A Theory of Intergenerational Justice



A THEORY OF INTERGENERATIONAL JUSTICE



Joerg Chet Tremmel

A Theory Of Intergenerational Justice

Owen McIntyre

A Theory Of Intergenerational Justice:

A Theory of Intergenerational Justice Joerg Chet Tremmel, 2009-12-01 The appeal to our obligations to future generations is one of the most forceful emotional and effective arguments available to politicians and citizens and is the cornerstone of all modern policies aimed at sustainable development Yet the exact nature and extent of these obligations are unclear who owes what to whom exactly and why This highly accessible book provides an extensive and comprehensive overview of current research and theory about why and how we should protect future generations It exposes how and why the interests of people today and those of future generations are often in conflict and what can be done It rebuts critical concepts such as Parfits non identity paradox and Beckerman's denial of any possibility of intergenerational justice. The core of the book is the lucid application of a veil of ignorance to derive principles of intergenerational justice which show that our duties to posterity are stronger than is often supposed Tremmel's approach demands that each generation both consider and improve the well being of future generations To measure the well being of future generations Tremmel employs the Human Development Index rather than the metrics of utilitarian subjective happiness The book thus answers in detailed concrete terms the two most important guestions of every theory of intergenerational justice what to sustain and how much to sustain Ultimately this book provides a theory of intergenerational justice that is both intellectually robust and practical with wide applicability to law policy economics climate change and all other contexts that affect future generations A Theory of **Intergenerational Justice** Joerg Chet Tremmel, 2009-12 1 Introduction 2 Criteria based definitions of scientific terms 3 Comparisons between generations 4 Objections to theories of generational justice 5 What to sustain capital or well being as an axiological goal 6 How much to sustain the demands of justice in the intergenerational context Conclusion A Theory of Intergenerational Justice, The appeal to our obligations to future generations is one of the most forceful emotional and effective arguments available to politicians and citizens and is the cornerstone of all modern policies aimed at sustainable development Yet the exact nature and extent of these obligations are unclear who owes what to whom exactly and why This highly accessible book provides an extensive and comprehensive overview of current research and theory about why and how we should protect future generations It exposes how and why the interests of people today and those of future generations are often in conflict and what can be done It rebuts critical concepts such as Parfits non identity paradox and Beckerman s denial of any possibility of intergenerational justice. The core of the book is the lucid application of a veil of ignorance to derive principles of intergenerational justice which show that our duties to posterity are stronger than is often supposed Tremmel s approach demands that each generation both consider and improve the well being of future generations To measure the well being of future generations Tremmel employs the Human Development Index rather than the metrics of utilitarian subjective happiness The book thus answers in detailed concrete terms the two most important questions of every theory of intergenerational justice what to sustain and how much to sustain Ultimately this book provides a theory of

intergenerational justice that is both intellectually robust and practical with wide applicability to law policy economics climate change and all other contexts that affect future generations A Theory of Intergenerational Justice Benjamin Lockwood,2008 Handbook of Intergenerational Justice Joerg Chet Tremmel, 2006-01-01 The contributors to this volume undertake to establish the foundations and definitions of intergenerational justice and to explore its capacity to guide us in policy and public opinion judgments we must make to face unprecedented issues We are changing the biosphere and using resources to an extent never contemplated in the history of ethics Deterioration of our oceans loss of topsoil insecurity about potable water supplies the ozone hole global warming and the guestion about how to handle high level nuclear waste which remains lethal perhaps 400 000 years from now are some examples whose consequences reach far beyond inherited principles and policies of responsibility to others This Handbook works to open a path for debate extension of our tradition and invention of new thinking on these issues Craig Walton University of Nevada Las Vegas US More than a Handbook this collection is a landmark work showing the way to a new ethics of intergenerational responsibility. It raises in the most comprehensive way the overarching ethical questions of our time What are the rights of future generations and How might present generations establish a philosophical foundation for its responsibilities to generations to come Peter Blaze Corcoran Center for Environmental and Sustainability Education Florida Gulf Coast University US This important book provides a rich menu of history current theory and future directions in constitutional law philosophy of rights and justice and the relations of economics and politics to time institutions and the common good It is enlivened by back and forth discussions among the authors including some disagreements as well as by applications to important contemporary issues such as climate change nuclear waste and public debt Theoretic considerations are nicely balanced with examples of the means adopted in a number of countries to establish a legal foundation for protection of the quality of life for future generations Neva Goodwin Tufts University US Do we owe the future anything If so what and why Our capacity to affect the lives of future generations is greater than ever before but what principles should regulate our relationship with people who don t yet exist This Handbook offers a comprehensive survey of the key debates and pathbreaking accounts of potential ways forward both ethical and institutional Andrew Dobson The Open University UK This Handbook provides a detailed overview of various issues related to intergenerational justice Comprising articles written by a distinguished group of scholars from the international scientific community the Handbook is divided into two main thematic sections foundations and definitions of intergenerational justice and institutionalization of intergenerational justice The first part clarifies basic terms and traces back the origins of the idea of intergenerational justice It also focuses on the problem of intergenerational buck passing in the ecological context for example in relation to nuclear waste and the greenhouse effect At the same time it also sheds light on the relationship between intergenerational justice and economics addressing issues such as public debt and financial sustainability The innovative second part of the volume highlights how posterity can be institutionally protected such as by inserting relevant

clauses into national constitutions Reading this volume is the best way to gain an overall knowledge of intergenerational justice an extremely salient and topical issue of our time The Handbook is an important contribution to the literature and will be of great interest to academics and graduate students as well as readers interested in wider human rights issues

Intergenerational Justice Janua Thompson, 2009-05-01 In this timely study Thompson presents a theory of intergenerational justice that gives citizens duties to past and future generations showing why people can make legitimate demands of their successors and explaining what relationships between contemporary generations count as fair What connects these various responsibilities and entitlements is a view about individual interests that both argues that individuals are motivated by intergenerational concerns and that a polity that appropriately recognizes these interests must support and accept intergenerational responsibilities. The book ranges over the philosophical ethical political and environmental questions raised by intergenerational issues how we can have duties to non existent people whether we can wrong the dead or be held responsible for what they did what sacrifices we should make for our successors and whether we have duties to people of the remote future Encompassing the ethical problems created by demographic change the ethical issues of population control and intergenerational implications of new technologies for creating people this book will be of interest to those studying philosophy politics legal theory and environmental studies **A Companion to Applied Ethics** R. G. Frey, Christopher Heath Wellman, 2008-04-15 Applied or practical ethics is perhaps the largest growth area inphilosophy today and many issues in moral social and politicallife have come under philosophical scrutiny in recent years Takentogether the essays in this volume including two overviewessays on theories of ethics and the nature of applied ethics provide a state of the art account of the most pressingmoral questions facing us today Provides a comprehensive guide to many of the most significant problems of practical ethics Offers state of the art accounts of issues in medical environmental legal social and business ethics Written by major philosophers presently engaged with these complex and profound ethical issues Intergenerational Equity ,2019-03-19 In Intergenerational Equity Environmental and Cultural Concerns the editors have produced an important broad based volume on intergenerational equity The authors explore the principle of intergenerational equity in many dimensions from the theoretical to the practical While the primary focus is on intergenerational equity in the context of environmental resources and cultural heritage the principle is also addressed in a broad array of other contexts. The final section of the volume considers intergenerational justice as it applies to indigenous peoples genocide migration sovereign wealth funds and foreign investment The chapters also provide a critical analysis of the issues and a consideration of the difficulties in The Oxford Handbook of Intergenerational Ethics Stephen M. Gardiner, 2025 This implementing intergenerational equity volume of new essays focuses on the increasing relevance of intergenerational ethics to key challenges of the 21st century such as climate change rapid technological change the expanding human population and threats of extinction It features philosophers and political theorists of international standing providing a cutting edge perspective on these issues

Contemporary Issues in International Environmental Law M. Fitzmaurice, 2009-01-01 Highly recommended as a key contribution to the literature It fulfils its title in being contemporaneous but more than that it also provides a subtle critique of how many international environmental lawyers have approached their subject this book will be an essential read for anyone interested in the subject British Yearbook of International Law This book presents an interesting scholarly read an invaluable reference asset to law students researchers policy makers and non state actors with interest in environmental regulation and governance Priscilla Schwartz Journal of Environmental Law This is a thoughtful and well researched study of current issues in international environmental law Malgosia Fitzmaurice's collection of essays is a welcome addition to the literature in this rapidly developing area of the law it provides perspective on the environmental law issues discussed but always against the background of the broader concepts and principles of general international law James Crawford University of Cambridge UK The central aim of this insightful book is to illuminate how many concepts in international environmental law such as the precautionary principle and sustainable development are taken for granted These problematic issues are very much still evolving and subject to heated debate between scholars as well as between states The author explores these controversies viewing them as a positive development within a field that is in a constant state of flux Areas discussed include the convergence of human rights with environmental issues and the guest for the human right to a clean environment The book also clearly demonstrates that international environmental law cannot be analysed in isolation since it greatly influences the development of general international law Taking full account of the most recent decisions of international courts and tribunals as well as the most up to date scholarly analysis Contemporary Issues in International Environmental Law is a timely and important resource for legal scholars under and post graduates and practitioners alike

International Law between Universalism and Fragmentation Isabelle Buffard, James Crawford, Alain Pellet, Stephan Wittich, 2009-02-28 This Festschrift is published on the occasion of Gerhard Hafner's 65th birthday and his retirement as a professor at the University of Vienna It assembles a great number of renowned friends and colleagues in international law honouring Gerhard Hafner's outstanding career as scholar diplomat legal adviser and arbitrator. The diversity of areas selected for this Festschrift reflects the generalist approach of Gerhard Hafner towards international law Among the topics on which his contribution was particularly influential are the fragmentation of international law the law of State immunity and international criminal law which feature prominently in the Festschrift Other areas covered are the theory of international law including sources basic principles of international law codification of international law subjects of international law international dispute settlement the law of the sea and international environmental law human rights and humanitarian law and the law of the European Union Handbook of the Philosophy of Climate Change Gianfranco Pellegrino, Marcello Di Paola, 2023-11-24 This Handbook offers a broad yet unified treatment of many philosophical issues connected with climate change ranging from foundational puzzles to detailed applications It extends to many branches of

philosophy that are relevant to the understanding of the premises and implications of the impacts of climate change on human and nonhuman life on Earth More specifically the handbook examines the scientific accounts of climate change as well as its causes It explores the tools offered by social sciences and humanities to study the societal premises and impacts of climate change as well as delving deeper into the ethical and political issues connected with and resulting from climate change By doing so it puts it all in an ecological and historical context In addition the book offers solutions to some important philosophical puzzles and problems and indicates paths of interaction between philosophy and other disciplines The discussion about climate change andthe mitigation adaptation policies spans many areas and levels from abstract science and philosophy to current on the ground politics However climate change is also a great a philosophical puzzle Indeed its existential and practical relevance can be thought to largely derive from the philosophical complications it engenders Climate change is applied philosophy par excellence Preventing dangerous anthropogenic climate change needs very good philosophy applied to concrete and specific practical issues Climate change is an area where scholars from very different provenances should cooperate on equal terms having in view a common and really important purpose contribute to preventing great burdens and even the extinction of humankind and the destruction of hospitable and valuable non human nature

Environmental Protection of International Watercourses Under International Law Owen McIntyre,2007-01-01 McIntyre s work explains the legal means by which requirements of environmental protection influence the determination of a reasonable and equitable regime for allocating rights to riparian states to utilize shared freshwater resources

Theorising Justice Johanna Ohlsson, Stephen Przybylinski, 2023-10-25 Available Open Access digitally under CC BY NC ND licence Bringing together divergent approaches to justice theorising this volume connects normative and philosophical theories with the more empirically focused approaches emerging today in the social and political sciences and policy scholarship The chapters overview a variety of mainstream approaches and radical critiques of justice to illustrate their value in addressing the pressing problems of climate change and economic development Stressing the value of assessing justice theories in light of the material conditions of our changing world the book concludes with an in depth synthesis of how these wide ranging approaches to justice will be useful for students scholars and practitioners concerned with realising justice

Research Handbook on International Environmental Law Malgosia Fitzmaurice, David M. Ong, Panos Merkouris, 2010 an impressive volume and the editors have put together a high quality collection Research Handbook on International Environmental Law ought to be an invaluable reference source for both teachers and students of international environmental law in the years to come Web Journal of Current Legal Issues This wide ranging and comprehensive Handbook examines recent developments in international environmental law IEL and the crossover effects of this expansion on other areas of international law such as trade law and the law of the sea The expert contributors offer analyses of foundational issues in IEL such as responsibility for environmental damage sustainable development and the precautionary principle

alongside studies in topical subject areas including marine protection and the law of international watercourses This Research Handbook offers an in depth analysis of IEL both as a field of law in its own right and as part of the wider system of international law It gives a comprehensive view of IEL in all its forms and complexity With thorough examination of specific environmental regimes and compliance mechanisms this Handbook will be an indispensable resource for legal scholars students and practitioners alike The Routledge Companion to Philosophy of Law Andrei Marmor, 2012 The Routledge Companion to the Philosophy of Law provides a comprehensive non technical philosophical treatment of the fundamental questions about the nature of law Its coverage includes law s relation to morality and the moral obligations to obey the law the main philosophical debates about particular legal areas such as criminal responsibility property contracts family law law and justice in the international domain legal paternalism and the rule of law The entirely new content has been written specifically for newcomers to the field making the volume particularly useful for undergraduate and graduate courses in philosophy of law and related areas All 39 chapters written by the world's leading researchers and edited by an internationally distinguished scholar bring a focused philosophical perspective to their subjects The Routledge Companion to the Philosophy of Law promises to be a valuable and much consulted student resource for many years **Distributional** Choices in EU Climate Change Law and Policy Javier De Cendra de Larragán, 2011-01-01 Climate change policy inevitably has two core components the goals and the means chosen to pursue those goals Decisions on goals and means necessarily have distributional consequences Any policy choice generates winners and losers While this outcome cannot be avoided even doing nothing leads to distributional consequences policymakers can through the choice design and implementation of policies shape to some extent the distribution of the burdens of mitigation and adaptation to climate change In greater depth than any previous legal study in the field this book deals with the way in which the European Union EU has dealt with climate change and with the distribution of the benefits and costs of climate change mitigation policies among affected parties With extraordinary thoroughness the author assesses the legality of choices made particularly concerning mitigation targets and timelines and examines the role that legal principles can play in the adoption interpretation and judicial testing of distributional choices His analysis of the tension between such choices and EU law is bolstered by an exploration of emerging legal principles which could provide additional guidance in this challenging and controversial area Among the core issues dealt with are the following relationship among mitigation adaptation and sustainable development regulations as means to make distributional choices distributional choices between generations and the principle of intergenerational justice distributional choices concerning firms and individuals the participation of affected parties in distributional choices access to justice in EU courts to challenge violations of procedural environmental rights the role of legal principles in making evaluating and testing distributional choices the principle of proportionality with its tests of appropriateness and necessity the principle of equality the precautionary principle the principle of prevention the polluter

pays principle A concluding chapter offers deeply informed recommendations regarding the design of EU climate change law including a preliminary assessment of EU wide personal carbon trading In its insightful illumination of how the inevitable trade offs weaknesses inconsistencies and ambiguities in the way law deals with distributional choices renders them vulnerable to external pressures this book will be of enormous value to regulators and policymakers concerned with effective efficient and fair climate change measures As a critical assessment of existing EU climate change laws and policies and as a systematic analysis of the problem of burden sharing this book will also prove highly valuable to academics in environmental What is Intergenerational Justice? Axel Gosseries, 2023-01-24 Can people alive now have duties to future generations the unborn millions If so what do we owe them What does justice mean in an intergenerational context both between people who will coexist at some point and between generations that will never overlap In this book Axel Gosseries provides a forensic examination of these issues comparing and analyzing various views about what we owe our successors He discusses links between justice and sustainability and looks at the implications of the fact that our successors preferences are heavily influenced by what we will actually leave them and by the education they receive He also points to how these theoretical considerations apply to real life issues ranging from pension reform and Brexit to biodiversity and the climate crisis He ends by outlining how intergenerational considerations may translate into institutional design Anyone grappling with the dilemmas of our obligations to the future from students and scholars to policy makers and active citizens will find this an invaluable theoretical and practical guide to this moral and political minefield **Economic Security and** Intergenerational Justice Theodore R. Marmor, Timothy M. Smeeding, Vernon L. Greene, 1994 In Fairness to Future **Generations** Edith Brown Weiss, 2025-01-27 Professor Weiss combines thorough research and careful analysis with imaginative solutions and a moral fervor She shows how rules of international law can be applied in an intertemporal dimension and how the basic principles of the intergenerational equity can be developed to provide new standards for human behavior She manages to communicate to the reader not only that the situation is getting desperate but also that human intelligence can in time devise adequate remedies without destroying completely our way of life Louis B Sohn Woodruff Professor of International Law Published under the Transnational Publishers imprint

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