



EnAct Conference on Human Rights and Investment Law for Climate Change: Trends and Prospects

20 – 21 March 2023, Copenhagen, Denmark

Meeting room: Flexroom (ground floor)

Faculty of Law, University of Copenhagen

Njalsgade 76, DK-2300 Copenhagen

PROGRAMME - Day 1

Time	Programme
08:30 – 09:15	Arrival and registration <i>Pastry, fruit and beverages will be served</i>
09:15 – 09:40	Opening and Welcome <i>Dean Professor Jacob Graff Nielsen</i> , Faculty of Law, University of Copenhagen (TBC) <i>Associate Professor Beatriz Martinez Romera</i> , Faculty of Law, University of Copenhagen
09:40 – 10:10	Opening ‘keynote’ addresses: Keynote 1 Governing Fossil Fuel Production in the Age of Climate Emergency: Towards an International Law of ‘Leaving it in the Ground <i>Professor Harro van Asselt</i> , University of Eastern Finland
10:10 – 10:30	<i>Coffee Break</i>
10:30 – 12:00	Session 1: Setting the Scene: Interaction between Human Rights, Investment Law, and Climate Change <u>Chair: Adjunct Professor Danielle Spiegel-Feld</u> , Guarini Center on Environmental, Energy and Land Use Law, New York University School of Law Enhancing Climate Action through International Law <i>Associate Professor Beatriz Martinez Romera, Assistant Professor Alessandro Monti, and Assistant Professor Linnéa Nordlander</i> , Faculty of Law, University of Copenhagen

	<p>Towards a fair green transition? Pension fund investments in climate mitigation and practices in response to the corporate responsibility to respect human rights <i>PhD candidate Jacqueline Tedaldi</i>, Centre for Law, Sustainability & Justice (CLS&J), Department of Law, University of Southern Denmark <i>Professor Karin Buhmann</i>, Director of the Centre for Law, Sustainability & Justice (CLS&J), Department of Law, University of Southern Denmark</p> <p>Multi dimensional Interactions among International Rules on Human Rights, Investment and Climate Change: Examination of Three Analogies and Their Limits <i>Assistant Professor Kie Abe</i>, Kobe University Graduate School of Human Development and Environment</p> <p>Human rights and environmental obligations and outbound investments: The relevance of the EU’s ‘essential elements’ clauses <i>Professor Lorand Bartels</i>, Trinity Hall, University of Cambridge</p> <p>Human Rights Due Diligence and Investor Responsibility in International Investment Law: Potential for Incorporating Climate Change Considerations <i>PhD candidate Sek Lun Cheong</i>, Melbourne Law School, University of Melbourne</p>
<p>12:00 – 13:00</p>	<p>Lunch <i>Buffet lunch</i></p>
<p>13:00 – 14:45</p>	<p>Session 2: The Greening of Existing Normative Standards</p> <p><u>Chair: Professor Jeff Colgan</u>, Brown University</p> <p>‘Reimagining’ compensation in investment arbitration for a fair clean energy transition: what role for climate change and human rights considerations? <i>Assistant Professor Nikolaos Giannopoulos</i>, Utrecht University and Netherlands Institute for the Law of the Sea and Utrecht University Centre for Water, Ocean and Sustainability Law</p> <p>Reading in Mitigation Obligations in Internationally Recognised Human Rights <i>Ruby Rorty</i>, Independent Researcher</p> <p>Business and Human Rights in a Climate Change Context: What Obligations for Investors? <i>Dr. Claire Methven O’Brien</i>, Danish Institute for Human Rights</p>

	<p>Evolving Standards of Investment Protection in the ECT Modernization: a New Era for Climate-Related Investor-State Disputes? <i>Assistant Professor Alessandro Monti</i>, University of Copenhagen, Faculty of Law and <i>Assistant Professor Matteo Fermeiglia</i>, Hasselt University, Faculty of Law</p> <p>Ensuring the effectiveness of environmental exceptions in international investment agreements by means of joint interpretations <i>Assistant Professor Tibisay Morgandi</i>, Queen Mary University of London, School of Law</p> <p>Forward-Looking or Tunnel Vision? Sustainable Investment Standards and their Downstream Consequences for Developing Economies <i>PhD candidate Soo-Hyun Lee</i>, Lund University</p>
14:45 – 15:15	<i>Coffee break</i>
15:15 – 16:45	<p>Session 3: Litigation as a Double-Edged Sword</p> <p><u>Chair: Professor Jens Elo Rytter</u>, University of Copenhagen</p> <p>Human rights-based litigation in the transition towards net zero societies: A double edge sword? <i>Associate Professor Annalisa Savaresi</i>, The Center for Climate Change, Energy and Environmental Law, University of Eastern Finland</p> <p>Carbon Majors Litigation: What Prospects for Litigation against Investors? <i>Associate Professor Sara Seck</i>, Schulich School of Law, Dalhousie University <i>Adjunct Professor Adebayo Majekolagbe</i>, Faculty of Law, University of Alberta</p> <p>Courts and scientific knowledge on climate change cases: Time for new approaches? <i>PhD candidate Juliana Augustinis</i>, Department of Public Law, and Governance, Tilburg University</p> <p>Whose responsibility? - Children and youth representing future generations in climate change litigation <i>Dr. Kata Dozsa</i>, Postdoctoral fellow, Faculty of Law, University of Antwerp</p> <p>From expropriation to exception: can states not pay for green regulation? <i>PhD candidate Michal Plšek</i>, University of Milano Bicocca, School of Law</p>
18:00 – 20:15	<p><i>Speakers Conference Dinner at Høst Restaurant</i> <i>(Nørre Farimagsgade 41- 1346 København K)</i></p>

PROGRAMME - Day 2

Time	Programme
08:30 – 08:45	Arrival <i>Pastry and beverages will be served</i>
08:45 – 09:15	Opening ‘keynote’ addresses: Keynote 2 The Paris Agreement and the Investment Treaty Regime <i>Professor Lauge Poulsen, University College London</i>
09:15 – 10:30	Session 4: Prospects for Reform and Law-making <u>Chair: Professor Andreas Müller</u> , University of Basel Trends in Human Rights Lawmaking: the Implications of ‘Norming’ Climate Rights <i>Dr. Maria Antonia Tigre</i> , Sabin Center for Climate Change Law, Columbia University <i>Katherine Quinn</i> , Independent Researcher Rethinking the “Full Reparation” Standard in Energy Investment Arbitration: How to take climate change into account? <i>Dr. Yawen Zheng</i> , Postdoctoral fellow, National University of Singapore Definition of ‘Green’ Investment in light of Just Transition <i>Dr. Monika Feigerlová</i> , Institute of State and Law of the Czech Academy of Sciences, Centre for Climate Law and Sustainability Studies Accommodating Climate Change in Investment Law: the Need for Investment Treaty Reform <i>Dr. Elena Cima</i> , Lecturer, University of Geneva
10:30 – 10:45	Coffee Break
10:45 – 12:15	Session 5: New frontiers <u>Chair: Professor Jacques Hartmann</u> , University of Dundee Investment in renewables and just transition: how the inclusion of females and youth improves human rights <i>Dr. Qaraman Hasan</i> , Postdoctoral fellow, School of Advanced International Studies, Johns Hopkins University Rethinking nature amidst climate crisis: a human rights and investment law perspective <i>Dr. Marlene Payva</i> , The Northern Institute for Environmental and Minority Law, Arctic Centre, University of Lapland

	<p>A window of opportunity: the greening of human rights standards in Latin America and the Caribbean and its impact on investment law <i>Pablo D. Colmegna</i>, Faculty of Law, University of Buenos Aires</p> <p>Corporate climate responsibility through investment treaties: balancing foreign investor rights with environmental and social responsibility <i>PhD candidate Tuija von der Pütten</i>, University of Helsinki, Faculty of Law</p> <p>Environmental considerations in Chinese investment law and the role of green finance <i>Dr. Gianmatteo Sabatino</i>, Lecturer, Zhongnan University of Economics and Law</p>
<p>12:15 – 12:45</p>	<p>Closing session</p> <p><i>Chair: Associate Professor Beatriz Martinez Romera</i>, Faculty of Law, University of Copenhagen</p> <p><i>Professor Harro van Asselt</i>, University of Eastern Finland <i>Professor Lauge Poulsen</i>, University College London</p>
<p>12:45 – 14:00</p>	<p>Lunch <i>Buffet lunch</i></p>