

Bibliography

Selected publications by the Committee Members on aspects of international law and sea level rise, published from 2012 to 2024

Introductory note

From 2012 to 2024, the mandated extent of the ILA Committee on International Law and Sea Level Rise, members of the Committee significantly contributed to scholarly literature on various aspects of international law and sea level rise, in addition to contributing to the four reports of the Committee (issued in 2016, 2018, 2022 and 2024) and drafting many shorter and background papers in the course of preparations of the main reports. The present bibliography includes selected publications by the members of the Committee that were issued from 2012 to 2024 (including those accepted for publication up to the date of public presentation of the final report by the Committee at the 81st ILA Biennial Conference in Athens, Greece, on 26 June 2024).

This bibliography only covers those years when the Committee was active (2012–2024). Consequently, some of the truly foundational works in this field, published earlier by a number of international law scholars who subsequently became members of the Committee were not included. Nonetheless, their pioneering publications deserve a mention here. As early as 1990 and 1991, the first scholarly articles on sea level rise and the law of the sea were published: by Fred Soons ('The Effects of a Rising Sea Level on Maritime Limits and Boundaries' (1990) 37 *Netherlands International Law Review* 207–232); and by the late David Caron ('When Law Makes Climate Change Worse: Rethinking the Law of Baselines in Light of Rising Sea Level' (1990) 17 *Ecology Law Quarterly* 621–653); and the first overall review in literature, by David Freestone ('International Law and Sea Level Rise', in Robin R. Churchill and David Freestone (eds), *International Law and Global Climate Change* (Martinus Nijhoff: Dordrecht, 1991), 109–122). Moreover, a series of pioneering articles on sea level rise, international law and 'disappearing States' was published from 2009 to 2011 by Rosemary Rayfuse (in the *University of New South Wales Law Research Series*, nos. 9 (2009) and 52 (2010), and in 'International Law and Disappearing States: Maritime Zones and the Criteria for Statehood' (2011) 41 *Environmental Policy and Law* 281–287); by Clive Schofield at the junction of geography and the law of the sea (see in particular his 'Shifting Limits? Sea Level Rise and Options to Secure Maritime Jurisdictional Claims' (2009) 4 *Carbon and Climate Law Review* 405–416); and, on conceptualising climate-induced displacement and legal responses, by Walter Kälin (see especially his 'Conceptualising Climate-Induced Displacement', in Jane McAdam (ed.), *Climate Change and Displacement: Multidisciplinary Perspectives* (Hart: Cambridge, 2010), 81–103); by Jane McAdam ('Swimming against the Tide: Why a Climate Change Displacement Treaty is Not the Answer' (2011) 23 *International Journal of Refugee Law* 2–27); and by Maxine Burkett ('In Search of Refuge: Pacific Islands, Climate-Induced Migration, and the Legal Frontier', *Asia Pacific Issues*, No. 98, January 2011).

Over the past twelve years, members of this Committee have significantly contributed to an increasingly rich literature on international law and sea level rise. Their selected publications have been organised in this bibliography into six main categories: 1) peer reviewed books, including both monographs and edited volumes; 2) articles published in peer reviewed journals; 3) chapters published in edited multi-author volumes; 4) major reports; 5) doctoral theses (organised chronologically, following the date of defence or examination); and 6) a selection of other scholarly publications, mostly not peer-reviewed (such as shorter commentaries, popular science articles, contributions to internet-based research publications, though not submissions to parliamentary hearings, witness reports, media entries and alike).

Although a rigorous selection had to be made, the bibliography bears witness to the significant development and a consolidation of scholarship on international law and sea level rise, to which the work of this ILA Committee contributed substantially. In addition to the publications in English, the bibliography includes entries in French, Spanish, German, Italian, Portuguese and Swedish.

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(2012–2024)

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