

Bringing Human Rights Home Lawyers' Network  
Annual Human Rights in the United States Symposium and CLE

*Right to a Healthy Environment in US Law:  
Justice for Communities Today and Tomorrow*

**June 9, 2022**  
1:00 – 4:30 PM

**MATERIALS LIST**

**SPONSORS**

American Civil Liberties Union (ACLU) Human Rights Program  
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Columbia Law School Human Rights Institute  
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**HOST**

The Program on Human Rights and the Global Economy (PHRGE)  
at the Northeastern University School of Law

Via Virtual Platform

**CLE INFORMATION: NEW YORK AND CALIFORNIA**

An application for New York accreditation of this course or program is currently pending.  
An application requesting MCLE credit for this activity is pending for approval by the State Bar of California.

**Right to a Healthy Environment in US Law: Justice for Communities Today and Tomorrow  
June 9, 2022**

**MATERIALS LIST**  
[Page numbers in brackets]

**BACKGROUND**

1. Alan Boyle, *Human Rights and the Environment: Where Next?* 23 Eur. J. Int. Law 613 (2012). [2]
2. David R. Boyd, *The Constitutional Right to a Healthy Environment*, 54 Environment: Science and Policy for Sustainable Development 3 (2012). [32]
3. Ty Greene & David Sangokoya, *Why Having a Clean and Healthy Environment is a Human Right* (2021), World Economic Forum, <https://www.weforum.org/agenda/2021/11/why-having-a-clean-and-healthy-environment-is-a-human-right/>. [46]
4. Ishrat Jahan, *Do We Need an International Instrument for the Recognition of the Right to a Healthy Environment?* 51.6 Environ. Policy Law 377 (2021). [54]
5. James R. May, *The Case for Environmental Human Rights: Recognition, Implementation, and Outcomes*, 42 Cardozo L. Rev. 983 (2021). [68]
6. Malcolm James Rogge, *Human Rights, Human Development and The Right to a Healthy Environment: An Analytical Framework*, 22 Rev. Can. Etudes Dev. 33 (2001). [112]
7. Valentina Rossi, *The Universal Right to a Healthy Environment: An Idea Whose Time Has Come?* 76 Europa Ethnica 128 (2019). [131]

**KEYNOTE**

8. Sumudu Atapattu, *The Right to a Healthy Life or the Right to Die Polluted?: The Emergence of a Human Right to a Healthy Environment Under International Law*, 16 Tulane Environ. Law J. 65 (2002). [142]
9. CCPR, General Comment No 36: Article 6 (Right to life), 124th Sess, Adopted 3 September 2019, CCPR/C/GC/36. [205]
10. General Assembly resolution 48/13, *The Human Right to a Safe, Clean, Healthy and Sustainable Environment*, A/HRC/48/L.23/Rev.1 (1 October 2021), available from [undocs.org/en/A/HRC/48/L.23](https://undocs.org/en/A/HRC/48/L.23). [226]
11. Kumaravadivel Guruparan & Harriet Moynihan, *Climate Change and Human Rights-Based Strategic Litigation*, (2020), Chatham House, <https://www.chathamhouse.org/2021/11/climate-change-and-human-rights-based-strategic-litigation/different-types-rights-based>. [229]
12. Report of the Working Group of Experts on People of African Descent to the Human Rights Council, *Environmental Justice, the Climate Crisis and People of African Descent*, HRC, 48th Sess, A/HRC/48/78 (21 September 2021). [233]

**SESSION I: IMPLEMENTING ENVIRONMENTAL JUSTICE**

13. Sumudu Atapattu, *Extractive Industries and Inequality: Intersections of Environmental Law, Human Rights, And Environmental Justice*, 50 Ariz. St. L.J. 431 (2018). [252]
14. Robert Banks et al., *Human Rights Advocacy Project Letter to the United Nations Special Rapporteur on Contemporary Forms of Racism, Racial Discrimination, Xenophobia and Related Intolerance* (2020). [270]
15. Lauren E. Bartlett, *Human Rights Guidance for Environmental Justice Attorneys*, 97 U. Det. Mercy L. Rev. 373 (2020). [279]
16. Karen Bell, *Achieving Environmental Justice: A Cross-National Analysis*, 65-78 (2014). [328]
17. Dan Magraw, *Environmental Justice, Climate Change and the Right to a Healthy Environment in the Biden Administration*, Universal Rights Group (2021). [343]
18. Jane Patton et al., *Formosa Plastics Group: A Serial Offender of Environmental and Human Rights* (October 2021), <https://www.ciel.org/plastic-human-rights>. [349]
19. *Report of the Special Rapporteur on Toxics and Human Rights: Implications for human rights of the environmentally sound management and disposal of hazardous substances and wastes*, 76th Sess., A/76/207 (July 2021), <https://waps.ohchr.org/en/documents/thematic-reports/a76207-implications-human-rights-environmentally-sound-management-and>. [467]
20. Maya K. van Rossum & Kacy C. Manahan, *Constitutional Green Amendments: Making Environmental Justice a Reality*, 36 (2) American Bar Association Natural Resources & Environment Journal 27 (Dec. 1, 2021). ©2019 by the American Bar Association. All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording, or otherwise, without the prior written permission of the publisher. For permission contact the ABA Copyrights & Contracts Department, [copyright@americanbar.org](mailto:copyright@americanbar.org), or complete the online form at [www.americanbar.org/utility/reprint.html](http://www.americanbar.org/utility/reprint.html). [491]
21. United Nations Press Release, *USA: Environmental Racism in “Cancer Alley” Must End - Experts*, (March 2, 2021), <https://www.ohchr.org/en/press-releases/2021/03/usa-environmental-racism-cancer-alley-must-end-experts>. [498]

**SESSION II: FUTURE GENERATIONS**

22. *Communication to the Committee on the Rights of the Child In the Case of Sacchi v. Argentina*, Committee on the Right of the Child (23 September 2019). [505]
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24. *Juliana v. United States*, 947 F.3d 1159 (9th Cir. 2020). [705]

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26. Minority Rights Group International, *The Time is Now! Global Call for the UN Human Rights Council to Urgently Recognise the Right to a Safe, Clean, Healthy and Sustainable Environment*, (September 2020), <https://minorityrights.org/2021/10/05/healthy-environment-36677/>. [749]
27. *Report of the Special Rapporteur on Human Rights and the Environment: Issue of Human Rights Obligations Relating to the Enjoyment of a Safe, Clean, Healthy and Sustainable Environment*, HRC, 48th Sess., A/HRC/40/55 (January 2019). [754]
28. *Report of the Special Rapporteur on Human Rights and the Environment: Right to a Healthy Environment: Good Practices*, HRC, 43rd Sess., A/HRC/43/53 (December 2019). [774]
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30. *Thematic Consultation on the Right of the Child to a Safe, Clean, Healthy and Sustainable Environment: Preparatory Materials* (March 16, 2022). [822]
31. Maria Antonia Tigre et al., *White Paper on the Right of the Child to a Safe, Clean, Healthy and Sustainable Environment*, The Global Network for Human Rights and the Environment (March 2022), <https://gnhre.org/community/gnhre-co-hosts-the-thematic-consultation-to-inform-the-general-comment-on-childrens-rights-and-the-environment-with-a-special-focus-on-climate-change/>. [833]
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33. UN Committee on the Rights of the Child, *Decision Adopted by the Committee under the Optional Protocol to the Convention on the Rights of the Child on a Communications Procedure, Concerning Communication No. 107/2019*, CRC/C/88/D/107/2019 (11 November 2021). [877]
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35. Mary Christina Wood, “*On the Eve of Destruction*”: *Courts Confronting the Climate Emergency*, 97 *Ind. L. Rev.*, 239 (2022). [917]