

JOHN H. KNOX

Henry C. Lauerman Professor of International Law UN Special Rapporteur on Human Rights and the Environment

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UNITED NATIONS APPOINTMENT

Special Rapporteur on the issue of human rights obligations related to the enjoyment of a safe, clean, healthy and sustainable environment, 2012 to 2018.

The UN Human Rights Council appointed me in 2012 to a three-year mandate to clarify human rights obligations related to the environment, promote best practices relating to the use of human rights obligations to strengthen environmental policymaking, and provide a human rights perspective to UN environmental bodies. The mandate was renewed in 2015 for another three years.

EMPLOYMENT

Henry C. Lauerman Professor of International Law, Wake Forest University, 2012 to present.
Professor of Law, 2006 to 2012.

Courses taught: Human Rights Law, International Environmental Law,
International Trade Law, Property Law.

Professor of Law, Pennsylvania State University, Dickinson School of Law, 2004 to 2006.
Associate Professor of Law, 2002 to 2004; Assistant Professor of Law, 1998 to 2002.

Associate, Bickerstaff, Heath & Smiley, L.L.P., Austin, Texas, 1994 to 1998.

Attorney-Adviser, Office of the Legal Adviser, U.S. Department of State, 1988 to 1994.

Law Clerk to Judge Joseph T. Sneed, U.S. Court of Appeals for the Ninth Circuit, 1987 to 1988.

EDUCATION

Stanford Law School, J.D. *with distinction*, 1987. Order of the Coif.

Rice University, B.A. *magna cum laude*, 1984. Phi Beta Kappa.

Majors: Economics and English. President of Baker College, 1983-84.

REPORTS FOR THE UNITED NATIONS HUMAN RIGHTS COUNCIL

Report of the Special Rapporteur on the Issue of Human Rights Obligations Relating to the Enjoyment of a Safe, Clean, Healthy and Sustainable Environment: Mission to Madagascar, U.N. Doc. A/HRC/34/49/Add.1 (____ 2017).

Report of the Special Rapporteur on the Issue of Human Rights Obligations Relating to the Enjoyment of a Safe, Clean, Healthy and Sustainable Environment: Biodiversity, U.N. Doc. A/HRC/34/49 (19 January 2017).

Report of the Special Rapporteur on the Issue of Human Rights Obligations Relating to the Enjoyment of a Safe, Clean, Healthy and Sustainable Environment: Climate Change, U.N. Doc. A/HRC/31/52 (1 February 2016).

Report of the Special Rapporteur on the Issue of Human Rights Obligations Relating to the Enjoyment of a Safe, Clean, Healthy and Sustainable Environment: Methods of Implementation, U.N. Doc. A/HRC/31/15 (28 December 2015).

Report of the Independent Expert on the Issue of Human Rights Obligations Relating to the Enjoyment of a Safe, Clean, Healthy and Sustainable Environment: Mission to France, U.N. Doc. A/HRC/28/61/Add.1 (6 March 2015).

Report of the Independent Expert on the Issue of Human Rights Obligations Relating to the Enjoyment of a Safe, Clean, Healthy and Sustainable Environment: Compilation of Good Practices, U.N. Doc. A/HRC/28/61 (3 February 2015).

Report of the Independent Expert on the Issue of Human Rights Obligations Relating to the Enjoyment of a Safe, Clean, Healthy and Sustainable Environment: Mission to Costa Rica, U.N. Doc. A/HRC/25/53/Add.1 (21 March 2014).

Report of the Independent Expert on the Issue of Human Rights Obligations Relating to the Enjoyment of a Safe, Clean, Healthy and Sustainable Environment: Mapping Report, U.N. Doc. A/HRC/25/53 (30 December 2013).

Report of the Independent Expert on the Issue of Human Rights Obligations Relating to the Enjoyment of a Safe, Clean, Healthy and Sustainable Environment: Preliminary Report, U.N. Doc. A/HRC/22/43 (24 December 2012).

SCHOLARSHIP: BOOKS, BOOK CHAPTERS, ARTICLES

THE EVOLUTION OF ENVIRONMENTAL RIGHTS: APPLYING HUMAN RIGHTS TO ENVIRONMENTAL PROTECTION (in progress; under contract with Cambridge University Press).

THE HUMAN RIGHT TO A HEALTHY ENVIRONMENT (John H. Knox & Ramin Pejan, eds.) (in progress; under contract with Cambridge University Press).

- The Paris Agreement as a Human Rights Treaty*, in HUMAN RIGHTS IN THE 21ST CENTURY (Dominic Roser, ed.) (forthcoming 2017).
- The United Nations Mandate on Human Rights and the Environment*, in NEW FRONTIERS IN ENVIRONMENTAL CONSTITUTIONALISM (Erin Daly et al., eds.) (forthcoming 2017).
- Human Rights Principles and Climate Change*, in OXFORD HANDBOOK OF INTERNATIONAL CLIMATE CHANGE LAW (Cinnamon Carlarne et al., eds.) (2016).
- Environmental Disasters and Human Rights*, in THE ROLE OF INTERNATIONAL ENVIRONMENTAL LAW IN REDUCING DISASTER RISK (Jacqueline Peel & David Fisher eds.) (2016).
- Human Rights, Environmental Protection, and the Sustainable Development Goals*, 24 WASHINGTON INTERNATIONAL LAW JOURNAL 517 (2015) (symposium).
- The United States, Environmental Agreements, and the Political Question Doctrine*, 40 NORTH CAROLINA JOURNAL OF INTERNATIONAL LAW AND COMMERCIAL REGULATION 933 (2015) (symposium).
- Climate Ethics and Human Rights*, 5 JOURNAL OF HUMAN RIGHTS AND THE ENVIRONMENT 22 (2014). This issue of the journal was also published as a book, entitled CHOOSING A FUTURE: THE SOCIAL AND LEGAL ASPECTS OF CLIMATE CHANGE.
- Fixing the CEC Submissions Procedure: Are the 2012 Revisions to the Guidelines up to the Task?*, 7 GOLDEN GATE UNIVERSITY ENVIRONMENTAL LAW JOURNAL 81 (2013) (symposium).
- Evaluating Citizen Petition Procedures: Lessons from an Analysis of the NAFTA Environmental Commission*, 47 TEXAS INTERNATIONAL LAW JOURNAL 505 (2012) (with David Markell).
- The Ruggie Rules: Applying Human Rights Law to Corporations*, in THE UN GUIDING PRINCIPLES ON BUSINESS AND HUMAN RIGHTS (Radu Mares ed., 2011).
- The Unpredictable Presumption Against Extraterritoriality*, 40 SOUTHWESTERN LAW REVIEW 635 (2011) (symposium).
- A Presumption Against Extrajurisdictionality*, 104 AMERICAN JOURNAL OF INTERNATIONAL LAW 351 (2010) (lead article).
- Neglected Lessons of the NAFTA Environmental Regime*, 45 WAKE FOREST LAW REVIEW 391 (2010) (symposium).
- Diagonal Environmental Rights*, in UNIVERSAL HUMAN RIGHTS AND EXTRATERRITORIAL OBLIGATIONS (University of Pennsylvania Press, 2010).
- Climate Change and Human Rights Law*, 50 VIRGINIA JOURNAL OF INTERNATIONAL LAW 163

(2009).

Linking Human Rights and Climate Change at the United Nations, 33 HARVARD ENVIRONMENTAL LAW REVIEW 477 (2009) (symposium) (excerpts reprinted in ENVIRONMENTAL PROTECTION AND HUMAN RIGHTS (Shelton & Anton eds., 2011)).

Horizontal Human Rights Law, 102 AMERICAN JOURNAL OF INTERNATIONAL LAW 1 (2008) (lead article).

The Boundary Waters Treaty: Ahead of Its Time, and Ours, 54 WAYNE LAW REVIEW 1591 (2008) (symposium).

The Flawed Trail Smelter Procedure, in TRANSBOUNDARY HARMS IN INTERNATIONAL LAW: LESSONS FROM THE TRAIL SMELTER ARBITRATION (Cambridge University Press, 2006).

The 2005 Activity of the NAFTA Tribunals, 100 AMERICAN JOURNAL OF INTERNATIONAL LAW 429 (2006).

The International Law of Biodiversity, in BIODIVERSITY: ADDRESSING A GLOBAL ISSUE LOCALLY (Environmental Law Institute, 2005).

The Judicial Resolution of Conflicts Between Trade and the Environment, 28 HARVARD ENVIRONMENTAL LAW REVIEW 1 (2004) (lead article).

Separated at Birth: The North American Agreements on Labor and the Environment, 26 LOYOLA INTERNATIONAL AND COMPARATIVE LAW REVIEW 359 (2004) (symposium).

The North American Commission for Environmental Cooperation and Transboundary Pollution, 34 ENVTL. L. REP. 10142 (2004).

The Legal Framework for Addressing Climate Change, 12 PENN STATE ENVIRONMENTAL LAW REVIEW 135 (2004) (symposium).

GREENING NAFTA: THE NORTH AMERICAN COMMISSION FOR ENVIRONMENTAL COOPERATION (Stanford University Press, 2003), co-edited with David L. Markell.

Assessing the Candidates for a Global Treaty on Transboundary Environmental Impact Assessment, 12 N.Y.U. ENVIRONMENTAL LAW JOURNAL 153 (2003) (symposium).

The Myth and Reality of Transboundary Environmental Impact Assessment, 96 AMERICAN JOURNAL OF INTERNATIONAL LAW 291 (2002) (lead article).

This article received the 2003 Francis Deák Prize.

A New Approach to Compliance with International Environmental Law: the Submissions Procedure of the NAFTA Environmental Commission, 28 ECOLOGY LAW QUARTERLY 1 (2001) (lead article).

BOOK REVIEWS, CASE NOTES, PRACTICE-ORIENTED PUBLICATIONS

Review of Burns H. Weston & David Bollier, *Green Governance: Ecological Survival, Human Rights, and the Law of the Commons*, 108 AMERICAN JOURNAL OF INT'L LAW 131 (2014).

International Environmental Law in North America, in INTERNATIONAL ENVIRONMENTAL LAW: THE PRACTITIONER'S GUIDE TO THE LAWS OF THE PLANET (Grosko & Martella eds. 2014).

North American Free Trade Agreement, BERKSHIRE ENCYCLOPEDIA OF SUSTAINABILITY (2012).

The Human Rights Council Endorses "Guiding Principles" for Corporations, 15 ASIL INSIGHTS 21 (August 2011).

NAFTA Environmental Institutions: Building Transnational Cooperation, TRENDS (Jan./Feb. 2011) (Newsletter of ABA Section on Environment, Energy and Resources).

Review of Gary Hufbauer & Jeffrey Schott, *NAFTA REVISITED*, for *Global Law Books*, available at www.globallawbooks.org/reviews/detail.asp?id=236 (posted 2007).

Natural Resources Defense Council v. EPA, 101 AMERICAN JOURNAL OF INTERNATIONAL LAW (2007) (case note).

Citizen Suits in International Environmental Law: The North American Experience, International Network for Environmental Compliance and Enforcement Conference Proceedings (2002), reprinted in MAKING LAW WORK: ENVIRONMENTAL COMPLIANCE AND SUSTAINABLE DEVELOPMENT, http://www.inece.org/mlw/makinglawwork_toc.html.

Federal, State, and Provincial Interplay Regarding Cross-Border Environmental Pollution, 27 CANADA-UNITED STATES LAW JOURNAL 199 (2001) (symposium).

HANDBOOK ON INTERNATIONAL TRADE IN AGRICULTURAL PRODUCTS
(monograph prepared for Pennsylvania Department of Agriculture, 2000).

The Case of the Missing Paradigm, 32 TEXAS INT'L L. J. 355 (1997) (review of Samuel Huntington, *THE CLASH OF CIVILIZATIONS*).

U.S.-Mexico Border Issues, in 46 TEXAS PRACTICE: ENVIRONMENTAL LAW 127 (West, 1997).

PRESENTATIONS

I have lectured, presented papers, or taught classes at a number of academic institutions, including American University, Cambridge University, Columbia Law School, Davidson College, Duke University, the Graduate Institute (in Geneva), Guilford College, Harvard Law School, King's College London, Lewis and Clark School of Law, Michigan State University, New York University Law School, North-West University (in South Africa), Southern Methodist

University Dedman School of Law, Southwestern Law School, the School of Law of the Sorbonne, Stanford Law School, Temple University Beasley School of Law, University of the Andes, University College London, University of California Hastings College of Law, University of Geneva, University of Georgia School of Law, University of Idaho College of Law, University of Michigan School of Law, University of North Carolina School of Law, University of Oslo, University of Texas School of Law, University of Washington School of Law, Vanderbilt Law School, Vermont Law School, Wuhan University, and Yale University.

I have made presentations to governmental and international bodies, including the ASEAN Intergovernmental Commission on Human Rights, the Asia-Europe Meeting, the Inter-American Human Rights Commission, the IUCN World Commission on Environmental Law, the North American Commission for Environmental Cooperation, the Secretariat of the United Nations Framework Convention on Climate Change, the United Nations Committee on the Rights of the Child, the United Nations Human Rights Council, the United Nations Environmental Programme Governing Council, the U.S. Department of State Legal Adviser's Office, the U.S. Environmental Protection Agency National Advisory Committee, and the World Bank, as well as at side events at the Conference of the Parties to the Convention on Biological Diversity, the Conference of the Parties to the United Nations Framework Convention on Climate Change, the United Nations Open Working Group on Sustainable Development Goals, and the World Conservation Congress.

I have also spoken at meetings of a number of professional associations and other non-governmental organizations, including the American Association for the Advancement of Science, the American Society of International Law, the Canadian Council on International Law, the Carnegie Endowment for International Peace, the China Soong Ching Ling Foundation, the International Bar Association, the International Law Association, the Southeastern Association of Law Schools, and the World Wildlife Fund.

PROFESSIONAL ACTIVITIES

Member of Advisory Board, UNDP-SEPA Environmental Governance Program, 2016 to present

Member of Board of Trustees, Universal Rights Group, Geneva, 2014 to present.

Member of Board, Wake Forest University Center for Energy, Environment, and Sustainability, 2014 to present.

Member Scholar of the Center for Progressive Reform, 2010 to present.

Authored *Reclaiming Global Environmental Leadership: Why the United States Should Ratify Ten Pending Environmental Treaties*, CPR White Paper No. 1201 (2012) (with M.J. Angelo, R. Bratspies, D. Hunter, N. Sachs, and S. Zellmer).

Special Counsel to the Center for International Environmental Law (CIEL), 2008 to 2012.

Chair, EPA National Advisory Committee on the Commission for Environmental Cooperation, September 1999 to August 2001, and May 2003 to September 2005.

Vice-Chair, American Bar Association/Canadian Bar Association/Barra Mexicana Joint Working Group on the Settlement of International Disputes, 1995 to 2004.

Member, American Society of International Law, 1990 to present.

Admitted to practice before the bars of Pennsylvania (1988) and Texas (1994).