Bibliography

- Abbott, Kenneth W. "Corruption, Fight against." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.
- Alberts, Bruce, Alexander Johnson, Julian Lewis, Martin Raff, Keith Roberts and Peter Walter. *Molecular Biology of the Cell* (5th edition). New York: Garland Science, 2012.
- Al-Sanhoury, Abd Al-Razzâq and Édouard Lambert. *Les Restrictions Contractuelles à la Liberté Individuelle de Travail dans la Jurisprudence Anglaise. Contribution à l'Etude Comparative de la Règle de Droit et du Standard Juridique*. Paris: Marcel Giard, 1925.
- Anaya, James S. *Indigenous Peoples in International Law*. Oxford: Oxford University Press, 2004.
- Andersen, Regine, Morten W. Tvedt, Ole Kristian Fauchald, Tone Winge, Kristin Rosendal and Peter Johan Schei. *International Agreements and Processes Affecting an International Regime on Access and Benefit Sharing under the Convention on Biological Diversity: Implications for Its Scope and Possibilities of a Sectoral Approach*. Fridtjof Nansen Institute Report No. 3/2010. Lysaker: Fridtjof Nansen Institute, 2010.
- Argumedo, Alejandro. *Community Biocultural Protocols: Building Mechanisms for Access and Benefit-Sharing among the Communities of the Potato Park Based on Quechua Customary Norms*. London: International Institute for Environment and Development, 2011.
- Arnaud, André-Jean, ed. *Dictionnaire Encyclopédique de Théorie et de Sociologie du Droit*. Paris: Librairie Générale de Droit et de Jurisprudence, 1988.
- Aust, Anthony. *Modern Treaty Law and Practice*. Cambridge: Cambridge University Press, 2007.
- . "Limping Treaties: Lessons from Multilateral Treaty-Making." *Netherlands International Law Review* 50 (2003): 243.
- Bagley, Margo A. and Arti K. Rai. *The Nagoya Protocol and Synthetic Biology Research: A Look at the Potential Impacts*. Washington DC: Wilson Centre, 2013.
- Barelli, Mauro. "The Role of Soft Law in the International Legal System: The Case of the United Nations Declaration on the Rights of Indigenous Peoples." *International and Comparative Law Quarterly* 58 (2009): 957.
- Bartels, Lorand. "Trade and Human Rights." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.
- Basdevant, Jules, ed. *Dictionnaire de la Terminologie du Droit International*. Paris: Sirey, 1960.
- Bavikatte, Kabir and Harry Jonas. *Bio-Cultural Community Protocols: A Community Approach to Ensuring the Integrity of Environmental Law and Policy*. Nairobi: UNEP, 2009.

- Bavikatte, Kabir and Daniel F. Robinson. "Towards a People's History of the Law: Biocultural Jurisprudence and the Nagoya Protocol on Access and Benefit Sharing." *Law, Environment and Development* 7 (2011): 35.
- Berne Declaration and Natural Justice. *Access or Utilization – What Triggers User Obligations? A Comment on the Draft Proposal of the European Commission on the Implementation of the Nagoya Protocol on Access and Benefit Sharing*. Cape Town and Zurich: Berne Declaration and Natural Justice, 2013.
- Bessa, Adriana. *Traditional Local Communities in International Law*. PhD thesis, European University Institute, 2013.
- Beyerlin, Ulrich and Thilo Marauhn. *International Environmental Law*. Oxford: Hart Publishing, 2011.
- Beyerlin, Ulrich, Peter-Tobias Stoll and Rüdiger Wolfrum, eds. *Ensuring Compliance with Multilateral Environmental Agreements: A Dialogue between Practitioners and Academia*. Leiden: Martinus Nijhoff, 2006.
- Bhalla, Ajit, Dilmus James and Yvette Stevens, eds. *Blending of New and Traditional Technologies: Case Studies*. Geneva: ILO, 1984.
- Biber-Klemm, Susette, Kristin Rosendal, Kate Davis, Laurent Gautier and Silvia I. Martinez. "Governance Options for Ex Situ Collections in Academic Research." In *Global Governance of Genetic Resources: Access and Benefit Sharing After the Nagoya Protocol*, edited by Sebastian Oberthür and Kristin Rosendal, 213. London: Routledge, 2013.
- Birnie, Patricia, Alan Boyle and Catherine Redgwell. *International Law and the Environment* (3rd edition). Oxford: Oxford University Press, 2009.
- Bodansky, Daniel. *The Art and Craft of International Environmental Law*. Cambridge: Harvard University Press, 2011.
- Bodansky, Daniel, Jutta Brunnée and Ellen Hey, eds. *The Oxford Handbook of International Environmental Law*. Oxford: Oxford University Press, 2007.
- Bodansky, Daniel and Elliott Diringer. *The Evolution of Multilateral Regimes: Implications for Climate Change*. Arlington: Pew Center on Global Climate Change, 2010.
- Boisson de Chazournes, Laurence and Makane M. Mbengue. "A 'Footnote as a Principle.' Mutual Supportiveness and Its Relevance in an Era of Fragmentation." In *Coexistence, Cooperation and Solidarity: Liber Amicorum Rüdiger Wolfrum*, edited by Holger P. Hestermeyer, Doris König, Nele Matz-Lück, Volker Röben, Anja Seibert-Fohr, Peter-Tobias Stoll and Silja Vöneky, 1615. Leiden: Martinus Nijhoff, 2011.
- . "A Propos Du Principe Soutien Mutuel: Les Relations Entre Le Protocol de Cartagena et Les Accords de l'OMC." *Revue Générale de Droit International Public* 4 (2007): 829.
- Boyle, Alan. "Environment and Human Rights." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.

- . “Human Rights and the Environment: Where Next?” *European Journal of International Law* 23 (2012): 1.
- . “Human Rights or Environmental Rights? A Reassessment.” *Fordham Environmental Law Review* 18 (2007): 471.
- Boyle, Alan and Christine Chinkin. *The Making of International Law*. Oxford: Oxford University Press, 2007.
- Brown Weiss, Edith and Ahila Sornarajah. “Good Governance.” In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.
- Brunnée, Jutta. “Multilateral Environmental Agreements and the Compliance Continuum.” In *Multilevel Governance of Global Environmental Change: Perspectives from Science, Sociology and the Law*, edited by Gerd Winter, 387. Cambridge: Cambridge University Press, 2011.
- . “Common Areas, Common Heritage and Common Concern.” In *The Oxford Handbook of International Environmental Law*, edited by Daniel Bodansky, Jutta Brunnée and Ellen Hey, 550. Oxford: Oxford University Press, 2007.
- Buck, Matthias and Clare Hamilton. “The Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from Their Utilization to the Convention on Biological Diversity.” *Review of European Community and International Environmental Law* 20 (2011): 47.
- Burton, Geoff. “Implementation of the Nagoya Protocol in JUSCANZ Countries: The Unlikely Lot.” In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 295. Leiden: Martinus Nijhoff, 2013.
- Byrnes, Andrew and Catherine Renshaw. “Within the State.” In *International Human Rights Law*, edited by Daniel Moeckli, Sangeeta Shah and Sandesh Sivakumaran, 498. Oxford: Oxford University Press, 2010.
- Cabrera Medaglia, Jorge. “The Implementation of the Nagoya Protocol in Latin America and the Caribbean: Challenges and Opportunities.” In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 331. Leiden: Martinus Nijhoff, 2013.
- Cabrera Medaglia, Jorge, Frederic Perron-Welch and Olivier Rukundo. *Overview of National and Regional Measures on Access to Genetic Resources and Benefit-Sharing: Challenges and Opportunities in Implementing the Nagoya Protocol*. Ottawa: Centre for International Sustainable Development Law, 2011.
- Cabrera Medaglia, Jorge and Christian Silva López. *Addressing the Problems of Access: Protecting Sources, While Giving Users Certainty*. Gland: IUCN, 2007.

- Campanelli, Danilo. "Solidarity, Principle of." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.
- Cardesa-Salzmann, Antonio. "Constitutionalising Secondary Rules in Global Environmental Regimes: Non-Compliance Procedures and the Enforcement of Multilateral Environmental Agreements." *Journal of Environmental Law* 24 (2012): 103.
- Cariño, Joji, Chee Yoke Ling, Michael Frein, Edward Hammond, François Meienberg, Hartmut Meyer and Christine von Weizsäcker. *Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from Their Utilization: Background and Analysis*. The Berne Declaration, Bread for the World, Ecoropa, Tebtebba and Third World Network, 2013. www.evb.ch/cm_data/Nagoya_Protocol_complete_final.pdf.
- Chandler, Melinda. "The Biodiversity Convention: Selected Issues of Interest to the International Lawyer." *Colorado Journal of International Environmental Law and Policy* 4 (1993): 141.
- Chasek, Pamela S. and Lynn M. Wagner, eds. *The Roads from Rio: Lessons Learned from Twenty Years of Multilateral Environmental Negotiations*. New York: Routledge, 2012.
- . "An Insider's Guide to Multilateral Environmental Negotiations since the Earth Summit." In *The Roads from Rio: Lessons Learned from Twenty Years of Multilateral Environmental Negotiations*, edited by Pamela S. Chasek and Lynn M. Wagner, 1. New York: Routledge, 2012.
- Chayes, Abram and Antonia Handler Chayes. "On Compliance." *International Organization* 47 (1993): 175.
- Chesterman, Simon. "Rule of Law." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.
- Chiarolla, Claudio. "The Role of Private International Law under the Nagoya Protocol." In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 423. Leiden: Martinus Nijhoff, 2013.
- Chiarolla, Claudio, Sélim Louafi and Marie Schloen. "An Analysis of the Relationship between the Nagoya Protocol and Instruments Related to Genetic Resources for Food and Agriculture and Farmers' Rights." In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 83. Leiden: Martinus Nijhoff, 2013.
- Chouchena-Rojas, Martha, Manuel Ruiz Muller, David Vivas Eugui and Sebastian Winkler. *Disclosure Requirements: Ensuring Mutual Supportiveness Between the*

- WTO TRIPS Agreement and the CBD*. Gland and Geneva: Centre for International Environmental Law, International Centre for Sustainable Development and Trade, Institute for Sustainable Development and International Relations, IUCN and Quaker United Nations Office, 2005.
- Churchill, Robin R. and Geir Ulfstein. "Autonomous Institutional Arrangements in Multilateral Environmental Agreements: A Little-Noticed Phenomenon in International Law." *The American Journal of International Law* 94 (2000): 623.
- Cooper, David H. "The International Treaty on Plant Genetic Resources for Food and Agriculture." *Review of European Community and International Environmental Law* 11 (2002): 1.
- Cotula, Lorenzo and Paul Mathieu, eds. *Legal Empowerment in Practice, Using Legal Tools to Secure Land Rights in Africa*. London: International Institute for Environment and Development, 2008.
- Crawford, James. *Brownlie's Principles of Public International Law*. Oxford: Oxford University Press, 2012.
- Crema, Luigi. "Disappearance and New Sightings of Restrictive Interpretation(s)." *European Journal of International Law* 21 (2010): 681.
- Cullet, Philippe. "Environmental Justice in the Use, Knowledge and Exploitation of Genetic Resources." In *Environmental Law and Justice in Context*, edited by Jonas Ebbesson and Phoebe N. Okowa, 371. Cambridge: Cambridge University Press, 2009.
- De Jonge, Bram. "What Is Fair and Equitable Benefit-Sharing?" *Journal of Agricultural and Environmental Ethics* 24 (2011): 127.
- De Jonge, Bram and Michiel Korthals. "Vicissitudes of Benefit Sharing of Crop Genetic Resources: Downstream and Upstream." *Developing World Bioethics* 6 (2006): 144.
- De Jonge, Bram and Niels Louwaars. "The Diversity of Principles Underlying the Concept of Benefit Sharing." In *Genetic Resources, Traditional Knowledge and the Law: Solutions for Access and Benefit Sharing*, edited by Evanson C. Kamau and Gerd Winter, 38. London: Earthscan, 2009.
- De la Fayette, Louise A. "A New Regime for the Conservation and Sustainable Use of Marine Biodiversity and Genetic Resources Beyond the Limits of National Jurisdiction." *The International Journal of Marine and Coastal Law* 24 (2009): 221.
- De Schutter, Olivier. "The Emerging Human Right to Land." *International Community Law Review* 12 (2010): 303.
- Dedeurwaerdere, Tom, Arianna Broggiato, Sélim Louafi, Eric W. Welch and Fulya Batur. "Governing Scientific Research Commons under the Nagoya Protocol." In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 389. Leiden: Martinus Nijhoff, 2013.

- Dias, Braulio. "Preface." In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 1. Leiden: Martinus Nijhoff, 2013.
- Dias, Daniel A., Sylvia Urban and Ute Roessner "A Historical Overview of Natural Products in Drug Discovery." *Metabolites* 2 (2012): 313.
- Doelle, Meinhard. "Compliance and Enforcement in the Climate Change Regime." In *Climate Change and the Law*, edited by Erkki Hollo, Kati Kulovesi and Michael Mehling, 165. New York: Springer, 2013.
- Doswald-Beck, Louise. "Fair Trial, Right To, International Protection." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.
- Dupuy, Pierre-Marie. "A General Stocktaking of the Connections Between the Multilateral Dimension of Obligations and Codification of the Law of Responsibility." *European Journal of International Law* 13 (2002): 1053.
- . "Reviewing the Difficulties of Codification: on Ago's Classification of Obligations of Means and Obligations of Result in Relation to State Responsibility." *European Journal of International Law* 10 (1999): 371.
- Dworkin, Richard, ed. *The Philosophy of Law*. Oxford: Oxford University Press, 1977.
- Ebbesson, Jonas. "Access to Information on Environmental Matters." In *Max Planck Encyclopedia of Public International Law*. (online edition) edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.
- Ellerman, David. "Autonomy in Education and Development." *Journal of International Cooperation in Education* 7 (2004): 3.
- Fedder, Bevis. *Marine Genetic Resources, Access and Benefit-Sharing*. London: Routledge, 2013.
- Fidler, David P. "Negotiating Equitable Access to Influenza Vaccines: Global Health Diplomacy and the Controversies Surrounding Avian Influenza H5N1 and Pandemic Influenza H1N1." *PLoS Medicine* 7 (2010): 1.
- . "Influenza Virus Samples, International and Global Health Diplomacy." *Emerging Infectious Diseases* 14 (2008): 88.
- Fitzmaurice, Malgosia. "The Question of Indigenous Peoples' Rights: a Time for Reappraisal?" In *Statehood and Self-Determination: Reconciling Tradition and Modernity in International Law*, edited by Duncan French, 349. Cambridge: Cambridge University Press, 2013.
- . "Environmental Degradation." In *International Human Rights Law*, edited by Daniel Moeckli, Sangeeta Shah and Sandesh Sivakumaran, 622. Oxford: Oxford University Press, 2010.

- . "The Law of Treaties." In *International Law* (6th edition), edited by Malcolm N. Shaw, 810. Oxford: Oxford University Press, 2008.
- Fodella, Alessandro. "Indigenous Peoples, the Environment and International Jurisprudence." In *International Courts and the Development of International Law – Essays in Honour of Tullio Treves*, edited by Nerina Boschiero, Tullio Scovazzi, Cesare Pitea and Chiara Ragni, 349. The Hague: Asser Press, 2013.
- . "Structural and Institutional Aspects of Non-Compliance Mechanisms." In *Non-Compliance Procedures and Mechanisms and the Effectiveness of International Environmental Agreements*, edited by Tullio Treves, Attila Tanzi, Laura Pineschi, Cesare Pitea, Chiara Ragni and Francesca Romanin Jacur, 355. The Hague: Asser Press, 2009.
- . "International Law and the Diversity of Indigenous Peoples." *Vermont Law Review* 30 (2001): 565.
- Francioni, Francesco. "Equity," in *The Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012).
- . "International Human Rights in an Environmental Horizon." *European Journal of International Law* 21 (2010): 41.
- , ed. *Access to Justice as a Human Right*. Oxford: Oxford University Press, 2007.
- . *Genetic Resources, Biotechnology and Human Rights: The International Legal Framework*. Working Paper. Florence: European University Institute, 2006.
- Franck, Thomas. *Fairness in International Law and Institutions*. Oxford: Oxford University Press, 1995.
- Gardiner, Richard. *Treaty Interpretation*. Oxford: Oxford University Press, 2008.
- Githae, Jack K. "Potential of TK for Conventional Therapy – Prospects and Limits." In *Genetic Resources, Traditional Knowledge and the Law: Solutions for Access and Benefit Sharing*, edited by Evanson C. Kamau and Gerd Winter, 77. London: Earthscan, 2009.
- Glowka, Lyle. "Evolving Perspectives on the International Seabed Area's Genetic Resources Fifteen Years after the 'Deepest of Ironies.'" in *Law, Technology and Science for Oceans in Globalisation*, edited by Davor Vidas, 397. Leiden/Boston: Martinus Nijhoff, 2010.
- Glowka, Lyle, Françoise Burhenne-Guilmin and Hugh Synge. *A Guide to the Convention on Biological Diversity*. Gland: IUCN, 1994.
- Glowka, Lyle and Valérie Normand. "The Nagoya Protocol on Access and Benefit-Sharing: Innovations in International Environmental Law." In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsoumani, 21. Leiden: Martinus Nijhoff, 2013.

- Godt, Christine. "Enforcement of Benefit-Sharing Duties in User Countries." In *Genetic Resources, Traditional Knowledge and the Law: Solutions for Access and Benefit Sharing*, edited by Evanson C. Kamau and Gerd Winter, 419. London: Earthscan, 2009.
- Gorenflo, Larry J., Suzanne Romaine, Russell A. Mittermeier and Kristen Walker-Painemilla. "Co-Occurrence of Linguistic and Biological Diversity in Biodiversity Hotspots and High Biodiversity Wilderness Areas." *Proceedings of the National Academy of Sciences* 19 (2012): 8032.
- Greiber, Thomas. "Common Pools for Marine Genetic Resources: A Possible Instrument for a Future Multilateral Agreement Addressing Marine Biodiversity in Areas Beyond National Jurisdiction." In *Common Pools of Genetic Resources Equity and Innovation in International Biodiversity Law*, edited by Evanson C. Kamau and Gerd Winter, 399. Cheltenham: Edward Elgar, 2013.
- Greiber, Thomas, Sonia Pena Moreno, Mattias Ahrén, Jimena Nieto Carrasco, Evanson C. Kamau, Jorge Cabrera Medaglia, Maria Julia Oliva, Frederic Perron-Welch, Natasha Ali and China Williams. *An Explanatory Guide to the Nagoya Protocol on Access and Benefit-Sharing*. Gland: IUCN, 2012.
- Grierson-Weiler, Todd J. and Ian I. Laird. "Standards of Treatment." In *The Oxford Handbook of International Investment Law*, edited by Peter Muchlinski, Federico Ortino and Christoph Schreuer, 259. Oxford: Oxford University Press, 2008.
- Halewood, Michael, Elsa Andrieux, Léontine Crisson, Jean R. Gapusi, John W. Mulumba, Edmond K. Koffi, Tashi Y. Dorji, Madan Raj Bhatta and Didier Balma. "Implementing 'Mutually Supportive' Access and Benefit Sharing Mechanisms under the Plant Treaty, Convention on Biological Diversity, and Nagoya Protocol." *Law Environment and Development Journal* 9 (2013): 68.
- Halewood, Michael, Isabel Lopez Noriega and Sélim Louafi. "The Global Crop Commons and Access and Benefit-Sharing Laws: Examining the Limits of International Policy Support the Collective Pooling and Management of Plant Genetic Resources." In *Crop Genetic Resources as a Global Commons. Challenges in International Law and Governance*, edited by Michael Halewood, Isabel Lopez Noriega and Sélim Louafi, 1. London: Routledge, 2013.
- Harris, David, Michael O'Boyle, Edward Bates and Carla Buckley, *Law of the European Convention on Human Rights*. Oxford: Oxford University Press, 2009.
- Harrison, James. "United Kingdom Report on the Protection of Foreign Investment." International Congress of Comparative Law, Washington DC, 2010.
- Hart, Herbert L.A. *The Concept of Law*. Oxford: Oxford University Press, 1994.
- Herdegen, Matthias. "International Economic Law." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.

- Hey, Ellen. "Common but Differentiated Responsibilities." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.
- . "Global Environmental Law and Global Institutions: A System Lacking 'Good Process.'" In *Cosmopolitanism in Context: Perspectives from International Law and Political Theory*, edited by Roland Pierik and Wouter Werner, 45. Cambridge: Cambridge University Press, 2010.
- Higgins, Rosalyn. *Problems and Process: International Law and How We Use It*. Oxford: Oxford University Press, 1994.
- Hollis, Duncan B. *The Oxford Guide to Treaties*. Oxford: Oxford University Press, 2012.
- Huggins, Anna. "Protecting World Heritage Sites from the Adverse Impacts of Climate Change: Obligations for States Parties to the World Heritage Convention." *Australian International Law Journal* 14 (2007): 121.
- Inter-American Commission on Human Rights. "Indigenous and Tribal Peoples' Rights over Their Ancestral Lands and Natural Resources. Norms and Jurisprudence of the Inter-American Human Rights System." *American Indian Law Review* 35 (2010): 386.
- International Law Association. *The Hague Conference Report, Rights of Indigenous Peoples*. International Law Association, 2010. www.ila-hq.org/en/committees/index.cfm/cid/1024.
- Isozaki, Hiroji. "Enforcement of ABS Agreements in User States." In *Genetic Resources, Traditional Knowledge, and the Law Solutions for Access and Benefit Sharing*, edited by Evanson C. Kamau and Gerd Winter, 439. London: Earthscan, 2009.
- Jinnah, Sikina and Stefan Jungcurt. "Could Access Requirements Stifle Your Research?" *Science* 323 (2009): 464.
- Jinnah, Sikina and Elisa Morgera. "Environmental Provisions in US and EU Free Trade Agreements: A Preliminary Comparison and a Research Agenda." *Review of European, Comparative, Community and International Environmental Law* 22 (2013): 324.
- Jonas, David and Thomas Saunders, "The Object and Purpose of a Treaty: Three Interpretative Methods." *Vanderbilt Journal of Transnational Law* 43 (2010): 565.
- Jonas, Harry, Kabir Bavikatte and Holly Shrumm. "Community Protocols and Access and Benefit-Sharing." *Asian Biotechnology and Development Review* 12 (2010): 49.
- Jonas, Harry, Holly Shrumm and Kabir Bavikatte. *Biocultural Community Protocols and Conservation Pluralism*. Cape Town: Natural Justice, 2010.
- Kamau, Evanson C. "Disclosure Requirements – A Critical Appraisal." In *Genetic Resources, Traditional Knowledge and the Law: Solutions for Access and Benefit Sharing*, edited by Evanson C. Kamau and Gerd Winter, 399. London: Earthscan, 2009.

- Kamau, Evanson C., Bevis Fedder and Gerd Winter. "The Nagoya Protocol on Access to Genetic Resources and Benefit Sharing: What Is New and What Are the Implications for Provider and User Countries and the Scientific Community?" *Law, Environment and Development Journal* 6 (2010): 246.
- Kamau, Evanson C. and Gerd Winter, eds. *Common Pools of Genetic Resources Equity and Innovation in International Biodiversity Law*, Cheltenham: Edward Elgar, 2013.
- , eds. *Genetic Resources, Traditional Knowledge and the Law: Solutions for Access and Benefit Sharing*. London: Earthscan, 2009.
- . "Streamlining Access Procedures and Standards" In *Genetic Resources, Traditional Knowledge and the Law: Solutions for Access and Benefit Sharing*, edited by Evanson C. Kamau and Gerd Winter, 38. London: Earthscan, 2009.
- Kimball, Lee. "Institutional Linkages between the Convention on Biological Diversity and Other International Conventions." *Review of European Community and International Environmental Law* 6 (1997): 239.
- Kingsbury, Benedict. "Indigenous Peoples." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.
- . "Indigenous Peoples' in International Law; A Constructivist Approach to the Asian Controversy." *American Journal of International Law* 92 (1998): 414.
- Kiss, Alexandre C. and Dinah Shelton. *Guide to International Environmental Law*. Leiden: Martinus Nijhoff, 2007.
- Klabbers, Jan. "Compliance Procedures." In *The Oxford Handbook of International Environmental Law*, edited by Daniel Bodansky, Jutta Brunnée and Ellen Hey, 997. Oxford: Oxford University Press, 2008.
- . "International Legal Histories: The Declining Importance of Travaux Préparatoires in Treaty Interpretation?" *Netherlands International Law Review* 50 (2003): 267.
- Klein, Nicolas. "Human Rights and International Investment Law: Investment Protection as Human Right." *Goettingen Journal of International Law* 4 (2012): 179.
- Koester, Veit. *The Nagoya Protocol on ABS: Ratification by the EU and Its Member States and Implementation Challenges*. Paris, France: Institute for Sustainable Development and International Relations, 2012.
- . "Aarhus Convention/MOP-4: The Compliance Mechanism – Outcomes and a Stocktaking." *Environmental Policy and Law* 41 (2011): 196.
- Koester, Veit and Tomme Young. "Compliance with International Conventions: The Role of Public Involvement." *Environmental Policy and Law* 37 (2007): 399.
- Kohsaka, Ryo. *The Negotiating History of the Nagoya Protocol on ABS: Perspective from Japan*, 2012. www.ipaj.org/english_journal/pdf/9-1_Kohsaka.pdf.

- Koskenniemi, Martti. "Breach of Treaty or Non-Compliance? Reflections on the Enforcement of the Montreal Protocol." *Yearbook of International Environmental Law* 3 (1993): 123.
- Kotera, Akira. "Regulatory Transparency." In *The Oxford Handbook of International Investment Law*, edited by Peter Muchlinski, Federico Ortino and Christoph Schreuer, 617. Oxford: Oxford University Press, 2008.
- Kotzur, Markus. "Good Faith." In *Max Planck Encyclopedia of International Law* (online edition), edited by Rudiger Wolfrum. Oxford: Oxford University Press, 2012.
- Koutouki, Konstantia and Katharina von Bieberstein. "The Nagoya Protocol: Sustainable Access and Benefits-Sharing for Indigenous and Local Communities." *Vermont Journal of Environmental Law* 13 (2011): 513.
- Kravchenko, Svitlana. "The Aarhus Convention and Innovations in Compliance with Multilateral Environmental Agreements." *Colorado Journal International Environmental Law and Policy* 18 (2007): 1.
- Kummer Peiry, Katharina. "Prior Informed Consent." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rudiger Wolfrum. Oxford: Oxford University Press, 2012.
- Lago Candeira, Alejandro and Luciana Silvestri. "Challenges in the Implementation of the Nagoya Protocol from the Perspective of a Member State of the European Union: The Case of Spain." In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 269. Leiden: Martinus Nijhoff, 2013.
- Laird, Sarah A., ed. *Biodiversity and Traditional Knowledge: Equitable Partnerships in Practice*. London: Earthscan, 2002.
- Leary, David Kenneth. *International Law and the Genetic Resources of the Deep Sea*. Leiden: Martinus Nijhoff, 2007.
- Lenzerini, Federico. "Indigenous Peoples' Cultural Rights and the Controversy over Commercial Use of Their Traditional Knowledge." In *Cultural Human Rights*, edited by Francesco Francioni and Martin Schenin, 119. Leiden: Martinus Nijhoff, 2008.
- . "Sovereignty Revisited: International Law and Parallel Sovereignty of Indigenous Peoples." *Texas International Law Journal* 42 (2006): 155.
- Lenzerini, Federico and Maurizio Fraboni. "Indigenous Peoples' Rights, Biogenetic Resources and Traditional Knowledge: The Case of the Sateré-Mawé People." In *Biotechnology and International Law*, edited by Francesco Francioni and Tullio Scovazzi, 201. Oxford: Hart Publishing, 2006.
- Litvinoff, Saul. "Good Faith." *Tulane Law Review* 71 (1997): 1645.
- Lohan, Dagmar and Sam Johnston. *The International Regime for Bioprospecting. Existing Policies and Emerging Issues for Antarctica*. Tokyo: United Nations University and Institute of Advanced Studies, 2003.

- Louafi, Selim. *Reflections on the Resource Allocation Strategy of the Benefit Sharing Fund*. Bern: Swiss Federal Office for Agriculture, 2013.
- Mackenzie, Ruth, Francoise Burhenne-Guilmin, Antonio G.M. La Vinha and Jacob Werksman. *An Explanatory Guide to the Cartagena Protocol on Biosafety*. Gland: IUCN, 2003.
- Maggio, Gregory F. "Recognizing the Vital Role of Local Communities in International Legal Instruments for Conserving Biodiversity." *UCLA Journal of Environmental Law and Policy* 16 (1998): 179.
- Maragia, Bosire. "The Indigenous Sustainability Paradox and the Quest for Sustainability in Post-Colonial Societies: Is Indigenous Knowledge All That Is Needed?" *The Georgetown International Environmental Law Review* 18 (2006): 197.
- Marín Durán, Gracia and Elisa Morgera. *Environmental Integration in the EU's External Relations: Beyond Multilateral Dimensions*. Oxford: Hart Publishing, 2012.
- McGraw, Désirée. "The CBD – Key Characteristics and Implications for Development." *Review of European Community and International Environmental Law* 11 (2002): 17.
- McManis, Charles. *Biodiversity and the Law*. London: Earthscan, 2007.
- Mégret, Frédéric. "The Nature of International Human Rights Obligations." In *International Human Rights Law*, edited by Daniel Moeckli, Sangeeta Shah and Sandesh Sivakumaran, 124. Oxford: Oxford University Press, 2010.
- Merrills, John. "Environmental Protection and Human Rights: Conceptual Aspects." In *Human Rights Approaches to Environmental Protection*, edited by Alan Boyle and Michael R. Anderson, 25. Oxford: Oxford University Press, 1998.
- Meyer, Anja. "International Environmental Law and Human Rights: Towards the Explicit Recognition of Traditional Knowledge." *Review of European Community and International Environmental Law* 10 (2001): 37.
- Millennium Ecosystem Assessment. *Ecosystem and Human Well-Being: Biodiversity Synthesis*. Washington, DC: World Resources Institute, 2005.
- Mitchell, Ronald B. "Compliance Theory: Compliance, Effectiveness and Behaviour Change in International Environmental Law." In *The Oxford Handbook of International Environmental Law*, edited by Daniel Bodansky, Jutta Brunnée and Ellen Hey, 893. Oxford: Oxford University Press, 2007.
- Moeller, Nina I. and Clive Stannard. *Identifying Benefit Flows, Studies on the Potential Monetary and Nonmonetary Benefits Arising from the International Treaty on Plant Genetic Resources for Food and Agriculture*. Rome: FAO, 2013.
- Moore, Gerald K. and Witold Tymowski. *Explanatory Guide to the International Treaty on Plant Genetic Resources for Food and Agriculture*. Gland: IUCN, 2005.
- Morgera, Elisa. "Environmental Accountability of Multinational Corporations: Benefit-Sharing as a Bridge between Human Rights and the Environment." In *Human Rights and the Environment*, edited by Ben Boer. Oxford: Oxford University Press, forthcoming, 2014.

- . “Against All Odds: The Contribution of the Convention on Biological Diversity to International Human Rights Law.” In *Unity and Diversity of International Law: Essays in Honour of Professor Pierre-Marie Dupuy*, edited by Dennis Alland, Vincent Chetail, Olivier de Frouville and Jorge E. Viñuales, 983. Leiden: Martinus Nijhoff, 2014.
- . “From Corporate Social Responsibility to Accountability Mechanisms.” In *Harnessing Foreign Investment to Promote Environmental Protection Incentives and Safeguards*, edited by Pierre-Marie Dupuy and Jorge E. Viñuales, 321. Cambridge: Cambridge University Press, 2013.
- . “No Need to Reinvent the Wheel for a Human Rights-Based Approach to Tackling Climate Change: The Contribution of International Biodiversity Law.” In *Climate Change and the Law*, edited by Erkki Hollo, Kati Kulovesi and Michael Mehling, 350. New York: Springer, 2013.
- . “Bilateralism at the Service of Community Interests? Non-Judicial Enforcement of Global Public Goods in the Context of Global Environmental Law.” *European Journal of International Law* 23 (2012): 743.
- . “Second Meeting of the Intergovernmental Committee for the Nagoya Protocol on Access and Benefit-Sharing: Emerging Legal Questions.” *Environmental Policy and Law* 42 (2012): 244.
- . “Faraway, So Close: A Legal Analysis of the Increasing Interactions between the Convention on Biological Diversity and Climate Change Law.” *Climate Law* 2 (2011): 85.
- . “First Meeting of the Intergovernmental Committee for the Nagoya Protocol: All about Compliance.” *Environmental Policy and Law* 41 (2011): 189.
- . “Impressions on the UN General Assembly Working Group on Marine Biodiversity.” *Environmental Policy and Law* 40 (2010): 67.
- . “Human Rights Dimensions of Corporate Environmental Accountability.” In *Human Rights in International Investment Law and Arbitration*, edited by Pierre-Marie Dupuy, Francesco Francioni and Ernst-Ulrich Petersmann, 511. Oxford: Oxford University Press, 2009.
- . *Corporate Accountability in International Environmental Law*. Oxford: Oxford University Press, 2009.
- . “The 2005 UN World Summit and the Environment: The Proverbial Half-Full Glass.” *Italian Yearbook of International Law* 15 (2006): 53.
- Morgera, Elisa, Matthias Buck and Elsa Tsioumani, eds. *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*. Leiden: Martinus Nijhoff, 2013.
- . “Introduction.” In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 1. Leiden: Martinus Nijhoff, 2013.

- . “Conclusions.” In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 507. Leiden: Martinus Nijhoff, 2013.
- Morgera, Elisa and Annalisa Savaresi. “A Conceptual and Legal Perspective on the Green Economy.” *Review of European, Comparative and International Environmental Law* 22 (2013): 14.
- Morgera, Elisa and Elsa Tsioumani. “Yesterday, Today, and Tomorrow: Looking Afresh at the Convention on Biological Diversity.” *Yearbook of International Environmental Law* 21 (2011): 3.
- . “The Evolution of Benefit-Sharing: Linking Biodiversity and Communities’ Livelihoods.” *Review of European Community and International Environmental Law* 19 (2010): 150.
- Morgera, Elisa, Elsa Tsioumani, Soledad Aguilar and Hugh S. Wilkins. “Implementation Challenges and Compliance in MEA Negotiations.” In *The Roads from Rio: Lessons Learned from Twenty Years of Multilateral Environmental Negotiations*, edited by Pamela S. Chasek and Lynn M. Wagner, 222. New York: Routledge, 2012.
- Munyi, Peter and Harry Jonas. “Implementing the Nagoya Protocol in Africa: Opportunities and Challenges for African Indigenous Peoples and Local Communities.” In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 217. Leiden: Martinus Nijhoff, 2013.
- Nadakavukaren Schefer, Krista. *International Investment Law: Text, Cases and Materials*. Cheltenham: Edward Elgar, 2013.
- Nollkaemper, André. *National Courts and the International Rule of Law*. Oxford: Oxford University Press, 2011.
- . “Compliance Control in International Environmental Law: Traversing the Limits of the National Legal Order.” *Yearbook of International Environmental Law* 13 (2003): 165.
- Oberthür, Sebastian and Justyna Pozarowska. “The Impact of the Nagoya Protocol on the Evolving Institutional Complex of ABS Governance.” In *Global Governance of Genetic Resources: Access and Benefit Sharing After the Nagoya Protocol*, edited by Sebastian Oberthür and Kristin Rosendal, 178. London: Routledge, 2013.
- Oberthür, Sebastian and Kristin Rosendal, eds. *Global Governance of Genetic Resources: Access and Benefit Sharing After the Nagoya Protocol*. London: Routledge, 2013.
- . “Conclusions.” In *Global Governance of Genetic Resources: Access and Benefit Sharing After the Nagoya Protocol*, edited by Sebastian Oberthür and Kristin Rosendal, 231. London: Routledge, 2013.
- . “Global Governance of Genetic Resources: Background and Analytical Framework.” In *Global Governance of Genetic Resources: Access and Benefit Sharing*

- After the Nagoya Protocol*, edited by Sebastian Oberthür and Kristin Rosendal, 1. London: Routledge, 2013.
- Oldham, Paul and Geoff Burton. "Defusing Disclosure in Patent Applications: A Positive Strategy to Strengthen Legal Certainty in the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization to the Convention on Biological Diversity and Support WIPO's Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore" (2010), <http://ssrn.com/abstract=1694899>.
- Oldham, Paul, Stephen Hall and Oscar Forero. "Biological Diversity in the Patent System." *PLoS ONE* 8 (2013): e78737.
- Oliva, Maria Julia. "The Implications of the Nagoya Protocol for the Ethical Sourcing of Biodiversity." In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 381. Leiden: Martinus Nijhoff, 2013.
- Orebech, Peter, Fred Bosselman, Jes Bjarup, David Callies, Martin Chanock and Hanne Petersen. *The Role of Customary Law in Sustainable Development*. Cambridge: Cambridge University Press, 2006.
- Pauwelyn, Joost. "A Typology of Multilateral Treaty Obligations: Are WTO Obligations Bilateral or Collective in Nature?" *European Journal of International Law* 14 (2003): 907.
- Pavoni, Riccardo. "Channeling Investment into Biodiversity Conservation: ABS and PES Schemes." In *Harnessing Foreign Investment to Promote Environmental Protection Incentives and Safeguards*, edited by Pierre-Marie Dupuy and Jorge E. Viñuales, 206. Cambridge: Cambridge University Press, 2013.
- . "The Nagoya Protocol and WTO Law." In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 185. Leiden: Martinus Nijhoff, 2013.
- . "Mutual Supportiveness as a Principle of Interpretation and Law-Making: A Watershed for the 'WTO-and-Competing-Regimes' Debate?" *European Journal of International Law* 21 (2010): 649.
- Peterson, Luke E. *Human Rights and Bilateral Investment Treaties. Mapping the Role of Human Rights Law within Investor-State Arbitration*. Montreal: Rights & Democracy, 2009.
- Petit, Michel, Cari Fowler, Wanda Collins, Carlos Correa and Carl-Gustaf Thornström. *Why Governments Can't Make Policy: The Case of Plant Genetic Resources in the International Arena*. Lima: International Potato Center, 2001.
- Potestà, Michele. "Legitimate Expectations in Investment Treaty Law: Understanding the Roots and the Limits of a Controversial Concept." *ICSID Review* 28 (2013): 88.

- Pound, Roscoe. *Social Control through Law*. New Haven: Yale University Press, 1942.
- Pulitano, Elvira, ed. *Indigenous Rights in the Age of the UN Declaration*. Cambridge: Cambridge University Press, 2012.
- Rajamani, Lavanya. *Differential Treatment in International Environmental Law*. Oxford: Oxford University Press, 2006.
- Reeve, Rosalind. "Wildlife Trade, Sanctions and Compliance: Lessons from the CITES Regime." *International Affairs* 82 (2006): 881.
- Reid, Colin T. "Between Priceless and Worthless: Challenges in Using Market Mechanisms for Conserving Biodiversity." *Transnational Environmental Law* 2 (2013): 217.
- Reid, Walter V., Sarah A. Laird, Carrie E. Meyer, Rodrigo Gámez, Ana Sittenfeld, Daniel H. Janzen, Michael A. Gollin and Calestous Juma. *Biodiversity Prospecting: Using Genetic Resources for Sustainable Development*. Washington DC: World Resources Institute, 1993.
- Richardson, Benjamin J, Shin Imai and Kent McNeil, eds. *Indigenous Peoples and the Law: Comparative and Critical Perspectives*. Oxford: Hart Publishing, 2009.
- Richardson, Benjamin J. "Indigenous Peoples, International Law and Sustainability." *Review of European Community and International Environmental Law* 10 (2001): 1.
- Robinson, Daniel. *Confronting Biopiracy: Challenges, Cases and International Debates*. London: Earthscan, 2010.
- Romanin Jacur, Francesca. "Controlling and Assisting Compliance: Financial Aspects." In *Non-Compliance Procedures and Mechanisms and the Effectiveness of International Environmental Agreements*, edited by Tullio Treves, Attila Tanzi, Laura Pineschi, Cesare Pitea, Chiara Ragni and Francesca Romanin Jacur, 435. The Hague: Asser Press, 2009.
- Ruiz Muller, Manuel. *Protecting Shared Traditional Knowledge: Issues, Challenges and Options*. Geneva: International Centre for Trade and Sustainable Development, 2013.
- Ruiz Muller, Manuel and Ronnie Vernooy, eds. *The Custodians of Biodiversity: Sharing Access to and Benefits of Genetic Resources*. London: Earthscan, 2012.
- Salmon, Jean, ed. *Dictionnaire de Droit International Public*. Bruxelles: Bruylant, 2001.
- Salpin, Charlotte. "The Law of the Sea: A before and an after Nagoya?" In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 149. Leiden: Martinus Nijhoff, 2013.
- Savaresi, Annalisa. "The International Human Rights Law Implications of the Nagoya Protocol." In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 53. Leiden: Martinus Nijhoff Publishers, 2013.

- . "The Human Rights Dimension of REDD." *Review of European Community and International Environmental Law* 21 (2012): 102.
- Schei, Peter J. and Morten W. Tvedt. *The Concept of "Genetic Resources" in the Convention on Biological Diversity and How It Relates to a Functional International Regime on Access and Benefit-Sharing*. Lysaker: Fridthof Nansen Institute, 2010.
- Schroeder, Doris. "Justice and Benefit Sharing," in *Indigenous Peoples, Consent and Benefit Sharing, Indigenous Peoples, Consent and Benefit Sharing: Lessons from the San-Hoodia Case*, edited by Rachel Wynberg, Doris Schroeder and Roger Chennells, 11. New York: Springer, 2009.
- Schreuer, Christoph. "Investments, International Protection." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rudiger Wolfrum. Oxford: Oxford University Press, 2012.
- . "Protection against Arbitrary or Discriminatory Measures." In *The Future of Investment Arbitration*, edited by Catherine A. Rogers and Roger P. Alford, 183. Oxford: Oxford University Press, 2009.
- Scovazzi, Tullio. "The Exploitation of Genetic Resources in Areas Beyond National Jurisdiction." In *Confronting Ecological and Economic Collapse: Ecological Integrity for Law, Policy and Human Rights*, edited by Laura Westra, Prue Taylor and Agnès Michelot, 47. London: Routledge, 2013.
- . "Bioprospecting on the Deep Seabed: A Legal Gap Requiring to Be Filled." In *Biotechnology and International Law*, edited by Francesco Francioni and Tullio Scovazzi, 81. Oxford: Hart Publishing, 2006.
- Shan, Wenhua. "Towards a Balanced Liberal Investment Regime: General Report on the Protection of Foreign Investment." *ICSID Review* 25 (2010): 421.
- Shelton, Dinah. "Human Rights and the Environment: Substantive Rights." In *Research Handbook on International Environmental Law*, edited by Malgosia Fitzmaurice, David M. Ong and Panos Merkouris, 265. Cheltenham: Edward Elgar, 2010.
- Shrumm, Holly and Harry Jonas. *Biocultural Community Protocols: A Toolkit for Community Facilitators*. Cape Town: Natural Justice, 2012.
- Simma, Bruno. "Foreign Investment Arbitration: A Place for Human Rights." *International and Comparative Law Quarterly* 60 (2011): 573.
- Singh Nijar, Gurdial. "Traditional Knowledge Systems, International Law and National Challenges: Marginalization or Emancipation?" *European Journal of International Law* 24 (2013): 1205
- . "An Asian Developing Country's View on the Challenges of the Nagoya Protocol." In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 247. Leiden: Martinus Nijhoff, 2013.
- . *The Nagoya Protocol on Access and Benefit Sharing of Genetic Resources: Analysis and Implementation Options for Developing Countries*. Kuala Lumpur: South Centre and CEBLAW, 2011.

- . *The Nagoya Protocol on ABS: An Analysis*. Kuala Lumpur: CEBLAW, 2011.
- . "Incorporating Traditional Knowledge in an International Regime on Access to Genetic Resources and Benefit Sharing: Problems and Prospects." *European Journal of International Law* 21 (2010): 457.
- Singh Nijar, Gurdial and Gai Pei Fern. *The Nagoya ABS Protocol: A Record of the Negotiations*. Kuala Lumpur: CEBLAW, 2012.
- Singh Nijar, Gurdial, Gai Pei Fern, Lee Yin Harn and Yun Chan Hui. *Framework Study on Food Security and Access and Benefit-Sharing for Genetic Resources for Food and Agriculture*. Kuala Lumpur: CEBLAW, 2009.
- Smagadi, Aphrodite. "National Measures on Access to Genetic Resources and Benefit Sharing – The Case of the Philippines." *Law Environment and Development Journal* 1 (2005): 50.
- Smith, Rhona K.M. *Textbook on International Human Rights* (5th edition). Oxford: Oxford University Press, 2012.
- Stoianoff, Natalie P., ed. *Accessing Biological Resources: Complying with the Convention on Biological Diversity*. The Hague: Kluwer Law International, 2004.
- Stoll, Peter-Tobias. "ABS, Justice, Pools and the Nagoya Protocol." In *Common Pools of Genetic Resources Equity and Innovation in International Biodiversity Law*, edited by Evanson C. Kamau and Gerd Winter, 305. Cheltenham: Edward Elgar, 2013.
- . "Access to Genetic Resources and Benefit-Sharing: Underlying Concepts and the Idea of Justice." In *Genetic Resources, Traditional Knowledge and the Law: Solutions for Access and Benefit Sharing*, edited by Evanson C. Kamau and Gerd Winter, 3. London: Earthscan, 2009.
- Stone, Christopher D. "Common but Differentiated Responsibilities in International Law." *The American Journal of International Law* 98 (2004): 276.
- Streck, Charlotte. "Ensuring New Finance and Real Emission Reduction: A Critical Review of the Additionality Concept." *Carbon and Climate Law Review* 2011 (2011): 158.
- . "Financial Instruments and Cooperation in Implementing International Agreements for the Global Environment." In *Multilevel Governance of Global Environmental Change: Perspectives from Science, Sociology and the Law*, edited by Gerd Winter, 493. Cambridge: Cambridge University Press, 2011.
- Strydom, Hendrick A. "Environment and Indigenous Peoples." In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rudiger Wolfrum. Oxford: Oxford University Press, 2012.
- Subramanian, Suneetha M. and Balakrishna Pisupati. *Learning from the Practitioners: Benefit Sharing Perspectives from Enterprising Communities*. Nairobi: UNEP/UNU, 2009.
- . *Traditional Knowledge in Policy and Practice: Approaches to Development and Human Well-Being*. Tokyo: UNU, 2010.

- Summers, James. "The Internal and External Aspects of Self-determination Reconsidered." In *Statehood and Self-Determination: Reconciling Tradition and Modernity in International Law*, edited by Duncan French, 229. Cambridge: Cambridge University Press, 2013.
- Swiderska, Kristina, Angela Milligan, Kanchi Kohli, Harry Jonas, Holly Shrumm, Wim Hiemstra and Maria Julia Oliva. *Biodiversity and Culture: Exploring Community Protocols, Rights and Consent*. London: International Institute for Environment and Development, 2012. <http://pubs.iied.org/14618IIED.html>.
- Ten Kate, Kerry and Sarah A. Laird. *The Commercial Use of Biodiversity: Access to Genetic Resources and Benefit-Sharing*. London: Earthscan, 1999.
- Thirlway, Hugh. "The Sources of International Law." In *International Law* (3rd edition), edited by Malcolm D. Evans, 95. Oxford: Oxford University Press, 2010.
- Tobin, Brendan. "Setting Protection of TK to Rights – Placing Human Rights and Customary Law at the Heart of TK Governance." In *Genetic Resources, Traditional Knowledge and the Law: Solutions for Access and Benefit Sharing*, edited by Evanson C. Kamau and Gerd Winter, 101. London: Earthscan, 2009.
- Tobin, Brendan, Geoff Burton and Jose C. Fernandez-Ugalde. *Certificates of Clarity or Confusion: The Search for a Practical, Feasible and Cost Effective System for Certifying Compliance with PIC and MAT*. Yokohama: UNU-IAS, 2008.
- Tobin, Brendan, Sam Johnston and Charles V. Barber. *Options for Developing Measures in User Countries to Implement the Access and Benefit-Sharing Provisions of the Convention on Biological Diversity*. Yokohama: UNU-IAS, 2003.
- Treves, Tullio. "The Settlement of Disputes and Non-Compliance Procedures." In *Non-Compliance Procedures and Mechanisms and the Effectiveness of International Environmental Agreements*, edited by Tullio Treves, Attila Tanzi, Laura Pineschi, Cesare Pitea, Chiara Ragni and Francesca Romanin Jacur, 499. The Hague: Asser Press, 2009.
- Treves, Tullio, Attila Tanzi, Laura Pineschi, Cesare Pitea, Chiara Ragni and Francesca Romanin Jacur, eds. *Non-Compliance Procedures and Mechanisms and the Effectiveness of International Environmental Agreements*. The Hague: Asser Press, 2009.
- Tsioumani, Elsa. "Community Protocols: An Emerging Tool for Managing the Commons." Mataroa, 2013. <http://mataroanetwork.org/2013-conference-proceedings/public-events-2013/returning-to-the-commons/>.
- . "ITPGRFA. Compliance Procedures and Operational Mechanisms." *Environmental Policy and Law* 41 (2011): 74.
- . "Access and Benefit Sharing: The Nagoya Protocol." *Environmental Policy and Law* 40 (2010): 288.
- . "International Treaty on Plant Genetic Resources for Food and Agriculture: Legal and Policy Questions from Adoption to Implementation." *Yearbook of International Environmental Law* 15 (2004): 119.

- Tvedt, Morten W. "Beyond Nagoya: Towards a Legally Functional System of Access and Benefit-Sharing." In *Global Governance of Genetic Resources: Access and Benefit Sharing After the Nagoya Protocol*, edited by Sebastian Oberthür and Kristin Rosendal, 158. London: Routledge, 2013.
- . "Patent Law and Bioprospecting in Antarctica." *Polar Record* 47 (2011): 46.
- Tvedt, Morten W. and Ole K. Fauchald. "Implementing the Nagoya Protocol on ABS: A Hypothetical Case Study on Enforcing Benefit Sharing in Norway." *The Journal of World Intellectual Property* 14 (2011): 383.
- Tvedt, Morten W. and Ane E. Jørem. "Bioprospecting in the High Seas: Regulatory Options for Benefit Sharing." *The Journal of World Intellectual Property* 16 (2013): 150.
- Tvedt, Morten W. and Peter J. Schei. "The Term 'Genetic Resources': Flexible and Dynamic While Providing Legal Certainty?" In *Global Governance of Genetic Resources: Access and Benefit Sharing After the Nagoya Protocol*, edited by Sebastian Oberthür and Kristin Rosendal, 18. London: Routledge, 2013.
- Tvedt, Morten W. and Tomme Young. *Beyond Access: Exploring Implementation of the Fair and Equitable Sharing Commitment in the CBD*. Gland: IUCN, 2007.
- Vermeulen, Saskia. "The Nagoya Protocol and Customary Law: The Paradox of Narratives in the Law." *Law Environment and Development Journal* 9 (2013): 185.
- Vigni, Patrizia. "Antarctic Bioprospecting: Is It Compatible with the Value of Antarctica as a Natural Reserve?" In *Biotechnology and International Law*, edited by Francesco Francioni and Tullio Scovazzi, III. Oxford: Hart Publishing, 2006.
- Villiger, Mark E. "1969 Vienna Convention on the Law of Treaties: Forty Years After." *Recueil Des Cours* 344 (2009): 1.
- Viñuales, Jorge E. *Foreign Investment and the Environment in International Law*. Cambridge: Cambridge University Press, 2012.
- . "Foreign Investment and the Environment in International Law: An Ambiguous Relationship." *British Yearbook of International Law* 80 (2010): 244.
- Virally, Michael. "Review Essay: Good Faith in Public International Law." *American Journal of International Law* 77 (1983): 130.
- Vogel, Joseph Henry, Nora Alvarez-Berrios, Norberto Quinones-Vilches and Jeiger L. Medina-Muniz. "The Economics of Information, Studiously Ignored in the Nagoya Protocol on Access to Genetic Resources and Benefit Sharing." *Law, Environment and Development Journal* 7 (2011): 52.
- Wälde, Thomas W. and Abba Kolo. "Coverage of Taxation under Modern Investment Treaties." In *The Oxford Handbook of International Investment Law*, edited by Peter Muchlinski, Federico Ortino and Christoph Schreuer, 305. Oxford: Oxford University Press, 2008.
- Werksman, Jacob. "Compliance and the Kyoto Protocol: Building a Backbone into a 'Flexible' Regime." *Yearbook of International Environmental Law* 9 (1999): 48.

- . “Consolidating Governance of the Global Commons: Insights from the Global Environment Facility.” *Yearbook of International Environmental Law* 6 (1996): 27.
- Wiessner, Siegfried. “The Cultural Rights of Indigenous Peoples: Achievements and Continuing Challenges.” *European Journal of International Law* 22 (2011): 121.
- . “Indigenous Sovereignty: A Reassessment in Light of the UN Declaration on the Rights of Indigenous Peoples.” *Vanderbilt Journal of Transnational Law* 41 (2008): 1141.
- Wilke, Marie. “A Healthy Look at the Nagoya Protocol – Implications for Global Health Governance.” In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*, edited by Elisa Morgera, Matthias Buck and Elsa Tsoumani, 123. Leiden: Martinus Nijhoff, 2013.
- Williams, Terry and Preston Hardison. “Culture, Law, Risk and Governance: Contexts of Traditional Knowledge in Climate Change Adaptation.” *Climatic Change* (2013) 120: 531.
- Wolff, Franziska. “The Nagoya Protocol and the Diffusion of Economic Instruments for Ecosystem Services in International Environmental Governance.” In *Global Governance of Genetic Resources: Access and Benefit Sharing After the Nagoya Protocol*, edited by Sebastian Oberthür and Kristin Rosendal, 134. London: Routledge, 2013.
- Wolfrum, Rüdiger. “Cooperation, International Law of.” In *Max Planck Encyclopedia of Public International Law* (online edition), edited by Rüdiger Wolfrum. Oxford: Oxford University Press, 2012.
- Wouters, Jan, Nicolas Hachez and Sanderijn Duquet, “International Investment Law: The Perpetual Search for Consensus.” In *Foreign Direct Investment and Human Development: The Law and Economics of International Investment Agreements*, edited by Olivier de Schutter, Johan F.M. Swinnen and Jan Wouters, 25. New York: Routledge, 2013.
- Wynberg, Rachel. “Rhetoric, Realism and Benefit Sharing: Use of Traditional Knowledge of Hoodia Species in the Development of an Appetite Suppressant.” *Journal of World Intellectual Property* 7 (2004): 851.
- Wynberg, Rachel and Sarah A. Laird. “Bioprospecting, Access and Benefit Sharing: Revisiting the ‘Grand Bargain.’” In *Indigenous Peoples, Consent and Benefit Sharing: Lessons from the San-Hoodia Case*, edited by Rachel Wynberg, Doris Schroeder and Roger Chennells, 69. New York: Springer, 2009.
- Wynberg, Rachel, Doris Schroeder and Roger Chennells. *Indigenous Peoples, Consent and Benefit Sharing: Lessons from the San-Hoodia Case*. New York: Springer, 2009.
- Young, Tomme. “An International Cooperation Perspective on the Implementation of the Nagoya Protocol.” In *The 2010 Nagoya Protocol on Access and Benefit-Sharing in Perspective: Implications for International Law and Implementation Challenges*,

- edited by Elisa Morgera, Matthias Buck and Elsa Tsioumani, 451. Leiden: Martinus Nijhoff, 2013.
- . “Use of the Biosafety Clearing-House in Practise.” In *Legal Aspects of Implementing the Cartagena Protocol on Biosafety*, edited by Marie-Claire Cordonier Segger, Frederic Perron-Welch and Christine Frison, 137. Cambridge: Cambridge University Press, 2013.
- . “An Analysis of Claims of Unauthorised Access and Misappropriation of Genetic Resources and Associated Traditional Knowledge.” In *Covering ABS: Addressing the Need for Sectoral, Geographical, Legal, and International Integration in the ABS Regime: Papers and Studies of the ABS Project*, edited by Tomme Young, 97. Gland: IUCN, 2009.
- . “Applying Contract Law to ABS.” In *Contracting for ABS: The Legal and Scientific Implications of Bioprospecting Contracts*, edited by Shakeel Bhatti, Santiago Carrizosa, Patrick McGuire and Tomme Young, 39. Gland: IUCN, 2009.
- . “Summary Analysis: Legal Certainty for Users of Genetic Resources under Existing Access and Benefit-Sharing (ABS) Legislation and Policy.” In *Covering ABS: Addressing the Need for Sectoral, Geographical, Legal, and International Integration in the ABS Regime: Papers and Studies of the ABS Project*, edited by Tomme Young, 77. Gland: IUCN, 2009.
- Žvelc, Rok. “Environmental Integration in EU Trade Policy: The Generalised System of Preferences, Trade Sustainability Impact Assessments and Free Trade Agreements.” In *The External Environmental Policy of the European Union: EU and International Law Perspectives*, edited by Elisa Morgera, 174. Cambridge: Cambridge University Press, 2012.