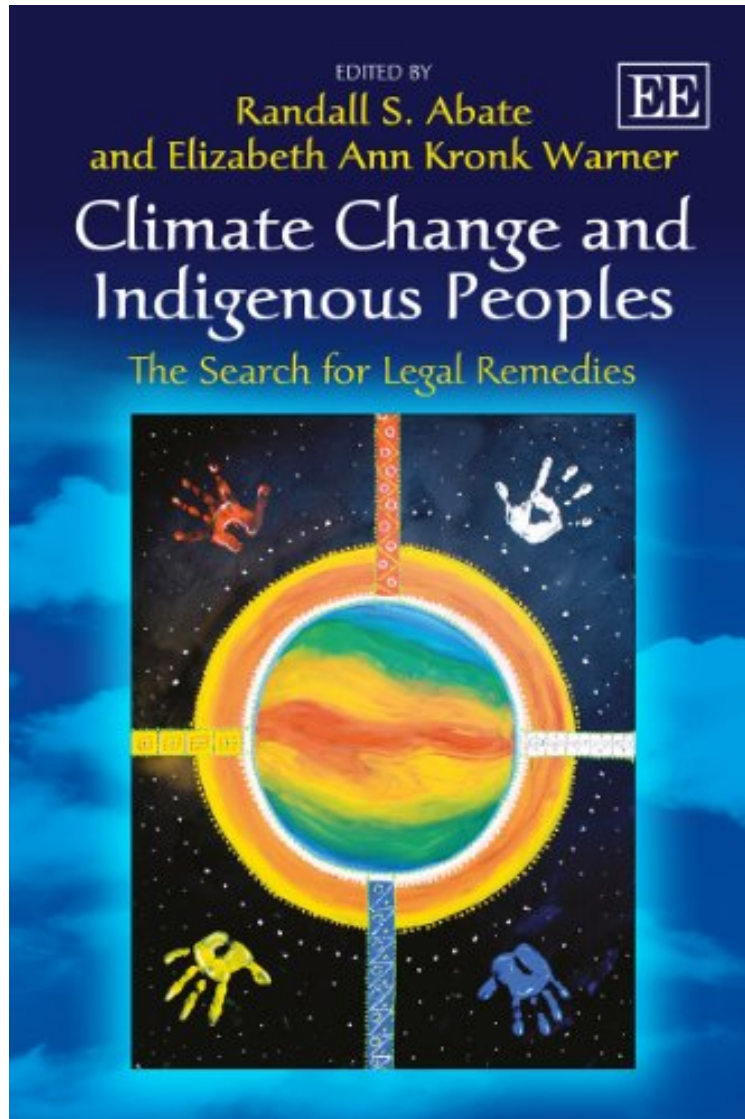


Climate Change and Indigenous Peoples: The Search for Legal Remedies

Randall S. Abate, Elizabeth Ann Kronk Warner
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Randall S. Abate, Elizabeth Ann Kronk Warner : Climate Change and Indigenous Peoples: The Search for Legal Remedies before purchasing it in order to gage whether or not it would be worth my time, and all praised Climate Change and Indigenous Peoples: The Search for Legal Remedies:

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LEGAL REMEDIES An appreciation by Phillip Taylor MBE and Elizabeth Taylor of Richmond Green Chambers. Sadly, and more often than not, indigenous peoples the world over are the first to be affected by the results of climate change, living a subsistence lifestyle as most of them do and also having little or no access to the centres of politics and power within the nations they inhabit. Published recently by Elgar, this book explores the issues relating to the various ways in which climate change affects the rights of indigenous peoples around the world. It focuses on the search for legal tools, both domestic and international, that are, or may be available in the attempt to address this global problem. Over two-dozen leading academicians in the field of climate change -- and its legal ramifications -- have contributed as many thoughtful and insightful articles to this scholarly and topical book which certainly raises awareness of the problem and its possible remedies from a global perspective. Divided into two parts, the book first examines the context and the principles pertaining to the relevant climate change issues: impact and regulation, for example, as well as sovereignty and adaptation. Part II analyses the environmental issues facing specific indigenous groups, which include the indigenous people of the 'Lower 48' states of America, the Inuit or the Canadian arctic, the Saami people of Finnish Lapland and the people of the Pacific island nations, as well as Asia, Australia, New Zealand and Africa. Most of the distinguished contributors hail from some of the world's top universities. Dr Irina I Stoyanova - a fairly typical example -- has lectured at Columbia University's Center for the Study of Ethnicity and Race and has devoted her dissertation to the current struggles of the world's indigenous communities in voicing their concerns and participating fully in decision-making processes. There are some members of this team of contributors who are themselves members of indigenous communities. Interestingly, one of the editors, Elizabeth Ann Kronk, is an enrolled member of the Sault Ste. Marie (pronounced 'Soo Saint Marie') Tribe of Chippewa Indians in Canada. It should perhaps be noted that such groups are commonly referred to as 'First Nation' people in most parts of North America. In all, the book contains some fascinating research. Those seeking further insights into this wide ranging and complex subject will appreciate its copious footnoting and detailed index, Environmental lawyers and researchers especially, will inevitably regard this book, with its range of legal perspectives, as a valuable and enlightening contribution to the literature of climate change.

'Climate Change and Indigenous Peoples offers the most comprehensive resource for advancing our understanding of one of the least coherently developed of climate change policy realms - legal protection of vulnerable indigenous populations. The first part of the book provides a tremendously useful background on the cultural, policy, and legal context of indigenous peoples, with special emphasis on developing general principles for climate change mitigation and adaptation solutions. The remainder of the volume then carefully and thoroughly works through how those general principles play out for different regional indigenous populations around the globe. All of the contributions to the volume are by leading experts who bring their insights and innovative thinking to bear on a truly complex subject. Whether as a novice's starting point or expert's desktop reference, I cannot think of a more useful resource for anyone interested in climate policy for indigenous peoples.' - J.B. Ruhl, Vanderbilt University Law School, US. This timely volume explores the ways in which indigenous peoples across the world are challenged by climate change impacts, and discusses the legal resources available to confront those challenges. Indigenous peoples occupy a unique niche within the climate justice movement, as many indigenous communities live subsistence lifestyles that are severely disrupted by the effects of climate change. Additionally, in many parts of the world, domestic law is applied differently to indigenous peoples than it is to their non-indigenous peers, further complicating the quest for legal remedies. The contributors to this book bring a range of expert legal perspectives to this complex discussion, offering both a comprehensive explanation of climate change-related problems faced by indigenous communities and a breakdown of various real world attempts to devise workable legal solutions. Regions covered include North and South America (Brazil, Canada, the US and the Arctic), the Pacific Islands (Fiji, Tuvalu and the Federated States of Micronesia), Australia and New Zealand, Asia (China and Nepal) and Africa (Kenya). This comprehensive volume will appeal to professors and students of environmental law, indigenous law and international law, as well as practitioners and policymakers with an interest in indigenous legal issues and environmental justice. Contributors: R.S. Abate, D. Badrinarayana, K. Boom, M. Burkett, J.M. Cha, E. Charles-Newton, L.A. Crippa, M. Davis, P. Dong, N. Johnstone, P. Kameri-Mbote, P. Kebec, S. Krakoff, E.A. Kronk, J.-D. Lavalley, J. Liu, A. Long, L.A. Miranda, C.Y. Mulalap, E. Nyukuri, H. Osofsky, J.V. Royster, I.L. Stoyanova, V. Sutton, E.J. Techera, S. Thriault, R. Tsosie, P. Van Tuyn, W. Yu

The book will be a sought after reference work in libraries worldwide. . . has an excellent index and has been scrupulously edited. It will serve as a useful reference for students and professors teaching indigenous peoples' rights and climate change. --- Paul Havemann, Journal of Environmental Law. About the Author Edited by Randall S. Abate, Associate Professor of Law and Project Director, Environment, Development and Justice Program, Florida AM University College of Law and Elizabeth Ann Kronk, Associate Professor of Law and Director, Tribal Law and Government Center, University of Kansas School of Law