



BIBLIOGRAPHY

- AA, Ikhumetse, Abioye OP, Ijah UJJ, and Bankole MT. "A Critical Review of Oil Spills in the Niger Delta Aquatic Environment: Causes, Impacts, and Bioremediation Assessment." *Environmental Monitoring and Assessment* 194, no. 11 (2022): 816. <https://doi.org/10.1007/s10661-022-10424-x>.
- Akehurst, Michael. "Equity and General Principle of Law." *The International and Comparative Law Quarterly* 25, no. 4 (1976): 801–25.
- Al Attar, Mohsen. "Reframing the 'Universality' of International Law in a Globalizing World." *McGill Law Journal* 59, no. 1 (2013): 95–139. <https://doi.org/10.17304/ijil.vol19.2.3>.
- . "The Peculiar Double-Consciousness of TWAIL." *Indonesian Journal of International Law* 19, no. 2 (2022): 239–62. <https://doi.org/10.17304/ijil.vol19.2.3>.
- Aljazeera. "Natural Disasters That Plagued the World In 2023." Accessed September 25, 2023. <https://www.aljazeera.com/gallery/2023/12/27/natural-disasters-that-plagued-the-world-in-2023>.
- Andremann, Tobias, Soren Faurby, Samuel T. Turvey, Alexandre Antonelli, and Daniele Silvestro. "The Past and Future Human Impact on Mammalian Diversity." Accessed September 21, 2023. <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC7473673/pdf/abb2313.pdf>.
- Anghie, Antony. *Imperialism, Sovereignty, and the Making of International Law*. Cambridge: Cambridge University Press, 2004.
- Anghie, Antony, and B.S. Chimni. "Third World Approaches to International Law and Individual Responsibility in Internal Conflicts." *Chinese Journal of International Law* 2, no. 1 (2003): 77–103. <https://doi.org/10.1093/oxfordjournals.cjilaw.a000480>.
- Anton, Donald K. "Adding a Green Focus: The Office of the Prosecutor of the International Criminal Court Highlights the 'Environment' in Case Selection and Prioritisation." *31 Australian Environment Review (Forthcoming)*, Griffith University Law School Research Paper No. 17-03 31, no. 1 (2016): 1–13.
- Atapattu, Sumudu. "Global South Approaches." In *The Oxford Handbook of International Environmental Law*, 2nd ed., 183–99. Oxford: Oxford University Press, 2021.
- Atomic Archive. "Major Nuclear Reactor Incidents." Accessed September 21, 2023. <https://www.atomicarchive.com/almanac/accidents/accidents.html>.
- Baars, Grietje. "Capitalism's Victor's Justice? The Hidden Stories Behind the Prosecution of Industrialists Post-WWII." In *The Hidden Histories of War Crimes Trials*. Oxford: Oxford University Press, 2013.
- Bassiouni, M. Cherif. "International Crimes: 'Jus Cogens' and 'Obligatio Erga Omnes.'" *Law and Contemporary Problems* 59, no. 4 (1996): 63–74.
- Birkett, Daley J. "Twenty Years of the Rome Statute of the International Criminal Court: Appraising the State of National Implementing Legislation in Asia."



- Chinese Journal of International Law* 18, no. 2 (2019): 353–92. <https://doi.org/10.1093/chinesejil/jmz014>.
- 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.
- Branch, Adam, and Liana Minkova. “Ecocide, The Anthropocene, and the International Criminal Court.” *Ethics and International Affairs* 37, no. 1 (2023): 51–79. <https://doi.org/10.17863/CAM.92253>.
- Bush, Jonathan A. “The Prehistory of Corporations and Conspiracy in International Criminal Law: What Nuremberg Really Said.” *Columbia Law Review* 109, no. 5 (2009): 1094–1262.
- Bustami, Ammar, and Marie Christine Hecken. “Perspectives for a New International Crime Against the Environment: International Criminal Responsibility for Environmental Degradation under the Rome Statute.” *Goettingen Journal of International Law* 11, no. 1 (2021): 145–89.
- Clarke, Kamari Maxine. “The Rule of Law through Its Economies of Appearances: The Making of the African Warlord.” *Indiana Journal of Global Legal Studies* 18, no. 1 (2011): 7–40.
- Climate Trade. “Which Countries Are the World’s Biggest Carbon Polluters?” Accessed December 30, 2023. <https://climatetrade.com/which-countries-are-the-worlds-biggest-carbon-polluters/>.
- Cohan, John Alan. “Modes of Warfare and Evolving Standards of Environmental Protection under the International Law of War.” *Florida Journal of International Law* 15, no. 4 (2003): 482–531.
- Cole, Matthew A, Robert J Elliott, Toshihiro Okubo, and Liyun Zhang. “Importing, Outsourcing and Pollution Offshoring.” *Energy Economics* 103, no. 1 (2021): 1–6. <https://doi.org/10.1016/j.eneco.2021.105562>.
- Couzens, Ed. *Whales and Elephants in International Conservation Law and Politics*. Abingdon: Routledge, 2014.
- Cryer, Robert. “The Doctrinal Foundations of International Criminalization.” In *International Criminal Law Volume 1: Sources, Subjects, and Contents*, 3rd ed. Netherlands: Martinus Nijhoff, 2008.
- Cudworth, Erika, and Stephen Hobden. “Civilisation and the Domination of the Animal.” *Millennium: Journal of International Studies* 42, no. 3 (2014): 746–66. <https://doi.org/10.1177/0305829814540355>.
- Cullet, Philippe. *Differential Treatment in International Environmental Law*. Abingdon: Routledge, 2016.
- . “Differentiation.” In *The Oxford Handbook of International Environmental Law*, 2nd ed., 319–34. Oxford: Oxford University Press, 2021.
- Cusato, Eliana. “Of Violence and (in)Visibility: The Securitisation of Climate Change in International Law.” *London Review of International Law* 10, no. 2 (2022): 203–42. <https://doi.org/10.1093/lril/lrac015>.
- DeFalco, Randle C. *Invisible Atrocities The Aesthetic Biases of International Criminal Justice*. Cambridge: Cambridge University Press, 2022.



- Donziger, Steven. "Make Ecocide an International Crime and Other Legal Ideas to Help Save the Planet." *The Guardian*. Accessed September 22, 2023. <https://www.theguardian.com/commentisfree/2022/nov/22/five-legal-ideas-fight-climate-crisis-save-planet>.
- Dubois, Josiah E. *The Devil's Chemists; 24 Conspirators of the International Farben Cartel Who Manufacture Wars*. Boston: Beacon Press, 1952.
- Falk, Richard A. "Environmental Warfare and Ecocide — Facts, Appraisal, and Proposals." *Bulletin of Peace Proposals* 4, no. 1 (1973): 80–96.
- Foster, J. B. "Marx's Theory of Metabolic Rift: Classical Foundations for Environmental Sociology." *American Journal of Sociology* 105, no. 2 (1999): 366–405.
- Gillett, Matthew. "Environmental Damage and International Criminal Law." In *Sustainable Development, International Criminal Justice, and Treaty Implementation*, 73–99. Cambridge: Cambridge University Press, 2013.
- Gonzalez, Carmen G. "Environmental Justice, Human Rights and the Global South." *Santa Clara Journal of International Law* 13, no. 1 (2015): 151–95.
- Grant, Tavia. "As Canada Vies for UN Human Rights Council Seat, Some Indigenous Leaders from the Amazon Raise Red Flags." Accessed December 24, 2023. https://www.theglobeandmail.com/canada/article-as-canada-vies-for-un-human-rights-council-seat-some-indigenous/?utm_medium=Referrer:+Social+Network++Media&utm_campaign=Shared+Web+Article+Links.
- Gray, Mark Allan. "The International Crime of Ecocide." *California Western International Law Journal* 26, no. 2 (1996): 215–71.
- Greene, Anastacia. "The Campaign to Make Ecocide an International Crime: Quixotic Quest or Moral Imperative?" *Fordham Environmental Law Review* 30, no. 3 (2019): 1–48.
- Hassan, Parvez. "Role of the South in the Development of International Environmental Law." *Chinese Journal of International Law* 1, no. 1 (2017): 133–57. <https://doi.org/10.1163/24686042-12340011>.
- Heller, Kevin Jon. "What Is an International Crime? (A Revisionist History)." *Harvard International Law Journal* 58, no. 2 (2017): 1–71. <https://dx.doi.org/10.2139/ssrn.2836889>.
- Heller, Kevin Jon, and Jessica C Lawrence. "The Limits of Article 8(2)(b)(iv) of the Rome Statute, the First Ecocentric Environmental War Crime." *Georgetown International Environmental Law Review* 20, no. 1 (2007): 1–40.
- Higgins, Polly. "Seeding Intrinsic Values: How a Law of Ecocide Will Shift Our Consciousness." *Cadmus* 1, no. 5 (2012): 9–10.
- Higgins, Polly, Damien Short, and Nigel South. "Protecting the Planet: A Proposal for A Law of Ecocide." *Crime, Law and Social Change* 59, no. 1 (2013): 1–16.
- Honkonen, Tuula. *The Common but Differentiated Responsibility Principle in Multilateral Environmental Agreements: Regulatory and Policy Aspects*. Netherlands: Kluwer Law International, 2009.



- Hunter, David, Zames Salzman, and Durwood Zaelke. *International Environmental Law and Policy*. 5th ed. New York: Foundation Press/Thomson Reuters, 2011.
- Independent Expert Panel for the Legal Definition of Ecocide. “Legal Definition of Ecocide Commentary and Full Text.” Accessed September 21, 2023. <https://static1.squarespace.com/static/5ca2608ab914493c64ef1f6d/t/60d7479cf8e7e5461534dd07/1624721314430/SE+Foundation+Commentary+and+core+text+revised+%281%29.pdf>.
- International Criminal Court. “Applying the Principles of Nuremberg in the ICC: Keynote Address at the Conference Judgement at Nurember Held on the 60th Anniversary of the Nuremberg Judgment.” Accessed December 22, 2023. https://www.icc-cpi.int/sites/default/files/NR/rdonlyres/ED2F5177-9F9B-4D66-9386-5C5BF45D052C/146323/PK_20060930_English.pdf.
- . “Prosecutorial Strategy (2009-2012).” Accessed December 23, 2023. <https://www.icc-cpi.int/news/prosecutorial-strategy-2009-2012>.
- . “Understanding the International Criminal Court.” Accessed December 18, 2023. <https://www.icc-cpi.int/sites/default/files/Publications/understanding-the-icc.pdf>.
- Iqbal, Imrana, and Charles Pierson. “A North-South Struggle: Political and Economic Obstacles to Sustainable Development.” *Sustainable Development Law and Policy* 16, no. 2 (2017): 16–25.
- Josephson, Per. “Common But Differentiated Responsibility in the Climate Change Regime - Historic Evaluation and Future Outlooks.” Thesis, Stockholm University, 2017.
- Kedia, Shailly, Swati Ganeshan, and Pooja Sehbag. “Securitization of Climate Change: Issues For Global and National Security.” Accessed December 29, 2023. <https://www.kas.de/de/web/indien/publikationen/einzeltitel/-/content/securitization-of-climate-change-issues-for-global-and-national-security>.
- Kennedy, David. “When Renewal Repeats: Thinking against the Box.” *New York University Journal of International Law and Politics* 32, no. 2 (2000): 335–500.
- Khan, Themrise, Seye Abimbola, Catherine Kyobutungi, and Madhukar Pai. “How We Classify Countries and People and Why It Matters.” *BMJ Global Health* 7, no. 1 (2022): 1–6. <https://doi.org/10.1136/bmjgh-2022-009704>.
- Khoday, Kishan. “Decolonizing the Environment: Third World Approaches to The Planetary Crisis.” *Indonesian Journal of International Law* 19, no. 2 (2022): 189–211. <https://doi.org/10.17304/ijil.vol19.2.1>.
- Khosla, Madhav. “The TWAIL Discourses: The Emergence of a New Phase.” *International Community Law Review* 9, no. 1 (2007): 291–304.
- Lentner, Gabriel M. “The Lasting Legacy of Double Standards: The International Criminal Court and the UN Security Council Referral Mechanism.” *International Criminal Law Review* 20, no. 1 (2020): 251–84. <https://doi.org/10.1163/15718123-02002005>.



- Lindsey, Rebecca, and Luann Dahlman. "Climate Change: Global Temperature." Accessed September 25, 2023. <https://www.climate.gov/news-features/understanding-climate/climate-change-global-temperature>.
- Lopez, Rachel. "Black Guilt, White Guilt at the International Criminal Court." *Race and National Security* 211, no. 1 (2022). <https://dx.doi.org/10.2139/ssrn.4237581>.
- Lynch, Michael A, and Michael A Long. "Green Criminology: Capitalism, Green Crime and Justice, and Environmental Destruction." *Annual Review of Criminology* 5, no. 1 (2022): 255–76.
- Mackintosh, Kate, and Lisa Oldring. "The Crime of Ecocide Through Human Rights: A New Tool For Climate Justice." *ICD Brief* 27, no. 1 (2022): 1–17.
- . "Watch This Space: Momentum Toward an International Crime of Ecocide." Accessed December 20, 2023. <https://www.justsecurity.org/84367/watch-this-space-momentum-toward-an-international-crime-of-ecocide/>.
- Mamdani, Mahmood. "The New Humanitarian Order." *Review of African Political Economy* 36, no. 122 (2009): 621–29.
- Marsh, Jeremy. "Lex Lata or Lex Ferenda? Rule 45 of the ICRC Study on Customary International Human Itarian Law'." *Military Law Review* 198, no. 1 (2008): 116–64.
- Marzuki, Peter Mahmud. *Penelitian Hukum*. Jakarta: Kencana, 2005.
- McCormack, Timothy L.H. "Selective Reaction to Atrocity: War Crimes and the Development of International Criminal Law." *Albania Law Review* 680, no. 60 (1996): 681–732.
- Mensah, Justice. "Sustainable Development: Meaning, History, Principles, Pillars, and Implications for Human Action: Literature Review." *Cogent Social Sciences* 5, no. 1 (2019): 1–21. <https://doi.org/10.1080/23311886.2019.1653531>.
- Meyer, Lukas H, and Dominic Roser. "Climate Justice and Historical Emissions." *Critical Review of International Social and Political Philosophy* 13, no. 1 (2010): 229–53. <https://doi.org/10.1080/13698230903326349>.
- Mickelson, Karin. "Rhetoric and Rage: Third World Voices in International Legal Discourse." *Wisconsin International Law Journal* 16, no. 2 (1998): 353–419.
- Minkova, Liana Georgieva. "The Fifth International Crime: Reflections on the Definition of 'Ecocide.'" *Journal of Genocide Research* 25, no. 1 (2023): 62–83. <https://doi.org/10.1080/14623528.2021.1964688>.
- Mistura, Alessandra. "Is There Space for Environmental Crimes Under International Criminal Law? The Impact of the Office of the Prosecutor Policy Paper on Case Selection and Prioritization on the Current Legal Framework." *Columbia Journal of Environmental Law* 43, no. 1 (2019): 182–215. <https://doi.org/10.7916/cjel.v43i1.3740>.
- Mitchell, Timothy. *Carbon Democracy: Political Power in the Age of Oil*. New York: Verso Books, 2011.
- Moore, Jason W. *Capitalism in the Web of Life*. New York: Verso Books, 2015.



- Morgenthau, Hans J. "Positivism, Functionalism, and International Law." *The American Journal of International Law* 34, no. 2 (1960): 260–84. <https://doi.org/10.2307/2192998>.
- Murungi, Phoebe. "10 Years of the International Criminal Court (ICC): The Court, Africa, The United Nations Security Council (UNSC) and Article 16 of the Rome Statute," 2012. https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2169819.
- Mutua, Makau. "What Is TWAIL?" *Proceedings of the ASIL Annual Meeting* 94, no. 1 (2000): 31–38. <https://doi.org/10.1017/S0272503700054896>.
- Mwanza, Rosemary. "Enhancing Accountability for Environmental Damage Under International Law: Ecocide as A Legal Fulfilment of Ecological Integrity." *Melbourne Journal of International Law* 19, no. 2 (2018): 586–612.
- Natarajan, Usha. "Environmental Justice in the Global South." In *The Cambridge Handbook of Environmental Justice and Sustainable Development*, 39–57. Cambridge: Cambridge University Press, 2021. <https://doi.org/10.1017/9781108555791>.
- . "TWAIL and the Environment: The State of Nature, the Nature of the State, and the Arab Spring." *Oregon Review of International Law* 14, no. 1 (2012): 177–201.
- Nesiah, Vasuki. "Doing History with Impunity." In *Anti-Impunity and the Human Rights Agenda*. Cambridge: Cambridge University Press, 2017.
- Nurse, Angus. "Green Criminology: Shining a Critical Lens on Environmental Harm." *Palgrave Communications* 3, no. 10 (2017): 1–4.
- Nyka, Maciej. "Crime Against the Natural Environment - Ecocide - From the Perspective of International Law." *Eastern European Journal of Transnational Relations* 6, no. 2 (2022): 9–16. <https://doi.org/10.18772/22018020541.8>.
- O’Keefe, Roger. *International Criminal Law*. Oxford: Oxford University Press, 2015.
- Otto, Dianne. "Subalternity and International Law: The Problems of Global Community and the Incommensurability of Difference." *Social & Legal Studies* 5, no. 3 (1996): 337–64.
- Owen, J R, D Kemp, and L Marais. "The Cost of Mining Benefits:" *Resources Policy* 74, no. 1 (2021): 1–7. <https://doi.org/10.1016/j.resourpol.2021.102289>.
- Palarczyk, Danuta. "Ecocide Before the International Criminal Court: Simplicity Is Better Than an Elaborate Embellishment." *Criminal Law Forum* 34, no. 1 (2023): 147–207. <https://doi.org/10.1007/s10609-023-09453-z>.
- Patel, Christine Schwöbel. "The Core Crimes of International Criminal Law." In *The Oxford Handbook of International Criminal Law*, 768–90. Oxford: Oxford University Press, 2020.
- Pfaeffle, Tori, Leonardo Figueroa, and Tim Lindgren. "Civilization on a Crash Course? Imperialism, Subimperialism and the Political-Ecological Breaking Point of the Modern/Colonial World-System." *Perspectives on Global Development and Technology* 15, no. 1 (2016): 255–89. <http://dx.doi.org/10.1163/15691497-12341387>.



- Poorhashemi, Abbas. "Emergence of 'International Environmental Law' as a New Branch of International Public Law." *Canadian Institute for International Law Expertise* 1, no. 2 (2020): 33–39.
- Rajamani, Lavanya. *Differential Treatment in International Environmental Law*. Oxford: Oxford University Press, 2006.
- RAO, Malavika. "A TWAIL Perspective on Loss and Damage from Climate Change: Reflections from Indira Gandhi's Speech at Stockholm." *Asian Journal of International Law* 12, no. 1 (2022): 63–81. <https://doi.org/10.1017/S2044251322000066>.
- Sand, Peter H. "Origin and History." In *The Oxford Hand Book of International Environmental Law*, 2nd ed., 50–66. Oxford: Oxford University Press, 2021.
- Satgar, Vishwas. "The Anthropocene and Imperial Ecocide: Prospect for Just Transition." In *The Climate Crisis: South African and Global Democratic Eco-Socialist Alternative*, 47–68. South Africa: Wits University Press, 2001.
- Shapovalova, Daria. "In Defence of the Principle of Common but Differentiated Responsibilities and Respective Capabilities." In *Debating Climate Law*, 63–75. Cambridge: Cambridge University Press, 2021.
- Smith, Tara. "The Prohibition of Environmental Damage during the Conduct of Hostilities in Non-International Armed Conflict." Dissertation, National University of Ireland Galway, 2013.
- Soekanto, Soejono, and Sri Mamudji. *Penelitian Hukum Normatif*. Jakarta: Rajawali Pers, 2006.
- Stahn, Carsten. *Justice As Message: Expressivt Foundations of International Criminal Justice*. Oxford: Oxford University Press, 2020.
- Stephens, Tim. "What Is the Point of International Environmental Law Scholarship in the Anthropocene?" In *Perspectives on Environmental Law Scholarship: Essays on Purpose, Shape and Direction*, 121–39. Cambridge: Cambridge University Press, 2018.
- Taylor, Telford. *The Anatomy of the Nuremberg Trials*. New York: NY: Little Brown & Company, 1992.
- Tomuschat, Christian. "Crimes Against the Environment." *Environmental Policy and Law* 26, no. 6 (1996): 242–43.
- UCL News. "Multinationals' Supply Chains Account for A Fifth of Global Emissions." Accessed December 20, 2023. <https://www.ucl.ac.uk/news/2020/sep/multinationals-supply-chains-account-fifth-global-emissions>.
- UKPOL.CO.UK. "Margaret Beckett – 2006 Speech in Berlin." Accessed December 29, 2023. <https://www.ukpol.co.uk/margaret-beckett-2006-speech-in-berlin/>.
- UN Environment Programme. "Facts About the Nature Crisis," n.d. Accessed September 22, 2023.
- United Nations. *Yearbook of the International Law Commission 1993*. Vol. II. New York: United Nations Publication, 2000.



- United Nations Departement of Economic and Social Affairs. *World Social Report 2020: Inequality in A Rapidly Changing World*. New York: United Nations Publication, 2020.
- Vasan, Sudha. "Ecological Crisis and the Logic of Capital." *Sociological Bulletin* 67, no. 3 (2018): 275–89. <https://doi.org/10.1177/0038022918796382>.
- Warner, Jeroen, and Ingrid Boas. "Securitization of Climate Change: How Invoking Global Dangers for Instrumental Ends Can Backfire." *EPC: Politics and Space* 37, no. 8 (2019): 1471–88. <https://doi.org/10.1177/2399654419834018>.
- Weiss, Edith Brown. "The Evolution of International Environmental Law The Evolution of International Environmental Law." *Japanese Year Book of International Law* 54, no. 1 (2011): 1–27.
- Weko, Silvia, and Goldthau. "Bridging the Low-Carbon Technology Gap? Assessing Energy Initiatives for the Global South." *Energy Policy* 169, no. 1 (2022): 1–10. <https://doi.org/10.1016/j.enpol.2022.113192>.
- Werle, Gerhard. *Principles of International Criminal Law*. Netherland: Asser Press, 2005.
- White, Rob. "Green Victimology and Non-Human Victim." *International Review of Criminology* 24, no. 2 (2018): 239–55. <https://doi.org/10.1177/0269758017745615>.
- Wyatt, Julian. "Law-Making at the Intersection of International Environmental, Humanitarian and Criminal Law: The Issue of Damage to the Environment in International Armed Conflict." *International Review of the Red Cross* 92, no. 879 (2010): 593–646. <https://doi.org/10.1017/S1816383110000536>.
- Young, Margaret A. "Fragmentation." In *The Oxford Hand Book of International Environmental Law*, 2nd ed., 85–101. Oxford: Oxford University Press, 2021.