LIST OF ENVIRONMENTAL LAW PUBLICATIONS BY SOUTH AFRICANS OR WITH AN INTEREST FOR SOUTH AFRICANS (INCLUDING BOOKS WITH CONTRIBUTIONS FROM SOUTH AFRICA)

Animal protection
Biodiversity and climate change
Biodiversity and Protected Areas
Biodiversity, Aliens and Invasive Species
Biodiversity, Crime and CITES
Biodiversity, trade and traditional knowledge, access and benefit sharing

Climate change law
Energy law and environment
Environment and agriculture
Environment and Constitutionalism
Environment and cultural heritage / environment and culture

Environment and land reform
Environment and policy / policy-making
Environment and soil conservation
Environment and tourism
Environment and trade
Environment and veld fires
Environment and World Heritage Sites

Environment, land and land use management
Environmental governance and sustainable development

Environmental governance tools: Compliance and enforcement tools
Environmental governance tools: Corporate social responsibility
Environmental governance tools: economic tools / market based instruments

Environmental governance tools: Environmental impact assessments
Environmental Governance Tools: Public participation
Environmental governance tools: right of access to information
Environmental governance tools: Self-governing tools

Environmental governance: alternative environmental governance tools

Environmental justice
Environmental Principles
Environmental law - general
Environmental law and administrative justice / administrative law
Environmental law and insolvency
Environmental law and teaching
Environmental law and the judiciary
Environmental law perspectives: Earth justice and Anthropocene
Environmental litigation / Public interest environmental litigation
Environmental Management Framework law
Expropriation and environment
Genetic modified organisms, biosafety, biosecurity
Green Procurement
Human Rights and the Environment
Indigenous Practices, Rights and the Environment
Integrated coastal management
Integrated environmental governance
Local government and environment
International and African Regional Environmental Law
Marine living resources
Mining law
Planning and the Environment
Pollution and the Environment
Private law remedies and environment
Public trust doctrine
Waste law
Water allocation, protection and pollution

Environmental Principles


Cowen DV 'Distinctive principles of South African environmental law and policy and the quest for a philosophy which should inform them’ 1997 South African Journal of Environmental Law and Policy 147-166


Humby T "The black sheep comes home - incorporating mining into the Environmental Impact Assessment Regime under the National Environmental Management Act, 1998" 2009 SA Public Law 1-32
Kotze Louis J. "Volhoubare ontwikkeling, omgewingskonstitutionalisme en die opperbeslag van die reg vir die omgewing: 'n grondwetlike beskouing" 2014 11(2) Litnet Akademies 1-36.


**Human Rights and the Environment**

Badenhorst PJ and Olivier NJJ “Expropriation of ‘unused old order rights’ by the MPRDA: You have lost it! - Agri SA v Minister of Minerals and Energy (Centre for Applied Legal Studies as amicus curiae)" 2012 THRHR 329ff


Bilchitz D "Human rights accountability in domestic courts: does the Kiobel case increase the global governance gap? Kiobel v Royal Dutch Petroleum 133 SCt 1659" 2013 Journal South African Law 794-805


Currie I The Bill of Rights Handbook 6th edition (Juta 2013)

Dugard J et al (eds) Climate Talk - Rights, Poverty and Justice (Juta Cape Town 2013)


Du Plessis AA “Perceptive Approaches to the Interpretation and Realisation of South Africa’s Constitutional Environmental Right” 2009 16(2) South African Journal for Environmental Law and Policy 129-156


Durojaye, Ebenezer “The approaches of the African Commission to the right to health under the African Charter” 2013(1) Law, Democracy & Development 393-418

Du Plessis AA Fulfilment of South Africa’s Constitutional Environmental Right in the Local Government Sphere (2009 Wolf Publishers Netherlands)


Du Plessis Max, Penfold Glenn and Brickhill Jason Constitutional Litigation (Juta 2014)

Du Plessis W and De la Harpe S ‘The duty to disclose and the right to refuse: undefined dilemma of environmental practitioners: South Africa and other Jurisdictions” 2007 SAJELP 83-103


Feris L The socio-economic nature of section 24(b) of the Constitution: Some thoughts on HTF Developers (Pty) Ltd v Minister of Environmental Affairs and Tourism 2006 5 SA 512 (T) 23, 2008 23(1) SA Public Law 194-207


Feris L & Tladi D 'Environmental Rights' in Heyns C and Brand D (eds) Socio-Economic Rights in South Africa (2004 PULP Pretoria) 249ff


Fuo O "The transformative potential of the constitutional environmental right overlooked in Grootboom" 2013 34(1) Obiter 77-95


Hardy, Kathleen “Litigating human rights in South Africa: the experience of the Centre for Applied Legal Studies” 2013(1) *Law, Democracy & Development* 444-456


Kamga Serges Djoyou “The right to basic sanitation: a human right in need of constitutional guarantee in Africa” 2013 *South African Journal of Human Rights* 615-650


Mpanga Phiona Muhwezi “Interpreting the human right to water as a means to advance its enforcement in Uganda” 2016 African Human Rights Law Journal (16(1):204-224

Murombo T ‘The utility of environmental rights to economic recovery in Zimbabwe: A contribution to the constitutional reforms debate’ 2011 1 African Human Rights Law Journal 120-146


Kidd M "Not a drop to drink: disconnection of water services for non-payment and the right of access to water" 2004 South African Journal on Human Rights 119-137


Kidd M "Suburban Aesthetics and the Environmental Right: *McCarthy and Others v Constantia Property Owners’ Association and Others* 1999 6 *SAJELP* 257-265

Kidd M "The Constitutional Court’s dilution of NEMA: *Minister of Public Works and Others v Kyalami Ridge Environmental Association*" 2001 8 *SAJELP* 117-125


Kotzé LJ “Phiri, the Plight of the Poor and the Perils of Climate Change: Time to Rethink Environmental and Socio-economic Rights in South Africa?” 2010 2(1) *Journal on Human Rights and the Environment* 135-160


Kruger R 'Not a drop to drink: disconnection of water services for non-payment and the right of access to water' 2004 *South African Journal of Human Rights* 119-150

Mafunganyika, G “The importance of environmental laws in housing developments: lessons from the Diepsloot housing project” 2011 *SA Public Law* 202-228


Ruppel Oliver C and Van Wyk Sanita “Climate change induced movement of persons in Africa: Human rights responses to aspects of human security?” 2011 *SAJELP* 49-64

Scott C and Alston P Adjudicating constitutional priorities in a transitional context: a comment on Soobramoney’s legacy and Grootboom’s promise 2000 *South African Journal of Human Rights* 206-268


Woolman S and Bishop M (eds) Constitutional Law of South Africa 2nd edition (Juta Cape Town 2013)

**Water allocation, protection and pollution**


Kotzé LJ and Lubbe N “How (Not) to Silence a Spring: The Stilfontein Saga in Three Parts” 2009 16(2) South African Journal of Environmental Law and Policy 49-77


Thompson H Water law: a practical approach to resource management and the provision of services (Juta Kenwyn 2006)


Occupational, health and safety issues


Ellerbeck, Kerri ‘It's perilous to forget the canary: mining law' 2013 Without Prejudice (Volume 13, Issue 10.)
http://www.withoutprejudice.co.za/index.php/issues/category/mining-law


Pollution and the Environment


Field T-L Realizing the National Environmental Act’s potential to bring polluters to book 2004 South African Law Journal 772-784


Kantor P “Fracking – a cautious and risk-averse approach” 2011 Dec *De Rebus* 32-34

Kidd M and Bosman C “Water Pollution” in Strydom HGA and King ND *Fuggle and Rabie’s Environmental Management in South Africa* (2009 Juta Cape Town) 630-698

Kidd M ”Integrated Pollution Control in South Africa: How Easy a Task?” 1995 2 *SAJELP* 37-57


Kidd M ”Muzzling the Crazy Zebra: Noise Regulation in Nelson Mandela Bay Metropolitan Municipality and Others v Greyvenouw CC and Others” 2005 12 *SAJELP* 172-180


Kotzé LJ and Bosman C ”A Legal Analysis of the Proposed Waste Discharge Charge System in terms of the South African Environmental and Water Law Framework” 2006 27(1) *Obiter* 128-145


Luiz, Stephanie and Taljaard, Zuene “Mass resignation of the board and social responsibility of the company: Minister of Water Affairs and Forestry v Stilfontein Gold Mining Co Ltd : case comments” 2009 SA Mercantile Law Journal 21(3) 34-54

Sweet Justine and Kourie Julie “Radioactive waste: are generators getting lucky?: environmental law” 2009 Without Prejudice 9(3):76-77


Van der Berg A and Du Plessis AA "Conflicting Constitutional Rights in Local Disaster Management: Perspectives based on Pheko v Ekhurhuleni Metropolitan Municipality" 2014 SA Public Law


Van der Walt M and Pienaar Gerrit “The concept "beneficial use" as a limitation of the right to use water” 2012 TSAR 418-432

Waste law

Naudé T and Eiselen S Commentary on the Consumer Protection Act (Juta Cape Town 2015) including a discussion by Feris L on Section 59 - Recovery and safe disposal of designated products or components (extended producer responsibility)

Senkhane M “New regulation to go to waste?” 2015 Inside Mining 11


Private law remedies and environment


Freedman W “The application of the mandament van spolie to constitutional and statutory rights City of Cape Town v Strümpher 2012 4 SA 207 (SCA)” 2015 TSAR (Journal of South African Law) 197-205


Samuels A “Note on the use of the public nuisance doctrine in 21st century South African law : notes” 2015 De Jure 48(1)

Kidd M 'The view I behold on a sunshiny day': Paola v Jeeva NO 2004 South African Law Journal 556-562
Naudé T and Eiselen S Commentary on the Consumer Protection Act (Juta Cape Town 2015) including a discussion by Feris L on Section 59 - Recovery and safe disposal of designated products or components (extended producer responsibility)
https://jutalaw.co.za/products/commentary-on-the-consumer-protection-act


Soltau F “The National Environmental Management Act and Liability for Environmental Damage” 1999 SAJELP 33-41


Van der Schyff E and Van der Walt T “Is water flowing in a public river or stream ‘a thing capable of being stolen?’” 2012 (25) SACJ 297

Zoggenpoel ZT “Applying the mandament van spolie in the case of incorporeals: to recent examples from case law” 2015 TSAR (Journal of South African Law) 76-93

Expropriation and environment

Couzens E Expropriations as a weapon for environmental protection in South Africa 2010 South African Law Journal 18-29


Winks, Ben “Expropriation - a minefield? Agri SA v Minister of Minerals and Energy (CC) (unreported case CCT 51/12, 18-4-2013) (Mogoeng CJ): candidate attorney feature” “ 2013 August De Rebus 44-46
Biodiversity, Aliens and Invasive Species


Woodroffe R, Hedges S, and Durant SM “To Fence or Not to Fence” 2014 Science 344 (6179) 46-48 http://www.sciencemag.org/content/344/6179/46

**Biodiversity, Crime and CITES**


Couzens E The influence of English poaching laws on South African poaching laws 2003 Fundamina 62-72


Couzens Ed Whales and Elephants in International Conservation Law and Politics - A Comparative Study (Routledge 2013)

Cullinan M "Law as if Earth mattered" 2008 May Without Prejudice 18-19


Honkonen T; Couzens E International Environmental Law-making and Diplomacy Review 2011 (University of Eastern Finland 2012)


Kidd M and Hoctor S 'Punishing perlemoen poaching - developments both recent and possibly future' 2005 Obiter 298-403


Trouwborst A et al “To Free or Not to Free? State Obligations and the Rescue and Release of Marine Mammals: A Case Study of ‘Morgan the Orca” 2013 2 Transnational Environmental Law 117-144

**Biodiversity and climate change**


**Biodiversity and Protected Areas**


De Villiers B ‘Democratisation of conservation: community involvement in the management of national parks’ 2000 South African Public Law 176-196


Ferguson K and Hanks J “The Effects of Protected Area and Veterinary Fencing on Wildlife Conservation in Southern Africa” 2012 18(1) PARKS 49-60


Kotzé Louis J and Marauhn Thilo (eds) Transboundary Governance of Biodiversity (Brill Nijhoff, Leiden/Boston, 2014)


Paterson AR ‘Wandering about South Africa’s New Protected Areas Regime’ (2007) (1) SA Public Law 1-33

Paterson A “Co-managing South Africa’s conservation and land reform agendas: Evaluating recent initiatives to resolve the unruly interface thrust upon South Africa’s

Paterson A "Clearing or clouding the discourse - a South African perspective on the utility of the IUCN protected areas governance typology" 2010 South African Law Journal 490-514


Paterson AR & Glazewski J "Protected Areas and Community Based Conservation" in Environmental Law in South Africa (2nd Edition), (2005 Lexis Nexis Butterworths) 321-362


Paterson AR 'Protected Areas: South Africa' in Lausche B Guidelines for Protected Areas Legislation (2011) IUCN Environmental Policy and Law Paper No.81 IUCN Environmental Law Centre Bonn


Rabie A ‘Biosphere reserves: the Kogelberg biosphere reserve' 2005 Stellebosch Law Review 77-97

Somers MJ and Hayward M (eds.) *Fencing for Conservation: Restriction of Evolutionary Potential or a Riposte to Threatening Processes?* (2012 Springer: New York)

Tanner RJ *et al* 'Transfrontier conservation areas of Southern Africa and international law in the context of indigenous community development' 2004 *South African Environmental Law and Policy* 167-182


Van Wyk J 'Development in protected areas' 2002 *South African Public Law* 163-177

Van Wyk, J “Open-space systems in urban land-use planning - invaluable assets in conserving the environment and enhancing the quality of life” 2012 *TSAR* 256-273


Wiersema Annecoos “Uncertainty and Markets for Endangered Species under CITES” 2013 *RECIEL* 22(3):239-250

Woodroffe R, Hedges S, and Durant SM "To Fence or not to Fence" 2014 *Science* 344 (6179) 46-48

**Biodiversity, trade and traditional knowledge, access and benefit sharing**


Kotzé LJ and Jansen van Rensburg L “Legislative Protection of Cultural Heritage Resources: A South African Perspective” 2003 3(1) *Queensland University of Technology Law and Justice Journal* 121-140


**Genetic modified organisms, biosafety, biosecurity**

Farrant J *The State of Biosafety and Biosecurity in South Africa* is be available (ASSAf 2015) www.assaf.org.za


Monty, Simone “Full disclosure on GMO products: consumer law” 2013 *Without Prejudice* 13(3): 80-81


Tladi D ‘The Biosafety Protocol and the promotion of sustainable development: with one hand it giveth, with the savings clause it taketh away’ 2006 *CILSA* 83-101

Truluck C and Mahomed W “Biotech inventions – the impact in South Africa of recent case law in other jurisdictions” 2016 *De Rebus* June 26-27


**Environmental Governance Tools: Public participation**

Bray E “Public participation in environmental law” 2003 *South African Public Law* 121-138


Field T-L “Public participation in environmental decision-making: *Earthlife Africa (Cape Town) v Director-General: Department of Environmental Affairs and Tourism*” 2005 *South African Law Journal* 748-765

Fuo ON “Public participation in decentralised governments in Africa: Making ambitious constitutional guarantees more responsive” 2015 *AHRLJ* 167-191 [http://www.ahrlj.up.ac.za/](http://www.ahrlj.up.ac.za/)

Kidd M "The Importance of Public Participation in the Making of Legislation and the Monitoring of its Implementation" 1999 6 SAJELP 21-31


King P and Reddell C "Public participation and water use rights" 2015 PER / PELJ 18(4):944-968 http://www.nwu.ac.za/p-per/2015%2818%294


Murombo T ‘The utility of public participation in achieving environmental justice: Comparative analysis of the United States and Zimbabwean experiences’ in Environmental Justice in Zimbabwe the Legal Resources Foundation (LRF 2008)


Vivier E and Wentzel M “Community participation and service delivery: perceptions among residents in Cape Town” 2013 Journal of Public Administration 239-250

**Environmental governance tools: Environmental impact assessments**

Du Plessis W “The Potential for EIA Partnerships in SADC – A Comparison of legislative arrangements In Lesotho and South Africa” 2001 THRHR 458-470

Du Plessis W and Britz L "The filling station saga: environmental or economic concerns? 2007 TSAR 263-276

Feris L “Sustainable Development in Practice: Fuel Retailers Association of Southern Africa v Director-General Environmental Management, Department of Agriculture, Conservation and Environment, Mpumalanga Province” 2008 1 Constitutional Court Review 235-254


Kohn L “The anomaly that is section 24G of NEMA: An impediment to sustainable development” 2012 SAJELP 1-24

Lim Tung, OJ "Rethinking Environment Impact Assessment and Precaution in Mauritius" 2016 Journal of African Law

Morrison-Saunders Angus & Retief Francois “Welcome to a roundtable discussion on strengthening impact assessment” 2014 Impact Assessment and Project Appraisal 1:1


Murombo T ‘From Crude Environmentalism to Sustainable Development: Fuel Retailers Association of Southern Africa v Director-General Environmental Management, Department of Agriculture, Conservation and Environment, Mpumalanga Province and Others.’ 2008 (3) SALJ 488 – 504


Wessels Jan-Albert and Morrison-Saunders Angus “Defining the role of the independent environmental officer in compliance monitoring and enforcement” 2011 *SAJELP* 27-48


**Environmental governance tools: Compliance and enforcement tools**

Chilwane P and Vilakazi M *Compliance* Protecting your licence to operate (eBook Juta 2015)  


Freedland Steven “Crimes against the environment - the silent victim of warfare and conflict: environment” 2016 *SABI Magazine* 8(2):42-44

Gilder A and Parramon M 'Directors’ liability for negative environmental impacts' (September) 2007 *Risk Assessment* 6-7

Kidd M "Some thoughts on statutory directives addressing environmental damage in South Africa" 2003 10 *SAJELP* 201-211

Kidd M "Greening the judiciary" 2006 3 *Potchefstroom Electronic Law Journal* 1-15


Kidd M "Vicarious liability for environmental offences" 2003 24 *Obiter* 186-193

Kidd M "Sentencing Environmental Crimes" 2004 11 *SAJELP* 53-79

Kidd M “Fragmented legislation and unconstitutionality: S v Khohliso” (2012) 19 *SAJELP* 155-161

Kidd M and Hoctor S 'Punishing perlemoen poaching - developments both recent and possibly future' 2005 *Obiter* 298-403

Kidd M "Corporate liability for environmental offences" 2003 18 *SAPL* 1-16

Kidd M "Liability of corporate officers for environmental offences" 2003 18 *SAPL* 277-288

Kidd M 'Liability of corporate officers for environmental offences' 2003 *South African Public Law* 277-288


Wessels Jan-Albert and Morrison-Saunders Angus “Defining the role of the independent environmental officer in compliance monitoring and enforcement” 2011 *SAJELP* 27-48

**Environmental governance tools: Self-governing tools**

Du Plessis W and Nel J "Driving Compliance to and Enforcement of South African Legislation by Means of a Hybrid of "New" Environmental Governance Instruments" in


Kidd M "Environmental audits and self-incrimination" 2004 37 *Comparative and International Law Journal of Southern Africa* 84-95


Scholtz W ‘Co-operative and participatory governance via the implementation of environmental management co-operation agreements’ 2004 *South African Journal of Environmental Law and Policy* 183-194


Winstanley T ‘South African laws and policies which influence the adoption of clean technology’ 1998 *South African Journal of Environmental Law and Policy* 269-297

**Environmental governance tools: right of access to information**

Centre for Environmental Rights *Money Talks Commercial interests and transparency in environmental governance* (November 2014)


Du Plessis W and De la Harpe S ‘The duty to disclose and the right to refuse: undefined dilemma of environmental practitioners: South Africa and other Jurisdictions” 2007 *SAJELP* 83-103

Du Plessis W “Right to environmental information in the USA” 1997 *South African Journal of Environmental Law and Policy* 115-139

Du Plessis W “Omgewingsinligting in die Europese Gemeenskap” 1998 *TSAR* 222-244

Du Plessis W “Reg op omgewingsinligting in Duitsland” 1999 *THRHR* 352-372 [Right to environmental information in Germany]

Du Plessis W “En Reg op omgewingsinligting in Nederland” 1999 *Stellenbosch Law Revier/Regstydskrif* 36-55 [Right to environmental information in the Netherlands]

Du Plessis W "Enforcement of environmental rights by way of a right to information" 1999 *Obiter* 92-112

Ferreira-Snyman A en Du Plessis W “Grondwetlike waardes, die openbare administrasie en die reg op toegang tot omgewingsinligting” 2002 *Koers* 67(4):387-404 [Constitutional values, the public administration and the right of access to environmental information]


---

**Environmental governance tools: economic tools / market based instruments**


Du Toit L Promoting Clean Development Mechanism Implementation in South Africa: Law and policy 2009 *South African Public Law* 33-54

Gilder A “Ownership of carbon credits – a question of property?” 2011 Dec *De Rebus* 26-28


Paterson AR ‘Pruning the Money Tree to Ensure Sustainable Growth’ 2006 Potchefstroom Electronic Law Journal 1-21


Environment and policy / policy-making


Rabie A ‘Determination and implementation of policy’ 1997 South African Public Law 220-228

Rabie MA and Glazewski J “The evolution of public policy with regard to the environment: a legal perspective over the last fifty years” 1990 South African Journal of Science 86[7-10]:413-419.

Strydom WF et al ‘Evidence-based policymaking: a review’ 2010 106(5-6) South African Journal of Science 1-8


Environmental governance: alternative environmental governance tools

Environmental governance and sustainable development


Church, Jacqueline “Sustainable development and the culture of uBuntu”2012 De Jure 46(3):511-531


Kidd M "Removing the green-tinted spectacles: The three pillars of sustainable development in South African environmental law" 2008 15 SAJELP 85-103


Murombo T ‘Balancing of Interests through framework environmental legislation in Zimbabwe’ in W du Plessis & M Faure (eds) Balancing of Interests in Environmental Law in Africa (PULP Pretoria 2011)


Paterson AR ‘Pruning the Money Tree to Ensure Sustainable Growth’ 2006 Potchefstroom Electronic Law Journal 1-21


Scholtz W ‘The anthropocentric approach to sustainable development in the National Environmental Management Act (NEMA) and the Constitution of South Africa’ 2005 Journal of South African Law 69-84

Tladi D 'Corporates and the flexible mechanisms in the climate change regime: The privatisation of sustainable development?’ 2007 South African Yearbook of International Law 396-405

Tladi D ‘Of course for humans: a contextual defence of inter-generational equity’ 2002 SAJELP 177-186


Martin Paul, Zhiping Li, Qin Tianbao, Anel du Plessis and Yves Bouthillier Environmental Governance and Sustainability (Edward Elgar Cheltenham UK 2012)


**Environmental law - general**


Henderson PGW Environmental Laws of South Africa (Juta 2013) Online / Looseleaf ISSN - online: 2306-9171

Glazewski J Environmental law in South Africa (2005 LexisNexis Durban)


Glazewski J and Du Toit L (eds) Environmental Law in South Africa (LexisNexis Durban 2013)


Kidd M Environmental Law 2nd ed (Juta Cape Town 2011)


Levetan Stephen et al “Evolving South Africa’s environmental legal practice” 2014 Without Prejudice 14:2
http://www.withoutprejudice.co.za/index.php/issues/category/march-6/2


Strydom HGA and King ND *Fuggle and Rabie’s Environmental Management in South Africa* (Juta Cape Town 2009)

Van der Berg A “Environmental Law Association (ELA) 2013 Annual Conference: Deliberating Recent Developments in Environmental Law” *De Rebus* 2013 Issue 535, 18–19


**Mining law**


Badenhorst, Wessel “We are masters of our fate: mining law” 2015 Without Prejudice 15(1): 6-7 http://www.withoutprejudice.co.za/


Centre for Environmental Rights Mining and environment litigation review (June 2012)


Dale M “Mining law” 2010 Annual Survey of South African law 1203-1239

Dale M “Mining Law” 2006 Annual Survey of South African Law 454-483

Dale M “Mining Law” 2007 Annual Survey of South African Law 1117-1141


Du Plessis W, Ferreira GM en Van der Walt IJ “A licence to mine, audi alteram partem and NEMA” 1999 SAJELP 395-403


Hartzer Suzette and Du Plessis Willemien “The liability of historical mine authorisation holders for rehabilitation of „old order mine dumps”” 2014 Southern African Public Law 469-493


Kidd M "Vaal Environment Saved? Director, Mineral Development, Gauteng Region and Others v Save the Vaal Environment and Others 1999 2 SA 709 C" 1999 6 SAJELP 149-154
Kotzé LJ and Lubbe N “How (Not) to Silence a Spring: The Stilfontein Saga in Three Parts” 2009 16(2) *South African Journal of Environmental Law and Policy* 49-77


Louis J. Kotze en Charne Goossen "n Ontleding van die Suid-Afrikaanse regsraamwerk met betrekking tot die omgewingsaspekte van breking in die Karoo" 11(2) 2014 *LitNet Akademies* http://www.litnet.co.za/Article/n-ontleding-van-die-suid-afrikaanse-regsraamwerk-met-betrekking-tot-die-omgewingsaspekte-v#Artikel

Lerm Henry “Fracking: an energy dream come true or an environmental nightmare?” 2015 *Obiter* 41-56


Mabiletsa M and Du Plessis “Impact of environmental legislation on mining in South Africa 2001 *SAJELP* 185-215

Majoni, Felix “Mine or yours? A closer look at s 5 of the Mineral and Petroleum Resources Development Act: feature” 2013 August *De Rebus* 42-45


Mostert H *Minerals Law* (Juta Cape Town 2012)


Murombo T “Regulating mining in South Africa and Zimbabwe: Communities, the environment and perpetual exploitation” 2013 9(1) Law, Environment and Development Journal 31-49


Ndlovu PF Diamond Law: Change, Trade and Policies in Context (Juta 2012)


Paterson AR ‘The Judiciary’s Gritty Efforts to Erode Mining Authority’s Continued Aversion to Cooperative Environmental Governance in the Cape Dunes’ 2011 26(2) South African Public Law 565-575


Shaik-Peremanov Nazreen “Ten Years On, the Kimberley Process Certification Scheme and Zimbabwe’s Marange and 'Conflict Diamonds': Lessons to Be Learnt” 2014 PER 17(1):328-366 http://www.nwu.ac.za/p-per/2014%2817%291#Articles


Van der Merwe, M “Regulating the South African Mining Sector : mining law” 2010 Without Prejudice 10(4): 37-38


Van der Schyff E “Who Owns the Country’s Mineral Resources? The Possible Incorporation of the Public Trust Doctrine through section 3(1) of the Mineral and


Van der Vyver Johann D “Nationalisation of mineral rights in South Africa” 2012 De Jure 45(1):125-142


Winks B “Expropriation - a minefield? Agri SA v Minister of Minerals and Energy (CC) (unreported case CCT 51/12, 18-4-2013) (Mogoeng CJ): candidate attorney feature” " 2013 August De Rebus 44-46

Local government and environment


Du Plessis Anél (ed) Environmental Law and Local Government in South Africa (Juta Cape Town 2015)


Du Plessis AA “Climate governance in South African Municipalities: Opportunities and obstacles for local governance” in Richardson B (ed) Local Climate Change Law (Edward Elgar 2012)


Du Plessis AA Fulfilment of South Africa’s Constitutional Environmental Right in the Local Government Sphere (2009 Wolf Publishers Netherlands)

Du Plessis AA “The Sweet and Bitter of the Legal Framework for 'Local Environmental Governance’ in South Africa” 2009 SA Public Law 56-96


Fuo O "Local government indigent policies in the pursuit of social justice in South Africa through the lenses of Fraser" 2014 25(1) *Stellenbosch Law Review* 187-208


Govinder, Kaelin “Who will guard the guardians?: municipal law” 2014 *Without Prejudice* 14(6):

Humby T “Hands on or hands off? The Constitutional Court’s denial of a provincial municipal planning role Habitat Council v Provincial Minister of Local Government, Western Cape 2013 6 SA 113 (WCC); Minister of Local Government, Western Cape v The Habitat Council (City of Johannesburg Metropolitan Municipality Amicus Curiae) 2014 4 BCLR 591 (CC)” 2015 TSAR (Journal of South African Law) 178-188

Humby T “Local economic development and the pursuit of a green economy” Du Plessis Anél (ed) Environmental Law and Local Government in South Africa (Juta Cape Town 2015) 195-216

Kidd M "Suburban Aesthetics and the Environmental Right: McCarthy and Others v Constantia Property Owners' Association and Others 1999 6 SAJELP 257-265


Mathenjwa M “The constitutional obligations imposed on a provincial government in instances where a municipality cannot provide basic services as a result of a crisis in its financial affairs” 2015 TSAR (Journal of South African Law) 59-75

May A “Environmental health and municipal public health services” in Du Plessis Anél (ed) Environmental Law and Local Government in South Africa (Juta Cape Town 2015) 481-562


Mossdell S “A personal legal perspective on the City of Cape Town” in Du Plessis Anél (ed) Environmental Law and Local Government in South Africa (Juta Cape Town 2015) 969-982


Ngobese A and Msweli P “A framework for tracking Millennium Poverty Reduction at local government level: a case of KwaZulu-Natal” 2013 August De Rebus 225-238

Olivier N “Cooperative government and the intergovernmental division of environmental powers and functions” in Du Plessis Anél (ed) Environmental Law and Local Government in South Africa (Juta Cape Town 2015) 345-375


Ramoroka, T “Building safer urban human settlements in South Africa: a case of the National Development Plan 2030” 2013 August De Rebus 321-333


Richardson B (ed) Local Climate Change Law: Environmental Regulation in Cities and Other Localities (Edward Elgar Cheltenham, 2012)

Steytler N and Ghai Y (eds) *Kenyan-South African Dialogue on Devolution* (Juta 2016)


Van der Berg A “Public-private partnerships in local disaster management: a panacea to all local disaster management ills?” 2015 *PER / PELJ* 18(4):993-1033


**Environment and cultural heritage / environment and culture**


Humby T “Hands on or hands off? The Constitutional Court’s denial of a provincial municipal planning role *Habitat Council v Provincial Minister of Local Government*,
Western Cape 2013 6 SA 113 (WCC); Minister of Local Government, Western Cape v The Habitat Council (City of Johannesburg Metropolitan Municipality Amicus Curiae) 2014 4 BCLR 591 (CC)” 2015 TSAR (Journal of South African Law) 178-188


**Environmental law perspectives: Earth justice and Anthropocene**


Kotze LJ "Om Globale Omgewingsreg en -Regulering in die Antroposeen te Herbedink" 2013 10(1) Litnet Akademies: 'n Joernaal vir die Geesteswetenskappe 200-214

Kotzé Louis J "Rethinking Global Environmental Law and Governance in the Anthropocene" 2014- 32(2) Journal of Energy and Natural Resources Law 121-156

Kotze LJ "Oorgrens Biodiversiteitsregulerings in die Antroposeen" 11(2) 2014 LitNet http://www.litnet.co.za/Article/-oorgrens-biodiversiteitsregulerings-in-die-antroposeen


---

**Energy law and environment**


Barnard M "Nuclear Energy in Africa – Regional Initiatives for Expansion" 2014 Journal for Energy and Natural Resources

Barnard M "Responding to global energy-related climate change – SADC policy and practice" Journal of Energy in Southern Africa

Barnard M "The role of international sustainable development law principles in enabling effective renewable energy policy – A South African perspective" 2012 PER 15(2) 206-243


Croxton S “Making the switch: improving access to clean energy in South Africa” (IIED December 2013) http://pubs.iied.org/17178IIED.html


Du Toit L Promoting Clean Development Mechanism Implementation in South Africa: Law and policy 2009 South African Public Law 33-54


IIED “Driving new technology adoption in South Africa’s energy sector” (December 2013) http://pubs.iied.org/pdfs/17178IIED.pdf

Kidd M "Of gas pipelines and sour judicial air: Merebank Environmental Action Committee v Executive Member of KwaZulu-Natal Council for Agricultural and Environmental Affairs" 2001 8 SAJELP 133-136


Kotze Louis J en Goossen Charne "’n Ontleding van die Suid-Afrikaanse regsraamwerk met betrekking tot die omgewingsaspekte van breking in die Karoo" 11(2) 2014 LitNet Akademies

Lerm Henry “Fracking: an energy dream come true or an environmental nightmare?” 2015 Obiter 41-56


Masondo H “Renewable energy technology is nice to have but Eskom has to keep the lights on: energy law” 2010 Without Prejudice 10(4): 42-44


Moeti, K “The role of government in ensuring an affordable supply of electricity in South Africa: challenges and future prospects” 2013 August De Rebus 334-341


Petrie B and Macqueen D “South African biomass energy: little heeded but much needed” 2013 August IIED Briefing 1-4


Steyn, Elizabeth “Electricity market restructuring: perspectives from abroad” 2014 SA Mercantile Law 606-650

Tait Louise, Wlokas Holle Linnea and Garside Ben Making communities count: maximising local benefit potential in South Africa’s Renewable Energy Independent
Power Producer Procurement Programme (RE IPPPP) (July 2013)
http://pubs.iied.org/16043IIED.html

http://www.withoutprejudice.co.za/index.php/issues/category/contract-law

Van Wyk J "Fracking in the Karoo: approvals required?" 2014 25(1) Stell LR 34-54

Wilson Emma, Rai Neha & Best Sarah “Sharing the load: Public and private sector roles in financing pro-poor energy access” (IIED London 2014)
http://pubs.iied.org/16560IIED


Environmental law and teaching

Field T-L Venturing into the unknown: ‘Service-learning’ and the teaching of environmental law 2004 South African Public Law 308-327

Environmental governance tools: Corporate social responsibility


Kloppers Henk (J) "Introducing CSR - the missing ingredient in the Land Reform Recipe?" 2014 PER 17(2):640 – 692

Kloppers H ‘Creating a CSR-enabling environment: the role of government’ 2013 SA Public Law 121-145


Climate change law


Du Plessis Adri en Strampe Anél “Die Suid-Afrikaanse indeks vir maatskaplik verantwoordbare belegging en klimaatsverandering – lesse vir die toekoms?” 2013 Litnet [The South African index for social responsible investment and climate change – lessons for the future?]
http://www.litnet.co.za/Category/akademies/litnet-akademies/litnet-akademies-regte


Gilder Andrew “Climate change negotiations as a source of legal dynamism” 2014 Without Prejudice 14:1

Hewkey K “COP17 Climate Law Conference” 2012 Jan/Feb De Rebus 12-15


Katzwe J and Mushariwa M "The implication of climate change in South Africa in the area of insurance law: Lessons from the USA" 2012 SAJELP 51-16


Lubbe WD and Barnard M "Climate Change as a common concern: Challenges and opportunities for law-making in SADC” 2012 SADC Law Journal 2(1):36-54


Marthán T “The duty to adapt to climate change” 2011 SAJELP 1-26

Lubbe WD and Barnard M "Climate Change as a common concern: Challenges and opportunities for law-making in SADC” 2012 2(1) SADC Law Journal 36-54

National Business Initiative CDP South Africa Climate Change Report 2014 (October 2014)


Scholtz W “The African continent and the special situation/vulnerability principle in the climate change regime: notes and comments” 2011 *South African Yearbook of International Law* 201-208


Townshend, Terry; Fankhauser, Sam; Matthews, Adam; Feger, Clément; Liu, Jin; Narciso, Thais. “Legislating Climate Change on a National Level” 2011 *Environment*, Vol. 53 Issue 5 p 5-17

Van der Berg A, Du Plessis AA and Murphree M “Local Disaster Risk Reduction and Management in South Africa’s Response to Climate Change” in Kotzé LJ, Humby T,
Gilder A and Rumble O (eds) *Climate Law and Governance for Low Carbon Development in South Africa* (Juta Cape Town 2016)

Williams, Vaughn "Will wet coal have an influence on your car? : lifestyle motoring" 2014 *Without Prejudice* 14(3)
http://www.withoutprejudice.co.za/index.php/issues/category/april-7

**Environmental justice**


Murombo T “The utility of public participation in achieving environmental justice: Comparative analysis of the United States and Zimbabwean experiences’ in *Environmental Justice in Zimbabwe* the Legal Resources Foundation (LRF 2008).

**Environment and trade**

Amechi, Emeka Polycarp "Traditional knowledge relating to medical uses of plants and the patent regime in South Africa : whither the traditional healers?” 2015 *SA Mercantile Law* 58-91

http://www.nwu.ac.za/p-per/2015%2818%291


Feris L 'Trade and the Environment' in Strydom HGA and King ND *Fuggle and Rabie’s Environmental Management in South Africa* (2009 Juta Cape Town)
Feris L ‘Multilateral Trade Policies and Measures in Post-Kyoto Structures’ in Draper & Mbirimi (Eds) Climate Change and Trade, the Challenges for Southern Africa (2010 Johannesburg, SAIIA)


Shaik-Peremanov Nazreen “Ten Years On, the Kimberley Process Certification Scheme and Zimbabwe’s Marange and 'Conflict Diamonds': Lessons to Be Learnt” 2014 PER 17(1):328-366 http://www.nwu.ac.za/p-per/2014%2817%291#Articles

Steyn, Elizabeth “Electricity market restructuring: perspectives from abroad” 2014 SA Mercantile Law 606-650

Wright, Natasha “It's my product and I'll say it's healthy if I want to ... or not?: intellectual property” 2015 Without Prejudice 15(1): 8-10 http://www.withoutprejudice.co.za/

**Environmental litigation / Public interest environmental litigation**


Du Plessis M, Penfold G, and Brickhil J Constitutional Litigation (Juta 2013)


Humby T Reflections on the Biowatch dispute - reviewing the fundamental rules on costs in the light of the needs of constitutional and / or public interest litigation 2009 Potchefstroom Electronic Law Journal 95-136

Kidd M ”Public interest litigation: recent cases raise possible obstacles” 2010 13(5) Potchefstroom Electronic Law Journal 27-46

Mamutse Blanca and Fogleman Valerie “Improving the Treatment of Environmental Claims in Insolvency” 2013 Journal of Business Law 5:486-509

Murombo T 'Strengthening locus standi in public interest environmental litigation: Has leadership moved from the United States to South Africa?’ 2010 6(2) Law, Environment and Development Journal 163–178

Stander AL “Some thoughts on environmental claims in liquidation” 2013 THRHR 436-450

Strydom H 'Are climate change policies justiciable?’ 2011 Journal of South African Law 373-382

Environment, land and land use management

Mostert H "Land as a 'national asset’ under the Constitution: the system change envisaged by the 2011 Green Paper on land policy and what this means for property law under the Constitution" 2014 17(2) PELJ 759-796


Kidd M 'When is a veldfire not a veldfire? Gouda Boerdery Bk v Transnet 2005 5 SA 490 (SCA) 2007 Obiter 607-613

Environment and agriculture


Environment and land reform


Pienaar JM ‘Land reform and sustainable development – a marriage of necessity’ 2004 Obiter 269-293

Pienaar JM Land Reform (2014 Juta Cape Town)

Public trust doctrine


Blackmore A “Legal and public trust considerations for the Ndumo Game Reserve and South Africa-Mozambique border, following the migration of the Usuthu River” 2015 SAPL 30 377-378


Environment and tourism

Vrancken P “Introductory perspectives on marine tourism in South African law” 2011 Obiter 613-633

Environment and Constitutionalism


Environment and veld fires

Kidd M 'When is a veldfire not a veldfire? Gouda Boerdery Bk v Transnet 2005 5 SA 490 (SCA) 2007 Obiter 607-613
Van Wilgen BW —Dealing with the inevitable: Fire on Table Mountain‖ 2015 Vol 111 January/February South African Journal of Science www.sajs.co.za

Planning and the Environment


Bronstein, Victoria “Mapping legislative and executive powers over 'municipal planning': exploring the boundaries of local, provincial and national control” 2015 South African Law Journal 639-663


Humby T “Hands on or hands off? The constitutional court’s denial of a provincial municipal planning role” 2015 TSAR / Journal of South African Law 178-188


Lalla, Nikita Swart, Kate Lembede, Mbali and Ngcobo, Zama “The Infrastructure Development Bill : public law” 2013 Without Prejudice 13(4):74-75

Narshi, Jyoti “LUPO relieves provinces of their appellate powers: municipal law” 2014 Without Prejudice 14(4)

Olivier, NJJ and Williams, C “Coordination of development approval processes revisited - Lagoon Bay Lifestyle Estate (Pty) Ltd v The Minister of Local Government, Environmental Affairs & Development Planning of the Western Cape and Others [2011] 4 All SA 270 (WCC)” 2013 Journal for Juridical Science 117-135

Paterson Alexander “An attempt to delimit the boundary between regional and municipal planning in Lagoon Bay Lifestyle Estate (Pty) Ltd v Minister of Local Government, Environmental Affairs and Development Planning (Eastern Cape) SAJELP 65-75
Paterson A "Seeking to undermine cooperative governance and land-use planning" 2010 South African Public Law 692-697


Todes, Sim & Sutherland “The relationship between planning and environmental management in South Africa: The case of KwaZulu-Natal” 2009 24(4) Planning Practice and Research 411, 427

Van Wyk J ‘Developers, municipalities, wrong decisions, liability and the Constitution’ 2004 South African Public Law 422-432


Van Wyk J ‘The legacy of the 1913 Black Land Act for spatial planning’ 2013 SA Public law 91-105

Van Wyk J Planning law 2nd ed (Juta Cape Town 2012)


Van Wyk J “Planning and Arun's (not so straight and narrow) roads” 2016 PER DOI: http://dx.doi.org/10.17159/1727-3781/2016/v19i0a1162 http://journals.assaf.org.za/index.php/per/article/view/1162


Environment and corporate governance / corporate responsibility


Gilder Andrew and Dhladhla Busani “The evolution of the business of South African environmental law” 2013 July EnSight
http://www.ens.co.za/News/news_article.aspx?id=1062&iType=4

Kloppers H and du Plessis W “Corporate Social Responsibility, Legislative Reforms and Mining in South Africa” 2008 Journal of Energy and Natural Resources Law


Mongalo T ‘Convergence of traditional corporate governance and modern corporate governance reforms: Is King II déjà vu for boards of directors or is it a set of new principles’ 2004 Obiter 79-90


Richardson B “Socially Responsible Investing for Sustainability: Overcoming Its Incomplete and Conflicting Rationales” 2013 2(2) Transnational Environmental Law 311-338

SA Institute of Chartered Accountants Why corporate leaders need to embrace sustainability to ensure future profitability 2nd ed (Juta Cape Town 2012


Wiese Tobie Corporate Governance (Juta Cape Town 2015)

Environmental governance: cooperative governance


Du Plessis W "Legal Mechanisms for Cooperative Governance in South Africa: Successes and Failures" 2008 SAPR/PL 87-110


Olivier N “Cooperative government and the intergovernmental division of environmental powers and functions” in Du Plessis Anél (ed) Environmental Law and Local Government in South Africa (Juta Cape Town 2015) 345-375

Paterson A "Seeking to undermine cooperative governance and land-use planning" 2010 South African Public Law 692-697

Paterson AR ‘The Judiciary’s Gritty Efforts to Erode Mining Authority’s Continued Aversion to Cooperative Environmental Governance in the Cape Dunes’ (2011) 26(2) South African Public Law 565-575

Scholtz W ‘Co-operative and participatory governance via the implementation of environmental management co-operation agreements’ 2004 South African Journal of Environmental Law and Policy 183-194


Environment and World Heritage Sites


Environmental law and the judiciary

Kidd M "Greening the judiciary" 2006 3 Potchefstroom Electronic Law Journal 1-15


Kotzé LJ and Paterson A The Role of the Judiciary in Environmental Governance (2009 Kluwer International Law)


Young M "Are we greening our court rooms? An analysis of the recent decisions in Magaliesburg Protection Association v MEC: Department of Agriculture, Conservation, Environment and Rural Development" 2012 SAJELP 63-73

**Environmental law and administrative justice / administrative law**


Kidd M "Fairness floating down the stream? The water tribunal and administrative justice“ 2012 SAJELP 25-50


Mathenjwa M “The constitutional obligations imposed on a provincial government in instances where a municipality cannot provide basic services as a result of a crisis in its financial affairs” 2015 TSAR (Journal of South African Law) 59-


Glazewski J and Rumble O ‘A Rose is a Rose but is an ’Acacia’ an ’Acacia’? Global administrative law in action: intellectual property and GMO issues in global administrative law: part III’ 2009 Acta Juridica 381-402


Indigenous Practices, Rights and the Environment

Adinkrah KO ‘We shall take our case to King’: legitimacy and tradition in the administration of law in Swaziland’ 1991 CILSA 226-239

Bukurura SH ‘Traditional institutions and conflict resolution in Swaziland: some observations on recent events’ 2001 South African Journal of Human Rights 421-434


Hinz M; Ruppel O & Mapaure C (eds) Knowledge lives in the lake: Case studies in environmental and customary law from Southern Africa (UNEP 2012)


**Green Procurement**


De la Harpe S “Green Public Procurement: An option for South Africa?” 2008 Speculum Juris


**International and African Regional Environmental Law**


Beukes M ‘From destruction to ‘recovery': environmental law, the final Constitution and the impact of international law’ 1996 South African Yearbook of International Law 96-117

Bray E “Legal Perspectives on Global Environmental Governance” 2005 Journal of Contemporary Roman-Dutch Law 357


Couzens E and Honkonen T (eds) International Environmental Law-making and Diplomacy Review No. 8. (UNEP/University of Joensuu Finland)

Couzens E The incorporation of international environmental law (and multilateral environmental agreements) into South African domestic law 2005 South African Yearbook of International Law 128-147

Couzens E; Honkonen T; Lewis M International Environmental Law-making and Diplomacy Review 2012 (University of Eastern Finland 2013)


Durojaye, Ebenezer “The approaches of the African Commission to the right to health under the African Charter” 2013(1) Law, Democracy & Development 393-418


Ferreira-Snyman MP and Ferreira GM “Global good governance and good global governance: conference papers” 2006 31 SAYIL 55-94


Feris L ‘Multilateral Trade Policies and Measures in Post-Kyoto Structures’ in Draper & Mbirimi (Eds) Climate Change and Trade, the Challenges for Southern Africa (2010 Johannesburg, SAIIA)

Feris L The Protection of Biodiversity-related Trade Knowledge, International Environmental Law-making and Diplomacy Review 2006 ( University of Joensuu - UNEP Course Series 5)

Glazewski J “South Africa and the Southern Polar region: A reflection on the past, the present and future prospects” 20 2009 Yearbook of International Environmental Law 88-121


Hamman DB 'Implications of ratification of the Law of Sea Convention for South Africa: settlement and disputes' 1997 South African Yearbook of International Law 1-14

Honkonen T; Lewis M; Couzens E International Environmental Law-making and Diplomacy Review 2013 (University of Eastern Finland 2014)

Honkonen T; Couzens E International Environmental Law-making and Diplomacy Review 2011 (University of Eastern Finland 2012)


http://www.ahrlj.up.ac.za/issues/2014/volume-14-no-2-2014

Kotzé LJ and Du Plessis AA 2006 "The inception and role of international environmental law in domestic biodiversity conservation efforts: the South African Experience" 6(1) Queensland University of Technology Law and Justice Journal 1-24


Kuokkanen T; Couzens E; Honkonen T; Lewis M *International Environmental Law-making and Diplomacy: Insights and overviews* (Routledge 2016)

Lewis M; Couzens E; Honkonen T *International Environmental Law-making and Diplomacy Review* 2014. (University of Eastern Finland 2015)


Mayet M ‘Why Africa should adopt the African model law on safety in biotechnology’ 2004 SAJELP 195-212


Meyer T “Epistemic Institutions and Epistemic Cooperation in International Environmental Governance” 2013 2(1) *Transnational Environmental Law* 15-44


Mwenda KK ‘The law on regional integration in southern and eastern Africa: threats and prospects’ 1997 *South African Public Law* 453-468


Scholtz W 'Common heritage: Saving the Environment for Humankind or Exploiting Resources in the Name of Eco-Imperialism?’ 2008 Comparative and International Law Journal of Southern Africa 273-293


Scholtz W 'Custodial Sovereignty: Reconciling Sovereignty and Global Environmental Challenges amongst the Vestiges of Colonialism’ 2008 Netherlands International Law Review

Scholtz W 'Equity as the Basis for Future Global Emission Reductions: Between Pragmatic Panacea and Idealistic Impediment. The optimization of the CBDR principle via Realism' 2009 The Comparative and International Law Journal of Southern Africa, 166-182


Scholtz W 'One Environment, Different Countries: a Discourse on Common but Differentiated Responsibilities' 2008 South African Yearbook of International Law 113-136
Scholtz W 'The promotion of sustainable development through cooperation: a case for the creation of a global environmental organisation' 2006 *Journal of South African Law* 651

Scholtz, Werner “Northern NGOs, southern NGOs and international environmental law: the common interest of humankind is the interest of northern mankind!: conference papers” 2007 *South African Yearbook of International Law: Good Governance & Non-state Actors in International Law: an African Perspective: Regional Conference* 247-260

Scholtz, Werner “The African continent and the special situation/vulnerability principle in the climate change regime: notes and comments” 2011 *South African Yearbook of International Law* 201-208

Sibanda O ‘Reviewing the state of sustainable environmental protection in the WTO: some signs of a slow but progressive paradigm shift’ 2005 *Obiter* 371-388


Gore, Sandra “Protecting the continent from environmental degradation: Africa” 2013 *Without Prejudice* 13(4): 15-17

Tladi D Sustainable development, integration and international law and policy: Sombre reflections on World Bank efforts 2004 *South African Yearbook of International Law* 164-192

Tladi D ‘The quest to ban hazardous waste import into Africa: first Bamako and now Basel’ 2000 *CILSA* 210-226


Van der Vyver JD ‘State sovereignty and the environment in international law’ 1992 *South African Law Journal* 472-495
Van der Vyver JD ‘The criminalisation and prosecution of environmental malpractice in international law’ 1998 *South African Yearbook of International Law* 1-33


**Environmental Management Framework law**


Soltau F “The National Environmental Management Act and Liability for Environmental Damage” 1999 *SAJELP* 33-41


**Integrated environmental governance**


Kotzé LJ 2010 “Towards a Tentative Legal Formulation of Environmental Governance” in Honkonen T and Couzens E (eds) International Environmental Law-making and Diplomacy Review No. 9. (UNEP, University of Eastern Finland, Finland) 3-20

Kotzé LJ 2009 “Environmental Governance” in Paterson AR and Kotzé LJ (eds) Environmental Compliance and Enforcement in South Africa: Legal Perspectives (Juta Cape Town) 103-125


Kotzé Louis J Global Environmental Governance Law and Regulation for the 21st Century (Edward Elgar Cheltenham 2012)


Muller K “Environmental Governance in South Africa” in Strydom HGA and King ND Fuggle and Rabie’s Environmental Management in South Africa (2009 Juta Cape Town)

Mwebaza R and Kotzé LJ Environmental governance and climate change in Africa Legal perspectives Monograph No 167 (2009 Institute for Security Studies)

Nel J and Du Plessis W “Unpacking integrated environmental management – a step closer to effective co-operative governance?” 2004 South African Public Law 181-190


**Environment and soil conservation**


**Integrated coastal management**


**Marine living resources**

Couzens E “Size Still Matters, Although It Shouldn’t: The Debate on Small Cetaceans, IWC 65, and Monaco’s Resolution on Highly Migratory Cetaceans” 2016 *Transnational Environmental Law* first view article 14 April 2016
Couzens E; Honkonen T; Lewis M *International Environmental Law-making and Diplomacy Review 2012* (University of Eastern Finland 2013)

Dagut, Helen, Howard, Gareth “Save the seal: environmental law” 2014 *Without Prejudice* 14(4)


**Animal protection**

Bilchitz D “What was left unsaid: the unconstitutionality of the Performing Animals Protection Act in *NSPCA v Minister of Agriculture, Forestry and Fisheries*” 2014 *South African Journal on Human Rights* 30(1) 183-195

**Environmental law and insolvency**

Mamutse Blanca and Fogleman Valerie “Improving the Treatment of Environmental Claims in Insolvency” 2013 *Journal of Business Law* 5:486-509

Stander AL “Die toepassing van verskillende teorieë vir die beoordeling van die regsposisie van voorkeurskuldeisers in 'n oorgrens insolvensieprosedure” 2015 *TSAR* 105-124

Stander AL “Plaaslike versekerde en preferente kuldeisers in oorgrens insolvensiesprosedures” 2015 *TSAR* 738-755

Stander AL “Enkele opmerkings oor bankrot munisipaliteite” 2015 PER 18(5):1405-1439