

Contents

<i>Table of Treaties, Other International Instruments, and Legislation</i>	xi
<i>List of Abbreviations</i>	xvii
 Introduction	 1
I. The Book's Structure	8
 1. Conceptualizing Climate Change-Related Movement	 15
I. Introduction	15
II. The Nature of Displacement	17
III. The Importance of Context	30
IV. The 'Invisibility' of Climate Change-Related Movement	36
V. Conclusion: A Human Rights Approach	38
 2. The Relevance of International Refugee Law	 39
I. Introduction	39
II. The Relevance of the 1951 Refugee Convention	42
III. The Relevance of Regional Refugee Instruments: OAU Convention and Cartagena Declaration	48
IV. The Relevance of Refugee Law Concepts	49
V. Conclusion	50
 3. Climate Change-Related Movement and International Human Rights Law: The Role of Complementary Protection	 52
I. Introduction	52
II. Right to Life	55
III. Cruel, Inhuman or Degrading Treatment	63
IV. Other Rights that May Give Rise to Complementary Protection	79
V. The Role of the ICESCR	82
VI. Analytical Assessment	83
VII. Do States Have Obligations Towards the Displaced under International Environmental Law?	90
VIII. Conclusion	98
 4. State Practice on Protection from Disasters and Related Harms	 99
I. Introduction	99
II. Legislative Protection Responses	100
III. Ad Hoc Humanitarian Schemes	106
IV. Migration Responses	115
V. Conclusion	117

5. 'Disappearing States', Statelessness, and Relocation	119
I. Introduction	119
II. Conceptual Problems: Macro versus Micro	121
III. The Nature of 'Disappearance'	123
IV. What is a 'State'?	128
V. Governments in Exile	135
VI. Statelessness?	138
VII. <i>En Masse</i> Relocation	143
VIII. Self-Governing Alternative	153
IX. Conclusion	158
 6. Moving with Dignity: Responding to Climate Change-Related Mobility in Bangladesh	 161
I. Introduction	161
II. The Impacts of Climate Change on Movement in Bangladesh	163
III. The Likely Nature of Movement	166
IV. Options for Law and Policy Reform	173
V. Conclusion	183
 7. 'Protection' or 'Migration'? The 'Climate Refugee' Treaty Debate	 186
I. Introduction	186
II. A 'Climate Refugee' Treaty	187
III. Empirical Evidence on Movement	193
IV. Multicausality	196
V. Political Obstacles to a New Treaty	197
VI. Government Advocacy for International Responses	200
VII. Migration Options	201
VIII. Conclusion	210
 8. Institutional Governance	 212
I. Introduction	212
II. Spheres of Governance	215
III. Institutional Responses	219
IV. Regional Responses	233
V. Conclusion	235
 9. Overarching Normative Principles	 237
I. Introduction	237
II. Protection from Natural Disasters	241
III. Guiding Principles on Internal Displacement	250
IV. Suggested Elements of a Guiding Framework	252
V. Overarching Normative Principles	256
VI. Conclusion	266

Conclusion	267
<i>Appendix</i>	271
<i>Bibliography</i>	281
<i>Index</i>	305