

## Contents

<i>Preface</i>	ix
<i>List of Abbreviations</i>	xiii

### Part One

#### **General Aspects of International Responsibility and Liability for Environmental Harm**

1. Present Limits to the Enforcement of State Responsibility for Environmental Damage  
*Alexandre Kiss* 3
2. Forms of International Responsibility for Environmental Harm  
*Riccardo Pisillo-Mazzeschi* 15
3. International Liability for Injurious Consequences Arising out of Acts not Prohibited by International Law: The Work of the International Law Commission  
*Christian Tomuschat* 37

### Part Two

#### **Consequences of International Responsibility for Environmental Harm**

4. Les conséquences juridiques d'un fait internationalement illicite causant un dommage à l'environnement  
*Marina Spinedi* 75
5. L'État et la réparation des dommages catastrophiques  
*Pierre-Marie Dupuy* 125
6. Third State Remedies for Environmental Damage to the World's Common Spaces  
*Jonathan I. Charney* 149
7. Do States Really Accept Responsibility for Environmental Damage?  
*Benedetto Conforti* 179



8. Some Remarks on the Settlement of Environmental Disputes  
*Giorgio Bosco* 181

### Part Three

#### Harm to Common Spaces

9. The Montreal Protocol on Substances that Deplete the Ozone Layer: Providing Prospective Remedial Relief for Potential Damage to the Environmental Commons  
*Alfred C. Aman, Jr.* 185
10. L'immersion en mer de déchets radioactifs et responsabilité internationale  
*José Juste* 207
11. Environmental Harm Resulting from the Use of Nuclear Power Sources in Outer Space: Some Remarks on State Responsibility and Liability  
*Andrea Bianchi* 231

### Part Four

#### The Export of Technologies and Substances Causing Environmental Harm

12. Exporting Environmental Hazard through Multi-national Enterprises: Can the State of Origin be Held Responsible?  
*Francesco Francioni* 275
13. The Transit of Ships Carrying Hazardous Wastes through Foreign Coastal Zones  
*Laura Pineschi* 299

### Part Five

#### Responsibility for Environmental Harm: The Borderland between Domestic and International Law Regimes

14. International Regulation of Deliberate Release Biotechnologies  
*Thomas O. McGarity* 319



15. Making the Polluter Pay? Alternatives to State Responsibility in the Allocation of Transboundary Environmental Costs  
*Alan E. Boyle* 363
16. The Compensation for Ecological Damage in the "Patmos" Case  
*Maria Clara Maffei* 381
17. Industrial Accidents and the Veil of Transnational Corporations  
*Tullio Scovazzi* 395
18. The Sandoz Blaze: The Damage and the Public and Private Liabilities  
*Hans Ulrich Jessurun d'Oliveira* 429

### Part Six

#### Notification and Assistance with Regard to Environmental Harm

19. The Right to Information on the Risks Created by Hazardous Installations at the National and International Levels  
*Henri Smets* 449
20. The Impact of the Chernobyl Accident on the States' Perception of International Responsibility for Nuclear Damage  
*Mauro Politi* 473

### Conclusion

21. Conclusions du colloque "Responsabilité des États pour les dommages à l'environnement"  
*Roberto Ago* 499