

Exploring the Frontiers of Climate Litigation through Transformative Constitutionalism

<u>Introduction</u>: The project is funded by the Konrad Adenauer Stiftung (KAS) from 2021 to 2025, and it delves into the pivotal role of courts in societal and climate transformations, particularly through the lens of transformative constitutionalism.

Key Words: Transformative Constitutionalism, Climate Litigation, Corporate Human Rights Responsibility, Environmental Justice, International Law.

<u>Theoretical Background</u>: The project focuses on transformative constitutionalism, emphasizing how constitutional framing can help address contemporary challenges like climate change. It explores the intersection of national constitutional law with international legal frameworks, aiming to understand the efficacy of legal systems in promoting environmental and climate justice.

Main Objective and Contribution:

This research aims to <u>critically examine</u> <u>climate litigation within transformative</u> <u>constitutionalism</u> assessing:

- How climate change spurs transformative interpretations within constitutions and influences legal frameworks.
- The synergy between transformative constitutionalism and international law, shaping climate change jurisprudence.
- Global climate litigation cases to understand environmental advocacy through constitutional lenses.

Contribution:

The research will illuminate how domestic constitutional principles are evolving under the influence of international environmental mandates, setting a precedent for legal systems globally.

Methodology:

- <u>Doctrinal Analysis</u>: Analyse relevant climate litigation cases based on constitutional claims.
- Secondary Literature Review: Analyse academic articles and legal commentaries to contextualize findings
- Interviews: Supplement analysis with insights from judges and legal experts.

Expected Outcome:

- Primary Output (PhD Thesis): Monograph based on findings
- Secondary Output (Academic Writing): Journal Articles, Blogposts, Edited Volume.
- Workshops & Events: Climate Justice Conference, Climate Workshop with Colombian Law Students, Teaching etc.

Significance to the Field:

The research investigates how constitutional law can <u>catalyze significant shifts in legal norms</u> and corporate behavior towards human rights and environmental sustainability. It promises to bridge gaps in legal theory and practice, offering a fresh perspective on the obligations and responsibilities of businesses under the lens of transformative constitutionalism and international law, thus contributing to a more just and accountable framework for corporate conduct globally.