



20 October 2023
University of Cambridge
Lauterpacht Centre for International Law
Cambridge, UK

LAUTERPACHT CENTRE CONFERENCE ON
INTERNATIONAL DISPUTE SETTLEMENT

RESORT TO INTERNATIONAL ADVISORY PROCEEDINGS

In Partnership with:

Cambridge Centre for Environment, Energy and Natural Resources Governance
LUISS Centre for International and Strategic Studies
Amsterdam Centre for International Law
American Journal of International Law (AJIL) Unbound

Welcome coffee

Opening and context (9:15–10:00hs)

Introduction to the Conference: The strategic function of advisory opinions, Prof. Jorge E. Viñuales

Historical background on advisory opinions and international organisation, Prof. Eyal Benvenisti

Coffee break

The turn to advisory proceedings (10:30–12:00hs)

Roundtable moderated by Prof. Jorge E. Viñuales, with the participation of Prof. Payam Akhavan, Prof. Freya Baetens, Prof. Margaretha Wewerinke-Singh and Samuel Wordsworth KC

Lunch break

Palestine at the World Court (14:00–15:30hs)

Roundtable moderated by Prof. Fernando Lusa Bordin, with the participation of Dr Naomi Hart, Prof. Brendan Plant, Prof. Yuval Shany and Elizabeth Wilmshurst CMG KC.

Coffee break

The advisory proceedings on climate change (16:00–17:30hs)

Roundtable moderated by Prof. Harro van Asselt, with the participation of Prof. Nicolas Angelet, Prof. Federica Paddeu, Prof. Pietro Pustorino and Prof. Lavanya Rajamani.

Brief refreshment break

Closing segment (17:45-18:45hs)

Keynote lecture by Prof. Jean-Marc Thouvenin, followed by a discussion moderated by Prof. Eyal Benvenisti

Biographies of speakers (alphabetical order)**Professor Payam Akhavan**

Payam Akhavan, LL.M. S.J.D. (Harvard) OOnt FRSC, is Professor of International Law, Senior Fellow and the inaugural holder of the Chair in Human Rights at Massey College, University of Toronto. He is also an Associate Member of the Institut de Droit International, Member of the Permanent Court of Arbitration at The Hague, and Special Advisor on Genocide to the Prosecutor of the International Criminal Court. He was previously Full Professor at McGill University Faculty of Law (2005-20), Distinguished Visitor at the University of Toronto Faculty of Law, and Fernand Braudel Senior Fellow at the European University Institute in Florence, with other appointments at Yale Law School, Leiden University, Oxford University, Université Paris Nanterre, Sciences Po École de Droit, and University of Fiji.

He has published extensively on human rights and international criminal law in leading academic journals and delivered the 2017 CBC Massey Lectures in Canada. He was the first Legal Advisor to the Prosecutor's Office of the International Criminal Tribunal for the former Yugoslavia (1994-2000) at The Hague. He has also served with the UN investigating atrocities in conflict zones – including Bosnia and Herzegovina, Croatia, Cambodia, Guatemala, Rwanda, and Timor Leste – and defended genocide survivors – including the Bahá'ís of Iran, the Yazidi of Iraq, and Myanmar's Rohingya minority.

He has served as counsel and advocate in notable cases before the International Court of Justice, the International Tribunal for the Law of the Sea, the International Criminal Court, the European Court of Human Rights, the Inter-American Court of Human Rights, the Supreme Court of Canada, and the Supreme Court of the United States. He also serves as Senior Advisor to the Ministry of Global Affairs of Canada and member of the Advisory Panel on the Ukraine International Airlines Flight PS752 Tragedy, Special Advisor to the Prosecutor-General of Ukraine on international crimes arising from the 2022 Russian invasion, Counsel to the Commission of Small Island States on Climate Change and International Law, Honourary Canadian Co-Chair of the Raoul Wallenberg Centre for Human Rights, and Co-Founder of the Iran Human Rights Documentation Centre. He is recipient of the 2021 Human Rights Award of the Law Society of Ontario and his human rights work has been featured in the *New York Times*, BBC HARDtalk, and other media.

Professor Nicolas Angelet

Nicolas Angelet is a professor of international law at Ghent University and the Université Libre de Bruxelles. He practices public international law as a member of the Brussels Bar and associate tenant of Doughty Street Chambers, London. He sits as an arbitrator in investor-State disputes and acts as counsel in public international law matters before domestic courts, international arbitral tribunals, the International Court of Justice, the International Tribunal for the Law of the Sea, and the European Court of Justice.

Professor Freya Baetens

Freya Baetens is Professor of Public International Law at the Faculty of Law of the University of Oxford, Head of Programmes at the Bonavero Institute of Human Rights and Fellow at Mansfield

College. She is also affiliated with the PluriCourts Centre of Excellence (Faculty of Law, Oslo University) and the Europa Institute (Faculty of Law, Leiden University). She has been a visiting professor at the KU Leuven (Belgium), Max Planck Institute for International, European and Regulatory Procedural Law (Luxembourg), Université Paris Nanterre (France), National University Singapore (Singapore), Sydney Law School (Australia), Xi'an Jiaotong Law School (China), FHR Lim A Po Institute (Suriname) and the World Trade Institute, Bern University (Switzerland).

As a Member of the Brussels Bar, she regularly acts as counsel or expert in international and European disputes before international tribunals (including inter-State and investor-State arbitration) and courts such as the European Court of Human Rights, the Inter-American Court of Human Rights, the World Trade Organisation and the European Court of Justice. She is listed on the Panel of Arbitrators and Conciliators of the International Centre for the Settlement of Investment Disputes (ICSID), the South China International Economic and Trade Arbitration Commission (Shenzhen Court of International Arbitration) and the Hong Kong International Arbitration Centre (HKIAC). She undertook her doctoral research at the University of Cambridge (Gonville and Caius College), after obtaining LLB and LLM degrees from the University of Ghent (Belgium) and an LLM degree from the University of Columbia (USA).

Professor Eyal Benvenisti

Eyal Benvenisti is the Whewell Professor of International law at the University of Cambridge and the Director of the Lauterpacht Centre for International Law. He was Anny and Paul Yanowicz Professor of Human Rights, Tel Aviv University Faculty of Law (from 2002) and Hersch Lauterpacht Professor of Law at the Hebrew University (from 1990). He was Global Professor of Law at New York University School of Law (since 2003). He was Visiting Professor at Yale, Harvard, Toronto, Columbia, Pennsylvania, Michigan, and gave a special course at The Hague Academy of International Law (2013). Eyal's areas of research and teaching are international law, constitutional law and administrative law. He was Project Director for the "GlobalTrust – Sovereigns as Trustees of Humanity" research project, funded by an ERC Advanced Grant (2013-2018).

Professor Benvenisti is the recipient of several prizes including the Humboldt Research Award and the Francis Deak Prize. He is a Member of the Institut de droit international (2011) and a co-Editor of the British Yearbook of International Law. He was on the Editorial Board of the American Journal of International Law (2009-2018), and International Law in Domestic Courts. Eyal's most recent publications include: *Between Fragmentation and Democracy: The Role of National and International Courts* (Cambridge University Press, 2017, with George W. Downs), *The Law of Global Governance*, in the Collected Courses of The Hague Academy of International Law (2014; issued also as a "pocket book" in the Hague Academy series), and *Sovereigns as Trustees of Humanity: On the Accountability of States to Foreign Stakeholders*, 107 AM. J. INT'L. L. 295 (2013). He is a member of the Israeli Academy for Sciences and Humanities.

Associate Professor Fernando Lusa Bordin

Fernando Lusa Bordin is a College Associate Professor and John Thornely Fellow in Law at Sidney Sussex College, University of Cambridge. His research focuses on topics of public international law, including international legal theory, law-making, the law of international organizations, international dispute settlement, the law on the use of force and international investment law. His monograph, *The Analogy between States and International Organizations*,

was published by Cambridge University Press and received the 2020 Certificate of Merit in a Specialized Area of International Law from the American Society of International Law.

Prior to taking his post in Cambridge, Fernando received an LL.B. (with honours) from the Federal University of Rio Grande do Sul (Brazil), an LL.M. from NYU School of Law (where he was a Grotius Scholar), the Diploma of Public International Law from the Hague Academy of International Law and a PhD from the University in Cambridge (for which he received the Yorke Prize). He served as Assistant to Professor Giorgio Gaja at the International Law Commission in the summers of 2009 and 2011, and as Judicial Fellow (law clerk) to Judge Cançado Trindade at the International Court of Justice between 2009 and 2010. He also worked as Research Associate to Prof James Crawford in 2014, and served as Junior Counsel for Mauritius in the *Chagos Marine Protected Area Arbitration (Mauritius v UK)*.

Fernando is an editor of the Oxford International Organizations (OXIO) database and a Rapporteur for the Study Group of the International Law Association on the International Law of Regional Organizations.

Dr Naomi Hart

Naomi has a diverse practice in international, commercial, public and human rights law. She has acted in eight cases before the International Court of Justice as well as in proceedings before the International Tribunal for the Law of the Sea, the European Court of Human Rights, and the Council of the International Civil Aviation Organization. Her current and recent cases include *Allegations of Genocide under the Convention on the Prevention and Punishment of the Crime of Genocide (Ukraine v Russian Federation)* (ICJ, acting for the UK as intervener), *Sovereignty over the Sapodilla Cayes (Belize v Honduras)* (ICJ, acting for Belize), *Request for an Advisory Opinion submitted by the Commission of Small Island States on Climate Change and International Law* (ITLOS, acting for Belize), *Azerbaijan v Armenia (No. 1)* (ECtHR, acting for Azerbaijan) and *SS Tilawa (Argentum Exploration Ltd v Government of Republic of South Africa)* (Court of Appeal of England and Wales, acting for South Africa).

Naomi is routinely involved in cases before English and foreign domestic courts which involve questions of public international law as well as in investor-State disputes. Across this range of cases, she has advised and acted for governments, international organisations, civil society organisations and private parties on matters relating to territorial delimitation, self-determination, the law of the sea, occupation of territory, war crimes, genocide, privileges and immunities, climate change, international administrative law, sanctions, international trade law, the act of State doctrine, and inter-State espionage. She also has a wide human rights practice before English, international and foreign domestic courts, much of which is pro bono.

Naomi was appointed to both the Public International Law C Panel of Junior Counsel and the Attorney General's London C Panel of Civil Counsel. She is also a Trustee of the British Institute of International and Comparative Law and a member of the Bar Council's International Committee.

Naomi holds a doctorate in international law from the University of Cambridge, for which was she awarded the Faculty of Law's prestigious Yorke Prize. She is admitted as a solicitor in New South Wales. At the University of Sydney, she received First Class Honours in her Law degree (ranking second in her year) and the University Medal and First Class Honours in History (ranking first in her year).

Associate Professor Federica Paddeu

Dr Federica Paddeu is an Associate Professor of Law at the Faculty of Law, University of Cambridge, the Derek Bowett Fellow, Queens' College, Cambridge, a Fellow of the Lauterpacht Centre for International Law and a member of Blackstone Chambers Academic Research Panel.

She trained as a lawyer (abogado) receiving her degree cum laude from the Universidad Católica Andrés Bello, Caracas, Venezuela, and she subsequently obtained an LLM in international law (first class honours, Clive Parry Prize for International Law) and PhD (Yorke Prize), University of Cambridge.

Federica is a general international lawyer and her main research interests are the law of State responsibility, the law on the use of force, international investment law, legal theory and practice of exceptions. Her work has been published in leading international law journals, including the *British Yearbook of International Law*, the *European Journal of International Law* and the *American Journal of International Law*. A monograph based on her PhD dissertation, *Justification and Excuse in International Law: Concept and Theory of General Defences*, was published by Cambridge University Press in 2018.

Before arriving at Cambridge, she worked for Baker & McKenzie (Caracas office) as a law-clerk and a paralegal in the criminal law and labour law departments. She is admitted to practice in Venezuela, as a member of the Caracas (Distrito Federal) Bar.

Associate Professor Brendan Plant

Brendan Plant is Associate Professor of Law at Downing College, University of Cambridge, a Fellow of the Lauterpacht Centre for International Law, and a barrister at Twenty Essex Chambers.

He has a broad practice covering all aspects of public international law and commercial arbitration. He has advised states, NGOs and private entities on a wide range of issues, including territorial sovereignty and land boundaries, maritime delimitation and the law of the sea, international environmental law, international investment protection, immunities, sanctions, the law of treaties, human rights, refugee law, and international cultural heritage law. He also has experience in commercial arbitration. Brendan has acted in cases before a variety of international courts and tribunals, including the International Court of Justice, the European Court of Human Rights, the African Commission on Human and Peoples' Rights, the UN Committee Against Torture, and the East African Court of Justice. He has also acted in cases before national courts, including the UK Supreme Court and the High Court of Australia.

He was previously an Academic Research Panelist at Blackstone Chambers (2015–2021), where he assisted on questions concerning human rights and refugee law, media law, privacy and data protection, and he has practised at major law firms in Sydney and London. He has also held research fellowships at a number of institutions: at the British Institute of International and Comparative Law, the Max Planck Institute for Comparative Public Law and International Law in Heidelberg, the University of Freiburg, and the European Centre for Minority Issues.

Brendan is co-author of *Evidence before the International Justice* (2009, BIICL), and author of *Effectiveness and the Adjudication of Territorial Disputes* (forthcoming, Oxford University Press). He teaches international law and contract law at the University of Cambridge, and has lectured on all aspects of public international law at universities around the world.

Professor Pietro Pustorino

Pietro Pustorino is a Full Professor of International Law and the Director of the Center for International and Strategic Studies (CISS), Luiss Guido Carli, Rome. Professor Pustorino is the author of many books and articles on different issues of public international law, in particular on human rights. His most recent publications include an *Introduction to International Human Rights Law* (Springer 2023) and several research articles. Professor Pustorino is also the Director of the LL.M. in public international law, Luiss Guido Carli, Rome, and he has been a visiting professor of international law at several universities both in Europe and around the world. In addition to his academic career, Professor Pustorino has been legal advisor of the Italian Ministry of Foreign Affairs on matters of public international law and, between 2020-2021, he was a member of the Committee of Experts set up by the Ministry of the Environment to support the G20 2021 meeting on Climate and Energy issues.

Professor Lavanya Rajamani

Lavanya Rajamani is a Professor of International Environmental Law, Faculty of Law, University of Oxford, and Yamani Fellow in Public International Law, St Peter's College, Oxford. She was formerly a Professor at the Centre for Policy Research, New Delhi, where she now holds a Visiting Professorship. Before that she was a University Lecturer in Environmental Law, and Fellow & Director of Studies in Law at Queens' College, Cambridge. Lavanya holds an LL.M. from Yale, a DPhil and BCL from Oxford, where she was a Rhodes scholar, and a B.A.L.L.B. (Honours) from National Law School, Bangalore, where she graduated at the top of her class with several gold medals.

Lavanya writes, teaches and advises on international environmental law, in particular international climate change law and policy. Her latest book is the second edition of *The Oxford Handbook of International Environmental Law* (August, 2021) which she co-edited with Jacqueline Peel, University of Melbourne. Her previous book titled, *Innovation and Experimentation in the International Climate Change Regime*, based on a Special Course she delivered at the Hague Academy of International Law, was published in March 2020 as part of the Collected Courses of the Hague Academy of International Law/Recueil des Cours. Her book *International Climate Change Law* (Oxford University Press, UK, 2017), co-authored with Daniel Bodansky and Jutta Brunnée won the 2018 American Society of International Law Certificate of Merit in a Specialized Area of International Law. She has published widely in her specialty areas in the leading academic journals and she has held visiting professorships and taught courses on public international law in different institutions around the world.

She serves as Coordinating Lead Author of the chapter on 'International Cooperation' in the Sixth Assessment Report of the Intergovernmental Panel on Climate Change. She has also served as Rapporteur for the International Law Association's Committee on Legal Principles Relating to Climate Change, and as Research Director for the Hague Academy of International Law's Centre for Studies and Research.

Lavanya's academic work on the international climate change regime is informed by extensive practice. She has worked on and tracked the climate negotiations in different capacities, including as a negotiator for the Alliance of Small Island States, and legal advisor to the UN Climate Secretariat, the Danish Ministry of Climate Change and the Indian Ministry of Environment and Forests. She was part of the UNFCCC core drafting and advisory team at the 2015 Paris negotiations, and, was identified by Climate Home News as one of the 'Women to watch ahead of the UN's 2015 Climate Summit.' She is also involved in differing capacities, but in particular

in providing the evidence base, in current and prospective climate cases before national and international courts. She is currently external counsel supporting the Government of Vanuatu in its pursuit of an Advisory Opinion from the International Court of Justice on the climate crisis.

Professor Yuval Shany

Prof. Yuval Shany is the Hersch Lauterpacht Chair in International Law and former Dean of the Law Faculty of the Hebrew University of Jerusalem and a Member of the Institut de Droit International. He was a member of the UN Human Rights Committee from 2013 to 2020, and he served for one year during that time as Chair of the Committee. He currently serves as a senior research fellow at the Israel Democracy Institute, the Chair of the Hebrew University's Minerva Center for Human Rights' academic committee, co-director of the Faculty's International Law Forum and transitional justice programme, and the head of the CyberLaw programme of the Hebrew University CyberSecurity Research Centre. His research focuses on international human rights law, international humanitarian law, international courts and tribunals and international law in cyberspace.

Professor Jean-Marc Thouvenin

Jean-Marc Thouvenin is the Secretary-General of the Hague Academy of International Law, professor of international law at the University Paris Nanterre, where he directed the Centre de Recherche en droit international (CEDIN) for 8 years, and a partner at Sygna Partners, where he leads the International Litigation and Arbitration Department.

Jean-Marc has over three decades of experience advising and representing States before international courts and tribunals. He has advised African, Middle East, Asian, Latin American and European States, and is a leading practitioner in public international law and international dispute settlement on subjects which include international boundaries, law of the sea (status of islands, basepoints and baselines, maritime delimitation), climate change, treaty interpretation, customary law, international sanctions, and reparations among others. He regularly pleads before the International Court of Justice, the Permanent Court of Arbitration, the Tribunal for the Law of the Sea, and the Court of Justice of the European Union. In particular, he has been counsel and advocate for Ukraine in its disputes against Russia since 2017.

Jean-Marc is the author of numerous books and publications on international law and European Union competition law. His working languages are French and English.

Professor Harro van Asselt

Professor Harro van Asselt holds the Hatton Professorship in Climate Law at the University of Cambridge. At Cambridge he is also a Law Fellow at Hughes Hall. He is also a Professor of Climate Law and Policy at the University of Eastern Finland Law School, and an Affiliated Researcher with the Stockholm Environment Institute. He is the Editor-in-Chief of the *Review of European, Comparative & International Environmental Law* (RECIEL), one of the top peer-reviewed environmental law journals. He has held visiting research and/or teaching positions at a number of leading international institutions, including Utrecht University, the University of Georgia, the University of Strathclyde, Bar-Ilan University, the Tokyo Institute of Technology, and the Finnish Institute for International Affairs. He is also a Senior Research Fellow with the Earth System Governance project and a Steering Committee member of its Task Force on Earth System Law, a member of the IUCN World Commission on Environmental Law, and a member of Climate Strategies, and he has been a member of the International Law Association Committee

on Sustainable Development and the Green Economy in International Trade Law and a member of the E15 Expert Group on Measures to Address Climate Change and the Trade System, hosted by the World Economic Forum and the International Centre for Trade and Sustainable Development.

Professor van Asselt has published extensively in the field of climate change law and policy, covering developments in international, European, and national climate law and governance. His books include *The Fragmentation of Global Climate Governance* (Edward Elgar 2014), *The Art and Craft of International Environmental Law* (Oxford University Press, 2nd edn. forthcoming, with Daniel Bodansky), *Governing Climate Change* (Cambridge University Press 2018, co-edited with Andrew Jordan and others), *The Politics of Fossil Fuel Subsidies and Their Reform* (Cambridge University Press 2018, co-edited with Jakob Skovgaard), and the *Research Handbook of Climate Finance and Investment Law* (Edward Elgar forthcoming, with Michael Mehling). His work has appeared in leading law journals (*American Journal of International Law*, *Law & Policy*, *Journal of Environmental Law*, *Transnational Environmental Law*, *New York University Journal of International Law & Politics*) and leading interdisciplinary journals (*Nature*, *Science*, *Nature Climate Change*, *Annual Review of Environment and Resources*).

Professor van Asselt has contributed to high-level reports informing policymakers, such as the Intergovernmental Panel on Climate Change's Sixth Assessment Report (Working Group III, Chapter 14) and the *Emissions Gap* and *Production Gap* reports (both supported by the UN Environment Programme). He is regularly cited in international media (including *The New York Times*, *Sydney Morning Herald*, *Reuters*, *The Independent*, *Al Jazeera*, and *Politico*), as well as issue-specific media (e.g., *Climate Home*, *Nature News*, *ClimateWire*, *Carbon Pulse*).

Professor van Asselt holds a PhD (with distinction) and a Master's in Law from the Vrije Universiteit Amsterdam.

Professor Jorge E. Viñuales

Professor Jorge E. Viñuales holds the Harold Samuel Chair of Law and Environmental Policy at the University of Cambridge and is the founder and former Director of the Cambridge Centre for Environment, Energy and Natural Resource Governance (C-EENRG). He is also a Member of the Institut de Droit International, the Chairman of the Compliance Committee of the UNECE/WHO Protocol on Water and Health, a member of the Panel of Arbitrators of ICSID, the European Commission and the Shanghai, Shenzhen and Hong Kong International Arbitration Centres, the co-General Editor of the ICSID Reports, the General-Editor of the Cambridge Studies on Environment, Energy and Natural Resources Governance, and the Director-General of the Latin American Society of International Law. At Cambridge, he has served as head of research, director of the PhD programme, director of three MPhil programmes, and centre director. He also holds a fractional appointment as Professor of International Law at the Libera Università Internazionale degli Studi Sociali (LUISS), Rome.

Jorge has published widely in his specialty areas and public international law at large, including most recently his books *The International Law of Energy* (Cambridge University Press, 2022), *ICSID Reports, vol. 20: Attribution of Conduct to the State* (Cambridge University Press, 2022), *Cassese's International Law* (Oxford University Press, 2020, with P. Gaeta and S. Zappala) and *The UN Friendly Relations Declaration at 50: An Assessment of the Fundamental Principles of International Law* (Cambridge University Press, 2020, editor). His interdisciplinary research has appeared in journals such as *Nature Climate Change*, *Nature Energy*, *Global Environmental Change*, *Renewable & Sustainable Energy Reviews*, *Energy Policy* or *Climate Policy*.

Jorge has a wide portfolio of practice in transactional, pre-litigation and litigation matters, which has earned him recognition in major repertories. His experience spans inter-State, investment and commercial proceedings, serving as arbitrator, expert, counsel, co-counsel, policy advisor and, earlier in his career, secretary of arbitration tribunals. Representative examples include acting as Respondent-appointed arbitrator in the landmark *Green Power v. Spain* case, advising the Republic of Vanuatu in its high-profile initiative to seek an advisory opinion on climate change from the International Court of Justice, advising several States in pre-litigation and litigation matters before the ICJ and other bodies relating to environmental law, maritime delimitation and human rights, advising both States and foreign investors in several investment arbitration proceedings involving large claims (EUR 420M, EUR 700M, USD 1B), acting as expert on immunities in criminal proceedings involving the King of a European State in relation to a multibillion-euro transaction, acting as expert investment proceedings on defences under public international law, or advising a hedge fund specialised in AI and robotics on its ESG strategy.

A dual Swiss/Argentine national, Jorge was educated in France (Doctorat - Sciences Po, Paris), the United States (LL.M. - Harvard Law School), Switzerland (Licence and Diplôme d'études approfondies in international relations, IUHEI; LL.B., Universität Freiburg; Licence and Diplôme d'études approfondies in political science, Université de Genève), and Argentina (Abogado, UNICEN). He qualified as an attorney in Buenos Aires and New York, and he served as a member of the foreign lawyers section of the Geneva Bar. His native language is Spanish, and he is professionally fluent in English, French and Italian.

Associate Professor Margaretha Wewerinke-Singh

Margaretha Wewerinke-Singh is Associate Professor of Law at the University of Amsterdam's Faculty of Law and Adjunct Professor of Law at the University of Fiji's Justice Devendra Pathik School of Law. She also serves as the Deputy Regional Director for Europe of the Global Network on Human Rights and the Environment, is a member of the Human Rights Committee of the Netherlands Advisory Council on International Affairs, and a member of the Scientific Advisory Boards of the *European Journal of International Law* and the *Max Planck Yearbook of United Nations Law*, and of the Editorial Board of the *Asia Pacific Journal of Environmental Law*.

Margaretha has published widely in the field of international law, including articles in leading international law journals as well as interdisciplinary journals such as *Nature Climate Change* and *Climate Policy*. Her books include the *Cambridge Handbook on Climate Change Litigation* (forthcoming with Cambridge University Press, with Sarah Mead, editor), *Environmental Law and Governance in the Pacific: Climate Change, Biodiversity and Communities* (Routledge 2020, with Evan Hamman, editor) and *State Responsibility, Climate Change and Human Rights under International Law* (Hart Publishing 2019). In 2018 she received an Veni-grant from the Netherlands Organisation for Scientific Research for her project 'Climate Justice through the Courts' (2019-2023), which uses socio-legal research to investigate the effectiveness and potential drawbacks of rights-based climate litigation.

Margaretha's research builds on more than fifteen years of practice. She currently practices from Blue Ocean Law, a boutique international law firm based in Guam specialised in human rights, Indigenous rights and environmental justice. She has advised governments and international organisations in international climate change negotiations, represented non-governmental organisations at the UN Human Rights Council, and advised the Office of the UN High Commissioner for Human Rights and the African Commission on Human and Peoples' Rights

and the on the nexus between climate change and human rights. She currently serves as lead counsel for Vanuatu in the advisory proceedings on climate change before the International Court of Justice (with Julian Aguon at Blue Ocean Law), and chairs the Loss and Damage Subcommittee of the Commission of Small Island States on Climate Change and International Law's Committee of Legal Experts.

Margaretha holds a PhD from the European University Institute, a European Master's in Human Rights and Democratisation (E.MA) from the European Inter-University Centre on Human Rights and Democratisation, a Graduate LLB from Nottingham Law School and a BA (Philosophy) and BSc (Cultural Anthropology & Development Studies) from the Radboud University. She received a Lord Justice Holker Award from the Honourable Society of Gray's Inn (London) and was called to the Bar of England and Wales. She is also a Barrister & Solicitor of the Supreme Court of Vanuatu.

Elizabeth Wilmshurst CMG KC

Elizabeth Wilmshurst CMG KC is Distinguished Fellow, International Law, at Chatham House and an Academic Expert at Doughty Street Chambers. She was a legal adviser in the United Kingdom diplomatic service between 1974 and 2003. Between 1994 and 1997 she was the Legal Adviser to the UK mission to the United Nations in New York.

She took part in the negotiations for the establishment of the International Criminal Court. Her experience has been in public international law generally, with a particular emphasis on the use of force, international criminal law, the law of the United Nations and its organs, consular and diplomatic law, State and sovereign immunity and international humanitarian law.

Samuel Wordsworth KC

Samuel Wordsworth is a barrister at Essex Court Chambers specialised in public international law and international arbitration. He is regularly instructed by Governments in international cases and has appeared before numerous international tribunals including the International Court of Justice and Tribunals constituted with respect to the Law of the Sea. He is a Visiting Professor teaching investment arbitration at Kings College, London and is regularly instructed as counsel in investment treaty disputes (he also sits as arbitrator in a limited number of disputes).

Notable cases as counsel that are in the public domain include: before the ICJ, *Guatemala's Territorial, Insular and Maritime Claim* (for Belize); the *Iran v USA* cases concerning *Alleged violations of the 1955 Treaty of Amity* and *Certain Iranian Assets* (for Iran); the *Ukraine v Russia* case concerning alleged financing of terrorism and racial discrimination in Crimea (for Russia) (resigned from case, February 2022); the request for an Advisory Opinion concerning the decolonisation of Mauritius (for the UK); the *Bolivia v Chile* case concerning the obligation to negotiate access to the Pacific Ocean (for Chile) and the *Chile v Bolivia* case concerning the Silala river (for Chile); the *Peru v Chile* and *Costa Rica v Nicaragua* maritime boundary cases (for Chile, for Costa Rica); the cases concerning *Certain Activities and the Road* (for Costa Rica); Advisory Opinion concerning the *Kosovo* case (for the UK); the *Diallo* case (for *Guinea*); before the ITLOS and *ad hoc* tribunals, the *Ukraine v Russia* cases concerning Coastal State rights in the Black Sea and Detention of Naval Vessels (for Russia) (resigned from case, February 2022); the *Mox plant* case (for the UK), the *Chagos Islands* case *Mauritius v UK* (for the UK), the *Kishenganga* case (for Pakistan); before the Iran-US Claims Tribunal, Case A15 concerning Iranian property in the USA (for Iran); the European Court of Human Rights, *Al-Skeini v UK*, *Al-Jedda v UK and Hassan v UK* (for the UK), the *Nada* and *Al Dulimi* cases (for the UK); *Hanan v Germany* (for Rights Watch UK, intervening); before the UK Supreme Court *Serdar Mohammed*



(concerning legality of UK detention operations in Afghanistan), *Belhaj* (concerning alleged complicity of the UK in torture); before the Singapore courts: *Swissbourgh Diamond Mines and others v Kingdom of Lesotho* (for Lesotho).