 257-265.

Lauterpacht, 'Judicial Legislation by Reference to Parallel Developments in International Law', in *The Development of International Law by the International Court* (1982) 173-185.

Meron, 'The Sources of International Law', in The Humanization of International Law (2006) 327-421.

Tams and Tzanakopoulos, 'Barcelona Traction at 40: The ICJ as an Agent of Legal Development', 23 *Leiden Journal of International Law* (2010) 781–800.

Tams, 'The World Court's Role in the International Law-Making Process', 23 Journal of International Law (2011) 781-806.

## Law of Treaties

Boerefijn, 'Impact on the Law on Treaty Reservations', in Kamminga and Schein (eds.), *The Impact of Human Rights Law on General International Law* (2009) 63-97.

Christoffersen, 'Impact on General Principles of Treaty Interpretation', in Kamminga and Schein (eds.), *The Impact of Human Rights Law on General International Law* (2009) 37-61.

Guzman, 'International Agreements', in *How International Law Works: A Rational Choice Theory* (2008) 119-183.

Kamminga, 'Final Report on the Impact of International Human Rights Law on General International Law (June 1, 2008)', *Report of the 73rd Conference of the International Law Association* (2008) 663-685.

Kamminga, Impact on State Succession in Respect of Treaties, in Kamminga and Schein (eds.), *The Impact of Human Rights Law on General International Law* (2009) 99-109.

Meron, 'The Law of Treaties', in *The Humanization of International Law* (2006) 187-241.

Sands, 'Treaty, Custom and the Cross-Fertilization of International Law', 1 Yale Human Rights and Development Law Journal (1998) 85–105.

Scheinin, 'Impact on The Law of Treaties', in Kamminga and Schein (eds.), *The Impact of Human Rights Law on General International Law* (2009) 24-36.

Trindade, 'Basic Considerations of Humanity in Relation to the Law of Treaties', in *Law for Humankind: Towards A New Jus Gentium* (2010) 429-449.

#### Customary International Law

D'Amato, 'Human Rights as Part of Customary International Law: A Plea for Change of Paradigms', 25 *Georgia Journal of International and Comparative Law* (1996) 48-98.

Kamminga, 'Final Report on the Impact of International Human Rights Law on General International Law (June 1, 2008)', *Report of the 73rd Conference of The International Law Association* (2008) 663-685.

Sands, 'Treaty, Custom and the Cross-Fertilization of International Law', 1 Yale Human Rights and Development Law Journal (1998) 85–105.

Simma and Alston, 'The Sources of Human Rights Law: Custom, Jus Cogens, and General Principles', 12 Australian Year Book of International Law (1989) 82-108.

Wouters and Ryngaert, 'Impact on the Process of the Formation of Customary International Law', in Kamminga and Schein (eds.), *The Impact of Human Rights Law on General International Law* (2009) 111-131.

## Norm Hierarchy

Criddle and Fox-Decent, 'Human Rights and Jus Cogens', in Fiduciaries of Humanity, How International Law Constitutes Authority (2016) 77-122.

D'Amato, 'Human Rights as Part of Customary International Law: A Plea for Change of Paradigms', 25 *Georgia Journal of International and Comparative Law* (1996) 48-98.

De Wet and Vidmar (eds.), Hierarchy in International Law: The Place of Human Rights (2012).

Kim, 'Acceptability, Impartiality, and Peremptory Norms of General International Law', 34 Law and Philosophy (2015) 661–697.

Lamour, 'Are Human Rights Law Rules "Special"? Study on Interactions Between Human Rights Law Rules and Other International Law Rules, in Weiß and Thouvenin (eds.), *The Influence of Human Rights on International Law* (2015) 27-39.

Milanović, 'Norm Conflict in International Law: Whither Human Rights?', 20 Duke Journal of Comparative & International Law (2009) 69-131.

Trindade, 'Conceptual Constructions: *Jus Cogens* and Obligations *Erga Omnes'*, in *Law for Humankind: Towards A New Jus Gentium* (2010) 291-322.

Trindade, *The Construction of a Humanized International Law, A Collection of Individual Opinions* (1991-2013) (2014) 337-520.

Zyberi, The Humanitarian Face of The International Court of Justice, Its Contribution to Interpreting and Developing International Human Rights and Humanitarian Law Rules and Principles, Dissertation (2008) 99-101.

## The Jurisprudence of International Courts and Tribunals

Gowlland-Debbas, 'The ICJ and the Challenges of Human Rights Law' in Andenas and Björge (eds), A Farewell to Fragmentation, Reassertion and Convergence in International Law (2015) 109-145.

Higgins, 'Human Rights in the International Court of Justice', 20 *Leiden Journal of International Law* (2007) 745-751.

Higgins, 'The International Court of Justice and Human Rights', in Wellens (Ed.), *International Law: Theory and Practice. Essays in Honour of Eric Suy* (1998) 696-697.

Langford, 'The New Apologists: The International Court of Justice and Human Rights.', 48 *Retfærd* (2015) 49-78.

Meron, 'International Courts', in *The Humanization of International Law* (2006) 425-470.

Polymenopoulou, 'Cultural Rights in the Case Law of the International Court of Justice', 27 *Leiden Journal of International Law* (2014) 447-464.

Rieter, 'International Human Rights Law and the International Court of Justice (ICJ)' in *Interim Report, International Human Rights Law and The International Court of Justice,* International Law Association, Washington Conference (2014) Paras. 19-88.

Rodley, 'The International Court of Justice and Human Rights Treaty Bodies', in Andenas and Björge (ed.), *A Farewell to Fragmentation, Reassertion and Convergence in International Law* (2015) 87-108.

Scheinin, 'Towards a World Court of Human Rights', Research Report within the Framework of the Swiss Initiative to Commemorate The 60<sup>th</sup> Anniversary of the Universal Declaration of Human Rights (2009).

Schwebel, 'Human Rights in the World Court', 24 Vanderbilt Journal of Transnational Law (1991) 945-970.

Schwelb, 'The International Court of Justice and the Human Rights Clauses of the Charter', 66 *American Journal of International Law* (1972) 337-351.

Simma, 'Mainstreaming Human Rights: The Contribution of the International Court of Justice', 3 *Journal of International Dispute Settlement* (2012) 7-29.

Tams and Tzanakopoulos, 'Barcelona Traction at 40: The ICJ as an Agent of Legal Development', 23 *Leiden Journal of International Law* (2010) 781–800.

Tams, 'The World Court's Role in the International Law-Making Process' in J. Delbrück, et al., (eds.) Aus Kiel In Die Welt: Kiel's Contribution to International Law. Essays in Honour of the 100th Anniversary of the Walther Schücking Institute for International Law (2014) 139-163.

Vermeer-Künzli, 'The Subject Matters: The ICJ and Human Rights, Rights of Shareholders, and the Diallo Case', 24 *Leiden Journal of International Law* (2011) 607-625.

Zyberi, 'Taking Rights Seriously: Time for Establishing a Human Rights and Humanitarian Issues Chamber at the International Court of Justice?', 2 *University of Prishtina Journal of Human Rights and Policy* (2009) 103–126. Zyberi, The Humanitarian Face of The International Court of Justice: Its Contribution to Interpreting and Developing International Human Rights and Humanitarian Law Rules and Principles (2008).

## **Diplomatic Protection**

Kamminga, 'Final Report on the Impact of International Human Rights Law on General International Law (June 1, 2008)', Report of the 73rd Conference of the International Law Association (2008) 663-685.

Pesch, The Influence of Human Rights on Diplomatic Protection: Reviving an Old Instrument of Public International Law, in Weiß and Thouvenin (eds.), *The Influence of Human Rights on International Law* (2015) 55-67.

Risini, 'The Inter-State Application Under the European Convention on Human Rights: More Than Diplomatic Protection, The Influence of Human Rights on Diplomatic Protection: Reviving an Old Instrument of Public International Law', in Weiß and Thouvenin (eds.), *The Influence of Human Rights on International Law* (2015) 69-77.

Vermeer-Künzli, 'The Subject Matters: The ICJ and Human Rights, Rights of Shareholders, and the Diallo Case', 24 *Leiden Journal of International Law* (2011) 607-625.

#### **State Responsibility**

Beulay, 'Human Rights Protection and the Notion Of Responsibility: Some Considerations About the European Case Law on State's Activities Under U.N. Charter', in Weiß And Thouvenin (eds.), *The Influence of Human Rights on International Law* (2015) 93-110.

Gowlland-Debbas, 'The ICJ and the Challenges of Human Rights Law', in Andenas and Björge (ed.), A Farewell to Fragmentation, Reassertion and Convergence in International Law (2015) 109-145.

Higgins, 'Accountability and Liability: The Law of State Responsibility', in *Problems and Process: International Law and How We Use It* (1994) 146-169.

McCorquadale, 'Impact on State Responsibility', in Kamminga and Scheinin (eds.), *Impact of Human Rights Law on General International Law* (2009) 236-254.

Trindade, 'Basic Considerations of Humanity in Relation to State Responsibility', in *Law for Humankind: Towards A New Jus Gentium* (2010) 453-467.

Trindade, 'Origin and Basis of the International Responsibility of the State', and 'Crime of State and Aggravated International Responsibility of the State', in *The Construction of a Humanized* International Law, A Collection of Individual Opinions (1991-2013) (2014) 247-308, 579-660.

## **International Criminal Law**

## **Cross-fertilization**

Bailey, 'Article 21(3) of the Rome Statute: A Plea for Clarity', 14 *International Criminal Law Review* (2014) 513–550.

Cassese, 'The Influence of the European Court of Human Rights on International Criminal Justice: Some Methodological Remarks', in Bergsmo (ed.), *Human Rights and Criminal Justice for the Downtrodden: Essays in Honor of Asbjorn Eide* (2003) 20-52.

Cryer, 'The Interplay of Human Rights and Humanitarian Law: The Approach of the ICTY', 14 Journal of Conflict and Security Law (2009) 511–527.

Geneuss, 'Obstacles to Cross-Fertilisation: The International Criminal Tribunals' 'Unique Context' and the Flexibility of the European Court of Human Rights' Case Law', 84 Nordic Journal of International Law (2015) 404–27.

Heath, 'Human Dignity at Trial: Hard Cases and Broad Concepts in International Criminal Law', 44 *George Washington International Law Review* (2012) 317–366.

Jones, 'Insights into an Emerging Relationship: Use of Human Rights Jurisprudence at the International Criminal Court' 16 *Human Rights Law Review* (2016) 701–729.

Mariniello and Lobba, 'The Cross-Fertilisation Rhetoric in Question: Use and Abuse of the European Court's Jurisprudence by International Criminal Tribunals,' 84 *Nordic Journal of International Law* (2015) 363–369.

Robinson, 'The Identity Crisis of International Criminal Law', 21 *Leiden Journal of International Law* (2008) 925-963.

Schabas, 'Synergy or Fragmentation?: International Criminal Law and the European Convention on Human Rights', 9 *Journal of International Criminal Justice* (2011) 609–632.

Spiga, 'No Redress without Justice: Victims and International Criminal Law' 10 Journal of International Criminal Justice (2012) 1377–1394.

## **Definition of international crimes**

Cassese, 'The Influence of the European Court of Human Rights on International Criminal Justice: Some Methodological Remarks', in Bergsmo (ed.), *Human Rights and Criminal Justice for the Downtrodden: Essays in Honor of Asbjorn Eide* (2003) 20-52. Clapham, 'Human Rights and International Criminal Law', in Schabas, *The Cambridge Companion to International Criminal Law* (2016) 11-33.

Cryer, 'International Criminal Law', in Moeckli, Shah, Sivakumaran, and Harris, *International Human Rights Law* (2013) 496-512.

Cryer, 'The Interplay of Human Rights and Humanitarian Law: The Approach of the ICTY', 14 Journal of Conflict and Security Law (2009) 511–527.

De Frouville, 'The Influence of the European Court of Human Rights' Case Law on International Criminal Law of Torture and Inhuman or Degrading Treatment', 9 *Journal of International Criminal Justice* (2011) 633–649.

Farrell, "Just How Ill-Treated Were You? An Investigation of Cross-Fertilisation in the Interpretative Approaches to Torture at the European Court of Human Rights and in International Criminal Law', 84 *Nordic Journal of International Law* (2015) 482–514.

Heath, 'Human Dignity at Trial: Hard Cases and Broad Concepts in International Criminal Law', 44 *George Washington International Law Review* (2012) 317–366.

Hayes, 'Creating a Definition of Rape in International Law: The Contribution of the International Criminal Tribunals', in Darcy and Powderly (eds.), *Judicial Creativity at the International Criminal Tribunals* (2010) 129–56.

Haenen, 'Classifying Acts as Crimes Against Humanity in the Rome Statute of the International Criminal Court', 14 *German Law Journal* (2013) 797–822.

Maculan, 'Judicial Definition of Torture as a Paradigm of Cross-Fertilisation: Combining Harmonisation and Expansion', 84 *Nordic Journal of International Law* (2015) 456–481.

Mariniello and Lobba, 'The Cross-Fertilisation Rhetoric in Question: Use and Abuse of the European Court's Jurisprudence by International Criminal Tribunals,' 84 *Nordic Journal of International Law* (2015) 363–369.

McGregor, 'International Penal Law: Aligned with or Autonomous from International Human Rights Law?', in Mulgrew, and Abels (eds.) *Research Handbook on the International Penal System* (2016) 299-321.

Meron, 'International Criminalization of Internal Atrocities', 89 American Journal of International Law (1995) 554–77.

Meron, 'The Humanization of Humanitarian Law', 94 American Journal of International Law (2000) 239-278.

Mettraux, 'Using Human Rights Law for the Purpose of Defining International Criminal Offences- the Practice of the International Criminal Tribunal for the former Yugoslavia', in Henzelin and Roth (eds.), *Le Droit Pénal à l'Épreuve de l'Internationalisation* (2002) 184-216.

Robinson, 'The Identity Crisis of International Criminal Law', 21 *Leiden Journal of International Law* (2008) 925-963.

Schabas, 'Synergy or Fragmentation?: International Criminal Law and the European Convention on Human Rights', 9 *Journal of International Criminal Justice* (2011) 609–632.

Simma and Paulus, 'The Responsibility of Individuals for Human Rights Abuses in Internal Conflicts: A Positivist View', 93 American Journal of International Law (1999) 302-316.

## **Procedural rights and obligations**

Cassese, 'The Influence of the European Court of Human Rights on International Criminal Justice: Some Methodological Remarks', in Bergsmo (ed.), *Human Rights and Criminal Justice for the Downtrodden: Essays in Honor of Asbjorn Eide* (2003) 20-52.

Deprez, 'Extent of Applicability of Human Rights Standards to Proceedings before the International Criminal Court: On Possible Reductive Factors', 12 *International Criminal Law Review* 12 (2012) 721–741.

Gradoni, 'International Criminal Courts and Tribunals: Bound by Human Rights Norms ... or Tied Down?', 19 *Leiden Journal of International Law* (2006) 847-873.

McIntyre, 'Equality of Arms Defining Human Rights in the Jurisprudence of the International Criminal Tribunal for the Former Yugoslavia', 16 *Leiden Journal of International Law* (2003) 269–320.

McIntyre, 'Defining Human Rights in the Arena of International Humanitarian Law: Human Rights in the Jurisprudence of the ICTY', in Boas and Schabas (eds.), *International Criminal Law Developments in the Case Law of the ICTY* (2003) 193-238.

Mose, 'Impact of Human Rights Conventions on the Two Ad Hoc Tribunals', in Bergsmo (ed.), *Human Rights and Criminal Justice for the Downtrodden: Essays in Honor of Asbjorn Eide* (2003) 179-208.

Sheppard, 'The International Criminal Court and 'Internationally Recognized Human Rights': Understanding Article 21(3) of the Rome Statute', 10 *International Criminal Law Review* (2010) 43–71.

Sluiter, 'Human Rights Protection in the ICC Pre-Trial Phase', in Stahn and Sluiter (eds), *The Emerging Practice of the International Criminal Court* (2009) 459-475.

Spiga, 'No Redress without Justice: Victims and International Criminal Law' 10 Journal of International Criminal Justice (2012) 1377–1394.

Zappalà, Human Rights in International Criminal Proceedings (2003) 28-243.

## Practice of international courts and tribunals

Bailey, 'Article 21(3) of the Rome Statute: A Plea for Clarity', 14 *International Criminal Law Review* (2014) 513–550.

Deprez, 'Extent of Applicability of Human Rights Standards to Proceedings before the International Criminal Court: On Possible Reductive Factors', 12 *International Criminal Law Review* 12 (2012) 721–741.

Hochmayr, 'Applicable Law in Practice and Theory: Interpreting Article 21 of the ICC Statute', 12 *Journal of International Criminal Justice* (2014) 655–679.

Gradoni, 'International Criminal Courts and Tribunals: Bound by Human Rights Norms ... or Tied Down?', 19 *Leiden Journal of International Law* (2006) 847-873.

Irving, 'Protecting Witnesses at the International Criminal Court from Refoulement', 12 Journal of International Criminal Justice (2014) 1141–1160.

McIntyre, 'Equality of Arms Defining Human Rights in the Jurisprudence of the International Criminal Tribunal for the Former Yugoslavia', 16 *Leiden Journal of International Law* (2003) 269–320.

McIntyre, 'Defining Human Rights in the Arena of International Humanitarian Law: Human Rights in the Jurisprudence of the ICTY', in Boas and Schabas (eds), *International Criminal Law Developments in the Case Law of the ICTY* (2003) 193-238.

Mose, 'Impact of Human Rights Conventions on the Two Ad Hoc Trinunals', in Bergsmo (ed.), *Human Rights and Criminal Justice for the Downtrodden: Essays in Honor of Asbjorn Eide* (2003) 179-208.

Sheppard, 'The International Criminal Court and 'Internationally Recognized Human Rights': Understanding Article 21(3) of the Rome Statute', 10 *International Criminal Law Review* (2010) 43–71.

Sluiter, 'Human Rights Protection in the ICC Pre-Trial Phase', in Stahn and Sluiter (eds.), *The Emerging Practice of the International Criminal Court* (2009) 459-475.

Soares, 'Tangling Human Rights and International Criminal Law: The Practice of International Tribunals and the Call for Rationalized Legal Pluralism', 23 *Criminal Law Forum* (2012) 161–191.

Young, 'Internationally Recognized Human Rights before the International Criminal Court', 60 *International Law & Comparative Law Quarterly* (2011) 189-208.

Zappalà, Human Rights in International Criminal Proceedings (2003) 1-27, 244-259.

## **International Humanitarian Law**

## **Co-application**

Abresch, 'A Human Rights Law of Internal Armed Conflict: The European Court of Human Rights in Chechnya', 16 *European Journal of International Law* (2005) 741–767.

Arnold and Quénivet, International Humanitarian Law and Human Rights Law: Towards a New Merger in International Law (2008) 1-12, 15-56, 101-118, 199-592, 202-249.

Ben-Naftali, *International Humanitarian Law and International Human Rights Law: Pas de Deux,* Oxford University Press (2011) 3-10, 34-126.

Bowring, 'Fragmentation, Lex Specialis and the Tensions in the Jurisprudence of the European Court of Human Rights', 14 *Journal of Conflict and Security Law* (2009) 485–498.

Cassese, 'The Martens Clause: Half a Loaf or Simply Pie in the Sky', 11 *European Journal of International Law* (2000) 187-216.

Gaggioli, 'The Use of Force in Armed Conflicts: Interplay Between the Conduct of Hostilities and Law Enforcement Paradigms', *Expert Meeting: International Committee of the Red Cross* (December 1, 2015) 1-92.

Hampson, 'The Relationship between International Humanitarian Law and International Human Rights Law, in Sheeran and Rodley (eds.), *Routledge Handbook of International Human Rights Law* (2013) 185-213.

Hampson, 'Article 2 of the Convention and Military Operations during Armed Conflict', in Early and Austin (eds.), *The Right to Life under Article 2 of the European Convention on Human Rights: Twenty Years of Legal Developments since McCann v. the United Kingdom* (2016).

Lenzerini, 'From Jus in Bello to Jus Commune Humanitatis: The Interface of Human Rights Law and International Humanitarian Law in the Regulation of Armed Conflicts, in Vrdoljak and Lenzerini. International Law for Common Goods: Normative Perspectives on Human Rights, Culture and Nature (2014) 61-88.

Larsen, Cooper and Nystuen, *Searching for a "Principle of Humanity" in International Humanitarian Law* (2013) 23-72, 86-149.

Lubell, 'Challenges in Applying Human Rights Law to Armed Conflict', 87 International Review of the Red Cross (2005) 737–754.

Meron, 'The Martens Clause, Principles of Humanity, and Dictates of Public Conscience', 94 American Journal of International Law (2000) 78–89.

Murray, Human Rights Obligations of Non-State Armed Groups (2016).

Murray, Wilmshurst, Hampson, Garraway, Lubell and Akande, '*Practitioners' Guide to Human Rights Law in Armed Conflict*' (2016).

Oberleitner, *Human Rights in Armed Conflict: Law, Practice, Policy* (2015) 52-77, 176-190, 232-238, 271-315.

Provost, International Human Rights and Humanitarian Law (2002) 152-170.

## Normative interaction

Arnold and Quénivet, International Humanitarian Law and Human Rights Law: Towards a New Merger in International Law (2008) 1-12, 15-56, 101-118, 199-592.

Ben-Naftali. *International Humanitarian Law and International Human Rights Law: Pas de Deux,* Oxford University Press (2011) 3-10.

Bowring, 'Fragmentation, Lex Specialis and the Tensions in the Jurisprudence of the European Court of Human Rights', 14 *Journal of Conflict and Security Law* (2009) 485–498.

Cassimatis, 'International Humanitarian Law, International Human Rights Law, and Fragmentation of International Law', 56 International and Comparative Law Quarterly (2007) 623–639.

Fachathaler, 'Hassan v. United Kingdom and the interplay between international humanitarian law and human rights law in the jurisprudence of the European Court of Human Rights', *European Yearbook on Human Rights* (2016) 345-356.

Gaggioli, 'The Use of Force in Armed Conflicts: Interplay Between the Conduct of Hostilities and Law Enforcement Paradigms', *Expert Meeting: International Committee of the Red Cross* (December 1, 2015) 1-92.

Gasser, 'The Changing Relationship between International Criminal Law, Human Rights Law and Humanitarian Law', in Doria, Gasser, Bassiouni, and Blishchenko (eds.), *The Legal Regime of the International Criminal Court: Essays in Honour of Professor Igor Blishchenko* (2009) 1111-1117.

Gross, 'Human Proportions: Are Human Rights the Emperor's New Clothes of the International Law of Occupation?' 18 *European Journal of International Law* (2007) 1–35.

Hampson, 'The Relationship between International Humanitarian Law and International Human Rights Law, in Sheeran and Rodley (eds.), *Routledge Handbook of International Human Rights Law* (2013) 185-213.

Hampson, 'Article 2 of the Convention and Military Operations during Armed Conflict', in Early and Austin (eds.), *The Right to Life under Article 2 of the European Convention on Human Rights: Twenty Years of Legal Developments since McCann v. the United Kingdom* (2016).

Lenzerini, 'From Jus in Bello to Jus Commune Humanitatis : The Interface of Human Rights Law and International Humanitarian Law in the Regulation of Armed Conflicts', in Vrdoljak and Lenzerini. *International Law for Common Goods: Normative Perspectives on Human Rights, Culture and Nature* (2014) 61-88.

Hathaway, Crootof, Levitz, and Nix, 'Which Law Governs During Armed Conflict-The Relationship between International Humanitarian Law and Human Rights Law', 96 *Minnesota Law Review* (2011) 1883-1943.

Hill-Cawthorne, 'Just Another Case of Treaty Interpretation? Reconciling Humanitarian Law and Human Rights Law in the ICJ', in Andenas and Bjorge, *A Farewell to Fragmentation Reassertion and Convergence in International Law* (2015) 272-296.

Hill-Cawthorne, 'Humanitarian Law, Human Rights Law and Bifurcation of Armed Conflict', 64 *International and Comparative Law Quarterly* (2015) 293–325.

Kretzmer, 'Rethinking the Application of IHL in Non-International Armed Conflicts', 42 *Israel Law Review* (2009) 8–45.

Krieger, 'A Conflict of Norms: The Relationship Between Humanitarian Law and Human Rights Law in the ICRC Customary Law Study', 11 *Journal of Conflict and Security Law* (2006) 265–291.

Lubell, 'Challenges in Applying Human Rights Law to Armed Conflict', 87 *International Review of the Red Cross* (2005) 737–754.

Murray, Wilmshurst, Hampson, Garraway, Lubell, and Akande, '*Practitioners' Guide to Human Rights Law in Armed Conflict*' (2016).

Oberleitner, Human Rights in Armed Conflict: Law, Practice, Policy (2015) 81-141.

Salmon, 'Institutional Approach between IHL and IHRL: Current Trends in the Jurisprudence of the Inter-American Court of Human Rights', 5 *Journal of International Humanitarian Legal Studies* (2014) 152–185.

## Non-international armed conflict

Abresch, 'A Human Rights Law of Internal Armed Conflict: The European Court of Human Rights in Chechnya', 16 *European Journal of International Law* (2005) 741–767.

Arnold and Quénivet, International Humanitarian Law and Human Rights Law: Towards a New Merger in International Law (2008) 15-56, 269-293.

Bowring, 'Fragmentation, Lex Specialis and the Tensions in the Jurisprudence of the European Court of Human Rights', 14 *Journal of Conflict and Security Law* (2009) 485–498.

Hill-Cawthorne, 'Humanitarian Law, Human Rights Law and Bifurcation of Armed Conflict', 64 *International and Comparative Law Quarterly* (2015) 293–325.

Kretzmer, 'Rethinking the Application of IHL in Non-International Armed Conflicts', 42 *Israel Law Review* (2009) 8–45.

Larsen, Cooper, and Nystuen, *Searching for a "Principle of Humanity" in International Humanitarian Law* (2013) 86-149.

Lubell, 'Challenges in Applying Human Rights Law to Armed Conflict', 87 *International Review of the Red Cross* (2005) 737–754.

Meron, 'The Humanization of Humanitarian Law', 94 American Journal of International Law (2000) 239-278.

Murray, Human Rights Obligations of Non-State Armed Groups (2016).

Murray, Wilmshurst, Hampson, Garraway, Lubell, and Akande, '*Practitioners' Guide to Human Rights Law in Armed Conflict*' (2016).

Oberleitner, Human Rights in Armed Conflict: Law, Practice, Policy (2015) 206-219.

Provost, International Human Rights and Humanitarian Law (2002) 253-276.

Sassòli, 'The Role of International Human Rights and Humanitarian Law in New Types of Armed Conflicts', in Ben-Naftali, *International Humanitarian Law and International Human Rights Law: Pas de Deux* (2011) 34-94.

## **Belligerent occupation**

Arnold and Quénivet, International Humanitarian Law and Human Rights Law: Towards a New Merger in International Law (2008) 121-132, 155-195.

Ben-Naftali, 'PathoLAWgical Occupation: Normalizing the Exceptional Case of the Occupied Palestinian Territory and Other Legal Pathologies', in Ben-Naftali, *International Humanitarian Law and International Human Rights Law: Pas de Deux* (2011) 129-200.

Campanelli, 'The Law of Military Occupation Put to the Test of Human Rights Law', 90 International Review of the Red Cross 871 (2008) 653-668.

Gross, 'Human Proportions: Are Human Rights the Emperor's New Clothes of the International Law of Occupation?' 18 European Journal of International Law (2007) 1–35.

Murray, Wilmshurst, Hampson, Garraway, Lubell, and Akande, '*Practitioners' Guide to Human Rights Law in Armed Conflict*' (2016).

Oberleitner, Human Rights in Armed Conflict: Law, Practice, Policy (2015) 220-231.

## Principle of humanity

Cassese, 'The Martens Clause: Half a Loaf or Simply Pie in the Sky', 11 *European Journal of International Law* (2000) 187-216.

Larsen, Cooper, and Nystuen, *Searching for a "Principle of Humanity"* in *International Humanitarian Law* (2013) 1-72, 86-149, 349-358.

Meron, 'The Humanization of Humanitarian Law', 94 American Journal of International Law (2000) 239-278.

Meron, 'The Martens Clause, Principles of Humanity, and Dictates of Public Conscience', 94 American Journal of International Law (2000) 78–89.

Salter, 'Reinterpreting Competing Interpretations of the Scope and Potential of the Martens Clause', 17 *Journal of Conflict and Security Law* (2012) 403–437.

## Use of force

Gaggioli, ICRC Expert Meeting: The Use of Force in Armed Conflicts Interplay Between the Conduct of Hostilities and Law Enforcement Paradigms (2013).

Horowitz, 'Ending the global war: the power of human rights in a time of unrestrained armed conflict', in Ohlin (ed.), *Theoretical boundaries of armed conflict and human rights* (2016) 157-191.

Watkin, 'Controlling the Use of Force: A Role for Human Rights Norms in Contemporary Armed Conflict', 98 American Journal of International Law 1 (2004) 1-34.

## **Remedies**

Gaeta, 'Are Victims of Serious Violations of International Humanitarian Law Entitled to Compensation?', in Ben-Naftali (ed.), *International Humanitarian Law and International Human Rights Law: Pas de Deux* (2011) 305-327.

Oberleitner, Human Rights in Armed Conflict: Law, Practice, Policy (2015) 316-339.

Provost, International Human Rights and Humanitarian Law (2002) 315-337.

Ronzitti, 'Reparation for Damage Suffered as a Consequence of Breaches of the Law of War,' in Vrdoljak and Lenzerini, *International Law for Common Goods: Normative Perspectives on Human Rights, Culture and Nature* (2014) 103-115.

## International Trade Law

#### Integration and convergence

Bartels, 'Article XX of GATT and the Problem of Extraterritorial Jurisdiction: The Case of Trade Measures for the Protection of Human Rights', 36 *Journal of World Trade* (2002) 353-403.

Blackett, 'Mapping the Equilibrium Line: Fundamental Principles and Rights at Work and the Interpretive Universe of the World Trade Organization', 65 *Sascatchewan Law Review* (2002), 369-392.

Choudhury *et al.*, 'A Call for a WTO Ministerial Decision on Trade and Human Rights', in Cottier and Delimatsis (eds.), *The prospects of international trade regulation: from fragmentation to coherence* (2011) 323-358.

Fisseha, 'The Human Rights Approach to Markets in the World Trade Organization, United Nations and International Labour Organization', 3 *Scientific Journal for Theory and Practice of Socio-Economic Development* (2014) 173-178.

Haugen, 'The Nature of Social Human Rights Treaties and Standard-setting WTO treaties: a question of hierarchy?', 76 Nordic Journal of International Law (2007) 435-464.

Petersmann *et al.*, 'I. Conceptual Questions: Defining and Connecting in Two Fields', in Abott, Breining, and Cottier (eds.), *International Trade and Human Rights* (2006) 29-245.

Petersmann, 'From ``Negative'' to ``Positive'' Integration in the WTO: Time for `Mainstreaming Human Rights' into WTO Law?', 37 *Common Market Law Review* (2000) 1363-1382.

Petersmann, 'Human Rights and International Economic Law in 21<sup>st</sup> Century, The Need to Clarify their interrelationships', 4 *Journal of International Economic Law* (2001) 3-39.

Petersmann, 'Human Rights, International Economic Law and 'Constitutional Justice'', 19 *European Journal of International Law* (2008) 769-798.

Petersmann, 'International Trade Law, Human Rights and Theories of Justice', in Charnovitz and Steger and Van den Bossche (eds.), *Law in the Service of Human Dignity Essays in Honour of Florentino Feliciano* (2005) 44-57.

Petersmann, 'The WTO Constitution and Human Rights', 3 *Journal of International Economic Law* (2000) 19-25.

Petersmann, 'Time for a United Nations 'Global Impact' for integrating Human Rights into the Law of Worldwide Organizations: Lessons from the European Integration', 13 *European Journal of International Law* (2002) 621-650.

Powell, 'The Place of Human Rights Law in World Trade Organization Rules' 16 *Florida Journal of International Law* (2004) 1-13.

Yigzaw, 'Hierarchy of Norms: The Case for the Primacy of Human Rights Over WTO Law', 1 International Journal of International Law (2014) 1-41.

Zonaid, 'Trading in Human Rights: Questioning the Advance of Human Rights into the World Trade Organization', 15 *Florida Journal of International Law* (2015) 261-295.

#### Fragmentation and divergence

Aaronson and Abouharb, 'Is More Trade Always Better? The WTO and Human Rights in Conflict Zones', 47 *Journal of World Trade* (2013) 1091-1127.

Aaronson and Zimmerman (eds.), *Trade Imbalance: The Struggle to Weight Human Rights Concerns in Trade Policymaking* (2008).

Alston, 'Resisting the Merger and Acquisition of HR treaties by Trade Law: A reply to Petersmann', 13 *European Journal of International Law* (2002) 815-844.

Dommen, 'Raising Human Rights Concerns in the World Trade Organization: Actors, Processes and Possible Strategies', 24 *Human Rights Quarterly* (2002) 1-50.

Reid, Balancing Human Rights, Environmental Protection and International Trade, Lessons from the EU Experience (2015).

Hilpold, 'Human Rights and WTO Law: From Conflict to Coordination', 45 Archiv des Völkerrechts (2007) 484-516.

Hilpold, 'WTO Law and Human Rights: Bringing Together Two Autopoetic Orders', 15 *Chinese Journal of International Law* (2011) 232-285.

Howse, 'Human Rights in the WTO: Whose Rights, What Humanity? Comment on Petersmann', 13 *European Journal of International Law* (2002) 651-659.

Konstantinov, 'Human Rights and the WTO: Are They Really Oil and Water?' 43 *Journal of World Trade* (2009) 317-338.

Lang, 'Inter-regime encounters', in Joseph, Kinley and Waincymer, *World Trade Organization and Human Rights* (2009) 163-189.

Lang, 'Regime encounters: trade and human rights', in *World trade law after neoliberalism: re-imagining the global economic order* (2011) 23-158.

Lim, 'Trade and Human Rights What's at Issue?', 35 Journal of World Trade (2001) 275-300.

Marceau, 'WTO Dispute Settlement and Human Rights', 13 *European Journal of International Law* (2002) 753-814.

Zagel, 'WTO and Human Rights: Examining Linkages and Suggesting Convergence', 2 International Development Law Organisation – Jurist Paper Series (2005) 1-37.

#### Socio-economic rights

Caliari, 'Trade, Investment, Finance and Human Rights: Assessment and Strategy Paper', 11 *International Journal on Human Rights* (2009) 141-159.

Herwig, 'WTO Non-Violation or Situation Complaints: A Remedy for Extraterritorial Effects on the Human Right to an Adequate Standard of Living', 3 *Global Policy* (2012) 471-476.

Howse and Teitel, 'Beyond the Divide: The International Covenant on Economic, Social and Political Rights and the World Trade Organization', in Joseph, Kinley, and Waincymer, *World Trade Organization and Human Rights* (2009) 39-68.

Moon, 'Fair in form, but discriminatory in operation – WTO Law's discriminatory effects on human rights in developing countries', 14 *Journal of International Economic Law* (2015) 553-592.

Moon, 'Trading in Good Faith? Importing States' Economic Human Rights Obligations into WTO's Doha Round Negotiations', 13 *Human Rights Law Review* (2013) 245-285.

Morijn, *Reframing Human Rights and Trade, Potential and Limits of Human Rights Perspective of WTO Law on Cultural and Educational Goods and Services* (2010).

## Right to food

Breining-Kaufmann, 'The Right to Food and Trade in Agriculture', in Abott, Breining, and Cottier (eds.), *International Trade and Human Rights* (2006) 341-381.

De Shutter, 'The Roles of Human Rights in Shaping International Regulatory Regimes', 79 *Social Research* (2012) 785-818.

Edwardson, 'Food: Comments', in Abott, Breining, and Cottier (eds.), *International Trade and Human Rights* (2006) 382-390.

Joseph, 'The WTO and the Right to Food', in *Blame it on the WTO?: A Human Rights Critique* (2011) 181-213.

#### Right to health

Abbott, 'The Rule of Reason and the Right to Health: Integrating Human Rights and Competition Principles in the Context of TRIPS', in Abott, Breining, and Cottier (eds.), *International Trade and Human Rights* (2006) 279-300.

Foster, 'Public Opinion and the Interpretation of the World Trade Organisation's Agreement on Sanitary and Phytosanitary Measures', in Joseph, Kinley and Waincymer, *World Trade Organization and Human Rights* (2009) 285-312.

Hestermeyer, Human Rights and WTO, The Case of Patents and Access to Medicines (2008).

Joseph, 'TRIPS and the Right to Health', in *Blame it on the WTO?: A Human Rights Critique* (2011) 214-245.

MacNaughton and Forman, 'Human Rights and Health Impact Assessments of Trade-Related Intellectual Property Rights: A Comparative Study of Experiences in Thailand and Peru', 14 *Journal of Human Rights* (2015) 124-148.

Meng, 'Tobacco: Comments', in Abott, Breining, and Cottier (eds.), *International Trade and Human Rights* (2006) 334-340.

Musungu and Ranjan, 'Health: Comments', in Abott, Breining, and Cottier (eds.), *International Trade and Human Rights* (2006) 301-310.

Smis, Sevidzem Kingah and Janssens, 'TRIPs and Human Rights: Access to Cheaper AIDS Medicines', in Wouters, *et al.*, (eds.), *Accountability for Human Rights Violations by International Organisations* (2010) 484-505.

Taylor, 'The WHO Framework Convention on Tobacco', in Abott, Breining, and Cottier (eds.), *International Trade and Human Rights* (2006) 322-333.

Xiong, An International Law Perspective on the Protection of Human Rights in the TRIPS Agreement (2012).

#### Environmental protection

Reid, Balancing Human Rights, Environmental Protection and International Trade, Lessons from the EU Experience (2015).

Francioni (ed.), Environment, Human Rights and International Trade (2001).

Chichilnisky, 'Energy Security, Economic Development and Climate Change: Carbon Markets and the WTO', in S. Joseph, D. Kinley and J. Waincymer, *World Trade Organization and Human Rights* (2009) 345-364.

#### Poverty and development

Aaronson and Zimmerman, 'Fair Trade?: How Oxfam Presented a Systemic Approach to Poverty, Development, Human Rights and Trade', 28 *Human Rights Quarterly* (2006) 998-1030.

Bardhan, 'Globalisation and Human Rights: An Economist's Perspective', in Joseph, Kinley and Waincymer, *World Trade Organization and Human Rights* (2009) 91-108.

Joseph, 'The WTO, Poverty, and Development', in *Blame it on the WTO?: A Human Rights Critique* (2011) 142-181.

Meckled-Garcia, 'Does the WTO Violate Human Rights (and Do I Help It)? Beyond the Metaphor of Culpability for Systemic Global Poverty', 62 *Political Studies* (2014) 435-451.

Mengesha, 'Rethinking the Rules and Principles of the International Trade Regime: Feminist Perspectives', 22 Agenda: Empowering Women for Gender Equity (2008) 13-26.

Núñez Évora, ''The WTO Legality of the Withdrawal of Tariff Preferences Based on Human Rights Violations: The Case of the EU GSP in Cambodia'', 10 *Global Trade and Customs Journal* (2015) 118-128.

#### **Civil and political rights**

#### Non-discrimination

Moon, 'Fair in form, but discriminatory in operation – WTO Law's discriminatory effects on human rights in developing countries', 14 *Journal of International Economic Law* (2015) 553-592.

Moon, 'Trading in Good Faith? Importing States' Economic Human Rights Obligations into WTO's Doha Round Negotiations', 13 *Human Rights Law Review* (2013) 245-285.

#### Freedom of expression

Broude and Hestermeyer, 'Tortuous Boundaries and Overlaps: Free Trade and Free Speech in International Law', 103 American Society of International Law (2009) 484-485.

Cottier and Khorana, 'Freedom of Expression: Linkages between Freedom of Expression and Competition Rules in International Trade- The Hertel case and beyond', in Abott, Breining, and Cottier (eds.), *International Trade and Human Rights* (2006) 245-272.

Graber, 'Freedom of Expression: Comments', in Abott, Breining, and Cottier (eds.), *Human Rights and International Trade* (2005) 273-278.

#### Labour rights

Bardhan, 'Globalisation and Human Rights: an economist's perspective', in Joseph, Kinley and Waincymer, *World Trade Organization and Human Rights* (2009) 91-108.

McCrudden and Davis, 'A Perspective on Trade and Labor Rights', in Francioni (ed.), *Environment, Human Rights and International Trade* (2001) 179-198.

Moon and Harris, 'GATT Article XX and Human Rights: What Do We Know from the First 20 Years?', 14 *Melbourne Journal of International Law* (2015) 1-54.

Petersmann, 'The 'Human Rights Approach' Advocated by the UN High Commissioner for Human Rights and by the International Labour Organization: Is It Relevant for WTO Law and Policy?', 7 Journal of International Economic Law (2004) 605-627.

Thomas, 'The WTO and Labor Rights: Strategies of Linkage', in Joseph, Kinley and Waincymer, *World Trade Organization and Human Rights* (2009) 257-284.

Williams, 'Addressing Child Labour: Reflections on the WTO's Role', 14 Journal of International Trade Law and Policy (2015) 4-22.

#### **Intellectual property rights**

Cassimatis, Human Rights Related Trade Measures under International Law: The Legality of Trade Measures Imposed in Response to Violations of Human Rights Obligations under General International Law (2007).

Chapman, 'The Human Rights Implications of Intellectual Property Protection', 5 Journal of International Economic Law (2002) 861-882.

Harrison, 'A Case-Study of Compliance and Cooperation-Based Measures: The TRIPS Agreement and the Access to Essential Medicines', in *The Human Rights Impact of the WTO* (2007) 149-172.

Helfer, 'Mediating Interactions in an Expanding International Intellectual Property Regime', in Abott, Breining, and Cottier (eds.), *International Trade and Human Rights* (2006) 180-191.

Mercurio, Davies and Lester, 'Beyond Trade in Goods: Domestic Regulation, Services, Investment, Procurement and Intellectual Property' in *World Trade Law Texts, Materials and Commentary* (2012), 571-810.

Smis, Sevidzem Kingah and Janssens, 'TRIPs and Human Rights: Access to Cheaper AIDS Medicines', in Wouters, Brems, Smis and Schmitt (eds.), *Accountability for human rights violations by international organisations* (2010) 484-505.

Xiong, An International Law Perspective on the protection of human rights in the TRIPS Agreement (2012).

## **Remedies**

Cassimatis, Human Rights Related Trade Measures Under International Law: The Legality of Trade Measures Imposed in Response to Violations of Human Rights Obligations under General International Law (2007).

Chan, 'Using the WTO for the Protection of Human Rights in China?' 19 *European Business Law Review* (2008) 605-628.

Denkers and Jägers, 'The WTO: an obstacle to enforcing human rights obligations?', in Wouters, Brems, Smis, and Schmitt (eds.), *Accountability for human rights violations by international organisations* (2010) 461-484.

Footer, 'The WTO as a 'living instrument': the contribution of consensus decision-making and informality to institutional norms and practices', in Cottier and Elsig (eds.), *Governing the World Trade Organization: past, present and beyond Doha* (2011) 217-240.

Gao, 'Google's China Problem: A Case Study on Trade, Technology and Human Rights Under the GATS', 6 Asian Journal of WTO & International Health Law and Policy (2011) 349-387.

Ife Ogbonna, 'Protecting Human Rights as Public Morals under the General Agreement on Tariffs and Trade (GATT) 1994', 3 International Human Rights Law Review (2014) 97-121.

Joseph, "Human Rights' Restrictions on Trade', in *Blame it on the WTO?: A Human Rights Critique* (2011) 91-141.

Marwell, 'Trade and Morality: The WTO Public Morals Exception after Gambling', 81 New York University Law Review (2006) 802-842.

Vázquez, 'Trade Sanctions and Human Rights – Past, Present, and Future', 6 *Journal of International Economic Law* (2003) 797-839.

Vidal-Leon, 'Corporate Social Responsibility, Human Rights, and the World Trade Organization', 16 *Journal of International Economic Law* (2013) 893-920.

Wu, 'Free Trade and the Protection of Public Morals: An Analysis of the Newly Emerging Public Morals Clause Doctrine', 33 *Yale Journal of International Journal* (2008) 215-251.

## **International Investment Law**

#### **Regime interaction**

Al Faruque, 'Mapping the Relationship between Investment Protection and Human Rights', 11 *Journal of World Investment & Trade* (2010) 539-560.

Blake, 'Moral Damages in Investment Arbitration: A Role for Human Rights?', 3 Journal of International Dispute Settlement (2012) 371-470.

Davitti, 'On the Meanings of International Investment Law and International Human Rights Law: The Alternative Narrative of Due Diligence', 12 *Human Rights Law Review* (2012) 421-454.

De Vietri, 'Incorporating Humanity and the Global Economy the Law of International Investment and Human Rights', 15 International Trade and Business Law Review (2012) 211-229.

Fry, 'International Human Rights Law in Investment Arbitration: Evidence of International Law's Unity', 18 *Duke Journal of Comparative & International Law* (2007-2008) 77-150.

Kingsbury and Schill, 'Public Law Concepts to Balance Investors' Rights with State Regulatory Actions in the Public Interest: The Concept of Proportionality' in Schill (eds.), *International Investment Law and Comparative Public Law* (2010) 75-104.

Klein, 'Human Rights and International Investment Law: Investment Protection as Human Right', 4 Goettingen Journal of International Law (2012) 179-196.

Krommendijk and Morijn, 'Proportional' by What Measure(s)? Balancing Investor Interests and Human Rights by Way of Applying the Proportionality Principle in Investor-State Arbitration' in Dupuy, Petersmann, and Francioni (eds.), *Human Rights in International Investment Law and Arbitration* (2009) 422-451.

Kutler, 'Human Rights Promotion through Transnational Investment Regimes: An International Political Economy Approach', 1 *Politics and Governance* (2013) 16-31.

Paparinskis, 'Investment Treaties, General International Law, and International Human Rights Law' in *The International Minimum Standard and Fair and Equitable Treatment* (2013) 171-180.

Petersmann, 'Constitutional Theories of International Economic Adjudication and Investor-State Arbitration' in Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 137-196.

Petersmann, 'Human Rights, Constitutionalism, and 'Public Reason' in Investor- State Arbitration' in Binder, Kriebaum, Reinisch, and Wittich (eds.), *International Investment Law for the 21st Century: Essays in Honour of Christoph Schreuer* (2009) 877-893.

Kläger, Fair and Equitable Treatment in International Invesment Law (2011) 310-317.

Radi, 'Realizing Human Rights in Investment Treaty Arbitration: A Perspective from within the International Investment Law Toolbox', 37 *North Carolina Journal of International Law and Commercial Regulation* (2011-2012) 1107-1186.

Reiner and Schreuer, 'Human Rights and International Investment Arbitration' in Dupuy, Petersmann, and Francioni (eds.), *Human Rights in International Investment Law and Arbitration* (2009) 82-96.

Schill, 'Cross-Regime Harmonization through Proportionality Analysis: The Case of International Investment Law, the Law of State Immunity and Human Rights' 27 *ICSID Review: Foreign Investment Law Journal* (2012) 87-119.

Schlemmer-Schulte, 'Fragmentation of International Law: The Case of International Finance & Investment Law versus Human Rights Law', 25 *Pacific McGeorge Global Business & Development Law Journal* (2012) 409-424.

Simma and Kill, 'Harmonizing Investment Protection and International Human Rights: First Steps Towards Methodology' Binder, Kriebaum, Reinisch, and Wittich (eds.), *International Investment Law for the 21st Century: Essays in Honour of Christoph Schreuer* (2009) 678-707.

Simma, 'Foreign Investment Arbitration: A Place for Human Rights', 60 International and Comparative Law Quarterly (2011) 573-596.

Sweet and Grisel, 'Transnational Investment Arbitration: From Delegation to Constitutionalization' in Dupuy, Petersmann, and Francioni (eds.), *Human Rights in International Investment Law and Arbitration* (2009) 118-136.

Sweet, 'Investor-State Arbitration: Proportionality's New Frontier', 4 *Law & Ethics of Human Rights* (2010) 47-76.

Watt, 'The Contested Legitimacy of Investment Arbitration and the Human Rights Ordeal: The Missing Link' in Mattli and Dietz (eds.), *International Arbitration and Global Governance: Contending Theories and Evidence* (2014) 214-240.

Weiler, 'Balancing Human Rights and Investor Protection: A New Approach for a Different Legal Order', 27 *Boston College International & Comparative Law Review* (2004) 429-452.

## **Fragmentation**

Choudhury, 'Democratic Implications Arising from the Intersection of Investment Arbitration and Human Rights', 46 *Alberta Law Review* (2008-2009) 983-1008.

Gabisa, 'Fate of International Human Rights Norms in the Realm of Bilateral Investment Treaties (BITs): Has Humanity Become a Collateral Damage', 48 International Lawyer (2014) 153-168.

Hirsch, 'Diffusion of Norms and its Limits: Socio-Legal Fragmentation, Investment Tribunals, and Human Rights Law' in *Invitation to the Sociology of International Law* (2015) 128-156.

Hirsch, 'Investment Tribunals and Human Rights: Divergent Paths' in Dupuy, Petersmann, and Francioni (eds.), *Human Rights in International Investment Law and Arbitration* (2009) 97-114.

Karamanian, 'Human Rights Dimensions of Investment Law' in De Wet and Widmar (eds.), *Hierarchy in International Law: The Place of Human Rights* (2012) 236-271.

Kriebaum, 'The Nature of Investment Disciplines', in Douglas, Pauwelyn, and Viñuales (eds.) *The Foundations of International Investment Law: Bringing Theory into Practice* (2014) 45-72.

Kube and Petersmann, 'Human Rights Law in International Investment Arbitration', 11 Asian Journal of WTO and International Health Law and Policy (2016) 65-114.

Leader, 'Human Rights, Risks, and New Strategies for Global Investment', 9 Journal of International Economic Law (2006) 657-706.

Pararinskis, 'Analogies and Other Regimes of International Law' in Douglas, Pauwelyn, and Viñuales (eds.) *The Foundations of International Investment Law: Bringing Theory into Practice* (2014) 73-107.

Savarese, 'Coherence of EU Law: The Promotion of Investments vs. the Protection of Human Rights', 23 Italian Yearbook of International Law (2013) 91-112.

#### **Investment treaties and regulation**

Choudhury, 'Exception Provisions as a Gateway to Incorporating Human Rights Issues into International Investment Agreements' 49 *Columbia Journal of Transnational Law* (2010-2011) 670-716.

Gabisa, 'Fate of International Human Rights Norms in the Realm of Bilateral Investment Treaties (BITs): Has Humanity Become a Collateral Damage', 48 International Lawyer (2014) 153-168.

Kläger, Fair and Equitable Treatment in International Invesment Law (2011) 89-112.

Knoll-Tudor, 'The Fair and Equitable Treatment Standard and Human Rights Norms' in Dupuy, Petersmann, Francioni (eds.), *Human Rights in International Investment Law and Arbitration* (2009) 310-343.

Kutler, 'Human Rights Promotion through Transnational Investment Regimes: An International Political Economy Approach', 1 *Politics and Governance* (2013) 16-31.

Mouyal, International Investment Law and the Right to Regulate - A human rights perspective (2016).

Paparinskis, 'Investment Treaties, General International Law, and International Human Rights Law' in *The International Minimum Standard and Fair and Equitable Treatment* (2013) 171-180.

Schill, 'General Principles of Law' in Gazzini and Brabandere (eds.) *International Investment Law: The Sources of Rights and Obligations* (2012) 133-181.

Weiler, *The Interpretation of International Investment Law: Equality, Discrimination and Minimum Standards of Treatment in Historical Context* (2013) 169-179.

## **Discrimination**

Baetens, 'Discrimination on the Basis of Likeness: Determining Likeness in Human Rights and Investment Law' in Schill (eds), *International Investment Law and Comparative Public Law* (2010) 280-316.

Ortino, 'Non-Discriminatory Treatment in Investment Disputes' in Dupuy, Petersmann, Francioni (eds.), *Human Rights in International Investment Law and Arbitration* (2009) 344-366.

Weiler, The Interpretation of International Investment Law: Equality, Discrimination and Minimum Standards of Treatment in Historical Context (2013) 415-454.

## Social and economic rights

Marrella, 'On the Changing Structure of International Investment Law: The Human Right to Water and ICSID Arbitration' 12 International Community Law Review (2010) 335-360.

McIntyre, 'Emergence of the Human Right to Water in an Era of Globalization and Its Implications for International Investment Law' in Addicott, Bhuiyan, and Chowdhury (eds.) *Globalization, International Law, and Human Rights* (2012) 147-176.

Morgera, 'Human Rights Dimensions of Corporate Environmental Accountability' in Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 511-524.

Nowrot, 'How to Include Environmental Protection, Human Rights and Sustainability in International Investment Law' 15 *Journal of World Investment & Trade* (2014) 612-644.

Puvimanasinghe, Foreign Investment, Human Rights and the Environment: A Perspective from South Asia on The Role of Public International Law for Development (1) (2007).

Richardson, Socially Responsible Investment Law: Regulating the Unseen Polluters (2008).

Thielbörger, 'The Human Right to Water Versus Investor Rights: Double-Dilemma or Pseudo Conflict?' in Dupuy, Petersmann, and Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 487-510.

Watt, 'The Contested Legitimacy of Investment Arbitration and the Human Rights Ordeal: The Missing Link' in Mattli and Dietz (eds), *International Arbitration and Global Governance: Contending Theories and Evidence* (2014) 214-240.

## Sustainable development

Nowrot, 'How to Include Environmental Protection, Human Rights and Sustainability in International Investment Law' 15 *Journal of World Investment & Trade* (2014) 612-644.

Pavoni, 'Environmental Rights, Sustainable Development, and Investor-State Case Law: A Critical Appraisal' in Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 525-556.

Hindelang and Krajewski (eds), *Shifting Paradigms in International Investment Law: More Balanced, Less Isolated, Increasingly Diversified* (2016).

Vadi, 'Reconciling Public Health and Investor Rights: The Case of Tobacco' in Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 452-486.

Schutter, Wouters, De Man, Hachez, 'Foreign Direct Investment, Human Development and Human Rights: Framing the Issues.' 3 *Human Rights & International Legal Discourse* (2009) 137-176.

## **Civil and political rights**

Choudhury, 'Democratic Implications Arising from the Intersection of Investment Arbitration and Human Rights', 46 *Alberta Law Review* (2008-2009) 983-1008.

Kriebaum, 'The Nature of Investment Disciplines', in Douglas, Pauwelyn, Viñuales (eds) *The Foundations of International Investment Law: Bringing Theory into Practice* (2014) 45-72.

Nikken, 'Balancing of Human Rights and Investment Law in the Inter-American System of Human Rights' in Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 246-274.

Waincymer, 'Balancing Property Rights and Human Rights in Expropriation' in Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 275-309.

#### **Responsibility and remedies**

Blake, 'Moral Damages in Investment Arbitration: A Role for Human Rights?', 3 Journal of International Dispute Settlement (2012) 371-407.

Francioni, 'Access to Justice, Denial of Justice and International Investment Law', 20 European Journal of International Law (2009) 729-747.

Kutler, 'Human Rights Promotion through Transnational Investment Regimes: An International Political Economy Approach', 1 *Politics and Governance* (2013) 16-31.

Leader, 'Human Rights, Risks, and New Strategies for Global Investment', 9 Journal of International Economic Law (2006) 657-706.

Morgera, 'Human Rights Dimensions of Corporate Environmental Accountability' in Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 511-524.

Reiner and Schreuer, 'Human Rights and International Investment Arbitration' in Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 82-96.

Sheffer, 'Bilateral Investment Treaties: A Friend or Foe to Human Rights' 39 *Denver Journal of International Law and Policy* (2010-2011) 483-522.

Watt, 'The Contested Legitimacy of Investment Arbitration and the Human Rights Ordeal: The Missing Link' in Mattli and Dietz (eds), *International Arbitration and Global Governance: Contending Theories and Evidence* (2014) 214-240.

## Alternative forums

Blake, 'Moral Damages in Investment Arbitration: A Role for Human Rights?', 3 Journal of International Dispute Settlement (2012) 371-407.

De Witte, 'Balancing of Economic Law and Human Rights by the European Court of Justice' in Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 197-207.

Dimopoulos, 'EC Free Trade Agreements: An Alternative Model for Addressing Human Rights in Foreign Investment Regulation' in Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 565-594.

Nikken, 'Balancing of Human Rights and Investment Law in the Inter-American System of Human Rights' in P. Dupuy, Petersmann, Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 246-274.

Nowrot, 'How to Include Environmental Protection, Human Rights and Sustainability in International Investment Law' 15 *The Journal of World Investment & Trade* (2014) 612-644.

Petersmann, 'Constitutional Theories of International Economic Adjudication and Investor-State Arbitration' in P. Dupuy, E. Petersmann, F. Francioni (eds), *Human Rights in International Investment Law and Arbitration* (2009) 137-196.

Savarese, 'Coherence of EU Law: The Promotion of Investments vs. the Protection of Human Rights', 23 Italian Yearbook of International Law (2013) 91-112.

Schill, 'Cross-Regime Harmonization through Proportionality Analysis: The Case of International Investment Law, the Law of State Immunity and Human Rights' 27 *ICSID Review: Foreign Investment Law Journal* (2012) 87-119.

Tomuschat, 'The European Court of Human Rights and Investment Protection' in Binder, Kriebaum, Reinisch, Wittich (eds), International Investment Law for the 21st Century: Essays in Honour of Christoph Schreuer (2009) 636-656.

## International Environmental Law

## **Regime interaction**

Aizawa, 'Staying Human-centric at the Intersection of Climate Change and Human Rights', 34 Journal of Energy & Natural Resources Law (2016) 86–94.

Bratspies, 'The Intersection of International Human Rights and Domestic Environmental Regulation', 38 *Georgia Journal of International and Comparative Law* (2010) 649- 669.

Council of Europe, Manual on Human Rights and the Environment: Principles Emerging from the Caselaw of the European Court of Human Rights (2006).

Cramer, 'The Human Right to Information, The Environment and Information About The Environment: From The Universal Declaration To The Aarhus Convention', 14 *Communication Law and Policy* (2009) 73–103.

Desgagne, 'Integrating Environmental Values into the European Convention on Human Rights', 89 *The American Journal of International Law* (1995) 263–294.

Fitzmaurice, 'Public Participation in the North American Agreement on Environmental Cooperation', 52 *International and Comparative Law Quarterly* (2003) 333-368.

Grant and Das, 'Land Grabbing, Sustainable Development and Human Rights', 4 *Transnational Environmental Law*, (2015) 289–317.

Knox, 'Linking Human Rights and Climate Change at The United Nations', 33 *Harvard Environmental Law Review* (2009) 477-498.

Kravchenko and Bonine, 'Why Human Rights and the Environment? in *Human Rights and The Environment, Cases, Law and Policy* (2008).

Lytton, 'Environmental Human Rights: Emerging Trends in International Law and Ecocide', 13 *Environmental Claims Journal* (2000) 73–91.

McGoldrick, 'Sustainable Development and Human Rights: An Integrated Conception', 45 *International and Comparative Law Quarterly* (1996) 796-818.

Mooney, 'Promoting the Rule of Law in the Intersection of Business, Human Rights, and Sustainability', 46 *Georgetown Environmental Law Review* (2015) 1135-1150.

Shelton, 'Human Rights and the Environment: What Specific Environmental Rights Have Been Recognized?', 35 *Denver Journal of International Law and Policy* (2006) 129- 171.

Francioni, 'International Human Rights in an Environmental Horizon', 21 European Journal of International Law, (2010) 41-53.

#### **Right to Environment**

Boyd, The Environmental Rights Revolution: A Global Study of Constitutions, Human Rights, and the Environment (2012).

Boyle, 'Human Rights or Environmental Rights? A Reassessment', 18 Fordham Environmental Law Journal (2007) 471-511.

Cantley-Smith, 'A Human Right to a Healthy Environment' in Gerber and Castan (eds), *Contemporary Perspectives on Human Rights Law in Australia* (2012).

Collins, 'Are We There Yet? The Right to Environment in International and European Law', 3 *McGill International Journal of Sustainable Development Law and Policy* (2007) 119-153.

Desgagne, 'Integrating Environmental Values into the European Convention on Human Rights', 89 *The American Journal of International Law* (1995) 263–294.

Feliziani, 'The Duty of Member States to Guarantee the Right to a Healthy Environment: A Consideration of European Commission v Italy (C-297/08)', 24 *Journal of Environmental Law* (2012) 535–546.

Fijalkowski et al. (eds), The Right of the Child to a Clean Environment (2000).

Lytton, 'Environmental Human Rights: Emerging Trends in International Law and Ecocide', 13 *Environmental Claims Journal* (2000) 73–91.

McGoldrick, 'Sustainable Development and Human Rights: An Integrated Conception', 45 *International and Comparative Law Quarterly* (1996) 796-818.

Fioravanti, Dejeant-Pons and Pallemaerts (eds.), *Human Rights and the Environment: Compendium of Instruments and Other International Texts on Individual and Collective Rights Relating to the Environment in the International and European Framework* (2002).

Shelton, 'Human Rights, Environmental Rights and the Right to the Environment', *Stanford Environmental Law Journal* (2012) 103-138.

## **Procedural rights**

Anton and Shelton, 'Procedural Human Rights and the Environment' in *Environmental Protection and Human Rights* (2011).

Boyle, 'Human Rights and the Environment: Where Next?', 23 *European Journal of International Law* (2012), 613–642.

Cameron and Mackenzie, 'Access to Environmental Justice and Procedural Rights in International Institutions' in Boyle and Anderson (eds), *Human Rights Approaches to Environmental Protection* (1998).

Cramer, 'The Human Right to Information, The Environment and Information About the Environment: From the Universal Declaration to the Aarhus Convention', 14 *Communication Law and Policy* (2009) 73–103.

Desgagne, 'Integrating Environmental Values into the European Convention on Human Rights', 89 *American Journal of International Law* (1995), 263–294.

Edwards, 'A Review of the Court of Justice's Case Law in Relation to Waste and Environmental Impact Assessment: 1992–2011' 25 *Journal of Environmental Law* (2013), 515–530.

Fitzmaurice, 'Public Participation in the North American Agreement on Environmental Cooperation' 52 International and Comparative Law Quarterly (2003) 333-368.

Francioni, International Human Rights in an Environmental Horizon, 21 European Journal of International Law (2010) 41-53.

Knox, 'The Myth and Reality of Transboundary Environmental Impact Assessment' 96 American Journal of International Law (2002) 291–319.

Kravchenko and Bonine, 'Public Participation' in *Human Rights and The Environment, Cases, Law and Policy* (2008) 259-310.

Kravchenko and Bonine, 'Right to Information' in *Human Rights and The Environment, Cases, Law and Policy* (2008) 219-258.

Lee, 'Public Participation and Climate Change Infrastructure' 25 *Journal of Environmental Law* (2013) 33–62.

McCorquodale and Pangalangan, 'Pushing Back the Limitations of Territorial Boundaries' 12 *European Journal of International Law* (2001) 867–888.

Schall, 'Public Interest Litigation Concerning Environmental Matters before Human Rights Courts: A Promising Future Concept?', 20 *Journal of Environmental Law* (2008) 417–453.

## Substantive rights

Kravchenko and Bonine, 'Substantive Environmental Rights in International Law' in *Human Rights and The Environment, Cases, Law and Policy* (2008) 67-112.

Feliziani, 'The Duty of Member States to Guarantee the Right to a Healthy Environment: A Consideration of European Commission v Italy (C-297/08)', 24 *Journal of Environmental Law* (2012) 535–546.

Grant and Das, 'Land Grabbing, Sustainable Development and Human Rights' 4 *Transnational Environmental Law* (2015) 289–317.

Glinski and Rott, 'Waste Incineration - Legal Protection in European Environmental Law' 12 Journal of Environmental Law (2000) 129–154.

Kameri-Mbote and Cullet, 'Agro-biodiversity and International Law – A Conceptual Framework' 11 *Journal of Environmental Law* (1999) 257–279.

Bois, 'Water Rights and The Limits of Environmental Law' 6 Journal of Environmental Law (1994) 73–84.

Howarth, 'Aspirations and Realities under the Water Framework Directive: Proceduralisation, Participation and Practicalities', 21 *Journal of Environmental Law* (2009) 391–417.

Lange and Shepheard, 'Changing Conceptions of Rights to Water?: An Eco-Socio-Legal Perspective' 26 *Journal of Environmental Law* (2014) 215–242.

McIntyre, 'The Proceduralisation and Growing Maturity of International Water Law: Case Concerning Pulp Mills on the River Uruguay (Argentina v Uruguay), International Court of Justice, 20 April 2010', 22 Journal of Environmental Law (2010) 475–497. Kravchenko and Bonine, 'Right to Water' in *Human Rights and The Environment, Cases, Law and Policy* (2008) 113-146.

#### Indigenous people's rights

Anton and Shelton, 'Indigenous Peoples, Rights and the Environment' in *Environmental Protection and Human Rights* (2011).

Fabra, 'Indigenous peoples, Environmental Degradation and Human Rights: A Case Study' in A. Boyle and M. Anderson (eds), *Human Rights Approaches to Environmental Protection* (1998).

Kravchenko and Bonine, 'Indigenous Rights and Environment' in *Human Rights and The Environment, Cases, Law and Policy* (2008) 147-219.

Shutkin, 'International Human Rights Law and the Earth: The Protection of Indigenous Peoples and the Environment', 31 *Virginia Journal of International Law* (1991) 479- 511.

Thompson, 'Getting over the hump: Establishing a Right to Environmental Protection for Indigenous Peoples in the Inter-American Human Rights System' 19 *Journal of Transnational Law & Policy* (2009) 179-208.

Watters, 'Indigenous Peoples and the Environment: Convergence from a Nordic Perspective' 20 UCLA Journal of Environmental Law and Policy (2002) 237-304.

#### Sustainable development

Andreassen and Marks (eds.), Development as a Human Right (2007).

Cancado Trindade (ed.), Human Rights, Sustainable Development and the Environment (1995).

Grant and Das, 'Land Grabbing, Sustainable Development and Human Rights' 4 *Transnational Environmental Law* (2015) 289–317.

Hiskes, *The Human Right to A Green Future: Environmental Rights and Intergenerational Justice* (2008).

Jeffry, 'Biodiversity Conservation in the Context of Sustainable Human Development: A Call to Action' in Jeffrey, Firestone, and Bubna-Litic (eds.), *Biodiversity Conservation, Law + Livelihoods: Bridging the North-South Divide* (2008) 69-93.

Kiss and Shelton, International Environmental Law (1991) 104-109.

McGoldrick, 'Sustainable Development and Human Rights: An Integrated Conception' 45 International and Comparative Law Quarterly (1996) 796-818.

Natarajan and Khoday, 'Locating Nature: Making and Unmaking International Law' 27 *Leiden Journal of International Law* (2014) 573-593.

Schrijver, 'After us, the deluge? The Position of Future Generations of Humankind in International Environmental Law' in Salih (ed.), *Climate Change and Sustainable Development: New Challenges for Poverty Reduction* (2009).

The Report of the World Commission on Environment and Development: Our Common Future (1987).

Weiss, 'Our Rights and Obligations to Future Generations for the Environment' 84 *The American Journal of International Law* (1990) 198–207.

## **Displacement**

Culletf, 'Human Rights and Displacement: The Indian Supreme Court Decision on Sardar Sarovar in International Perspective', 50 International and Comparative Law Quarterly (2001) 973-987.

Havard, 'Seeking Protection: Recognition on Environmentally Displaced Persons Under International Human Rights Law', *Villanova Environmental Law Journal* (2007) 65-82.

Lopez, 'The Protection of Environmentally-Displaced Persons in International Law', 37 Lewis & Clark Law School Environmental Law Review (2007) 365-409.

## Climate Change

Aizawa, 'Staying Human-Centric at the Intersection of Climate Change and Human Rights', 34 Journal of Energy & Natural Resources Law (2016) 86–94.

Fisher, 'Human Rights in the Transition to a "Green Economy" – Critical Human Rights-Based Approaches to Climate Change in Norway' 32 *Nordic Journal of Human Rights* (2014) 258–279.

Knox, 'Linking Human Rights and Climate Change at The United Nations', 33 *Harvard Environmental Law Review* (2009) 477-498.

Kravchenko and Bonine, 'Human Rights and Climate Change' in *Human Rights and The Environment, Cases, Law and Policy* (2008).

Kravchenko, 'Right to Carbon or Right to Life: Human Rights Approaches to Climate Change', 9 Vermont Journal of Environmental Law (2007-2008) 513-548.

Limon, 'Human Rights and Climate Change: Constructing A Case for Political Action' 33 Harvard Environmental Law Review (2009) 439-476.

Mayer, 'Climate Change and International Law in the Grim Days' 24 European Journal of International Law (2013) 947–970.

McAdam and Ferris, 'Planned Relocations in the Context of Climate Change: Unpacking the Legal and Conceptual Issues' 4 *Cambridge Journal of International and Comparative Law* (2015) 137-166.

McInerney-Lankford, 'Climate Change and Human Rights: An Introduction to Legal Issues', 33 Harvard Environmental Law Review (2009) 431-438.

Olawuyi, 'Climate Justice and Corporate Responsibility: Taking Human Rights Seriously in Climate Actions and Projects', 34 *Journal of Energy & Natural Resources Law* (2016) 27–44.

Rajamani, 'The Increasing Currency and Relevance of Rights-Based Perspectives in the International Negotiations on Climate Change', 22 *Journal of Environmental Law* (2010) 391–429.

Regan, 'The Case for Enhancing Climate Change Negotiations with a Labor Rights Perspective', 35 *Columbia Journal of Environmental Law* (2010) 250-284.

Shelton, 'Equitable Utilization of the Atmosphere: A Rights-Based Approach to Climate Change', in Humphreys (ed.), *Human Rights and Climate Change* (2010) 91-125.

#### **Corporate Responsibility**

Anton and Shelton, 'Human Rights, the Environment, and Corporate Accountability' in *Environmental Protection and Human Rights* (2011) 863-976.

Fernando, 'Transnational Corporations and Public International Law' in *Foreign Investment, Human Rights and the Environment: A Perspective from South Asia on the Role of Public International Law for Development* (2007) 59-96.

Franconi, 'Environment, Human Rights and Limits of Free Trade' in *Environment, Human Rights and International Trade* (2001) 1-26.

Kravchenko and Bonine, 'Corporate Accountability' in *Human Rights and The Environment, Cases, Law and Policy* (2008) 367-444.

Morgera, Corporate Accountability in International Environmental Law (2009).

Olawuyi, 'Climate Justice and Corporate Responsibility: Taking Human Rights Seriously in Climate Actions and Projects', 34 Journal of Energy & Natural Resources Law (2016) 27–44.

Salazar-Duran, 'Human Rights Approach to Corporate Accountability and Environmental Litigation', 43 *University of San Francisco Law Review* (2009) 733-760.

#### Judicial practice

Desgagne, 'Integrating Environmental Values into the European Convention on Human Rights', 89 *The American Journal of International Law* (1995) 263–294.

Loucaides, 'Environmental Protection through the Jurisprudence of the European Convention on Human Rights', 7 *Journal for European Environmental & Planning Law* (2004) 249- 267.

San Jose Garcia, Environmental Protection and the European Convention on Human Rights (2005).

Scott, 'The Inter-American System of Human Rights: An Effective Means of Environmental Protection?', 19 *Virginia Environmental Law Review* (2000) 197-238.

Thompson, 'Getting over the hump: Establishing a Right to Environmental Protection for Indigenous Peoples in the Inter-American Human Rights System', 19 *Journal of Transnational Law & Policy* (2009) 179-208.

McIntyre, 'The Proceduralisation and Growing Maturity of International Water Law: Case Concerning Pulp Mills on the River Uruguay (Argentina v Uruguay), International Court of Justice, 20 April 2010', 22 Journal of Environmental Law (2010) 475–497.

Vinuales, 'The Contribution of the International Court of Justice to the Development of International Environmental Law: A Contemporary Assessment', *Fordham Environmental Law Journal* (2008) 232-247.

Jacobs, 'The Role of the European Court of Justice in the Protection of the Environment' 18 *Journal of Environmental Law* (2006) 185–205.

Poncelet, 'Access to Justice in Environmental Matters—Does the European Union Comply with its Obligations?' 24 *Journal of Environmental Law* (2012) 287–309.



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