# **JOURNALS**

# The Cambridge Law Journal

### Editor

John Bell University of Cambridge, UK

The Cambridge Law Journal publishes articles on all aspects of law. Special emphasis is placed on contemporary developments, but the journal's range includes jurisprudence and legal history. An important feature of the journal is the Case and Comment section, in which members of the Cambridge Law Faculty and other distinguished contributors analyse recent judicial decisions, new legislation and current law reform proposals. The articles and case notes are designed to have the widest appeal to those interested in the law – whether as practitioners, students, teachers, judges or administrators – and to provide an opportunity for them to keep abreast of new ideas and the progress of legal reform. Each issue also contains an extensive section of book reviews.



### The Cambridge Law Journal

is available online at: http://journals.cambridge.org/clj

### To subscribe contact Customer Services

### in Cambridge:

Phone +44 (0)1223 326070 Fax +44 (0)1223 325150 Email journals@cambridge.org

### in New York:

Phone +1 (800) 872 7423 Fax +1 (212) 691 3239 Email customer\_service@cambridge.org

### Free email alerts

Keep up-to-date with new material – sign up at

journals.cambridge.org/register

For free online content visit: http://journals.cambridge.org/clj



# **JOURNALS**

# International Journal of Law in Context

A global forum for interdisciplinary legal studies

The International Journal of Law in Context now features an exciting new section entitled 'Law in other contexts'. This section is dedicated to making available specially commissioned reports of socio-legal research in places where English is not the first language. In this way the journal hopes to bring attention to work which may not be easily accessible to those without knowledge of the relevant language (and culture).



journals.cambridge.org/ijlc

The companion journal to the Law in Context book series.



### Information for prospective contributors

The Editors invite online submissions of manuscripts for publication in *Transnational Environmental Law* via *TEL's* ScholarOne online submissions and review platform:

### http://mc.manuscriptcentral.com/TEL submissions

Before submitting their work online, authors are strongly urged to refer to the instructions for manuscript preparation (including house style, referencing format, and additional guidance). For detailed submission instructions, see:

### http://www.journals.cambridge.org/TEL/ifc

All other inquiries and correspondence related to *TEL* should be addressed to **TEL@cambridge.org** or to one or both of the *TEL* Editors-in-Chief, at the addresses listed on this inside cover.

All contributions in the journal are double-blind peer-reviewed. All manuscripts must entail original, previously unpublished work, and should not be under consideration for publication elsewhere. The Editors will also consider revised versions of previously released working papers, provided that such publication is clearly acknowledged upon submission of the paper for consideration to *TEL*.

TEL strives to respect an expedient turn-around time of 6-8 weeks between receipt of the manuscript and first notification of acceptance, rejection or need for revision.

The length of manuscripts should normally range between 8,000 and 11,000 words (including footnotes) for full-length articles; 3,000–6,000 words for commentaries and case notes; and 800–1,500 words for book reviews. Exceptionally, shorter or longer works may be considered at the Editors' discretion.

For further information, visit http://www.journals.cambridge.org/TEL

Books for review (and proposals for reviews) should be sent to the book review editors, listed above.

#### SUBSCRIPTIONS

Transnational Environmental Law (ISSN: 2047-1025) is published twice a year in April and October by Cambridge University Press. The 2016 subscription price for institutions (excluding VAT) of volume 5 (2016), which includes print and electronic access is £229 (US\$368 in the USA, Canada and Mexico). The electronic only subscription price for institutions is £205 (US\$327 in the USA, Canada and Mexico). The subscription price for individuals for print only is £33 (US\$53 in the USA, Canada and Mexico).

For further information, visit http://www.journals.cambridge.org/TEL

All prices include delivery by air if appropriate, and exclude VAT. EU subscribers (outside the UK) who are not registered for VAT should add VAT at their country's rate. VAT registered members should provide their VAT registration number. Japanese prices for institutions (including ASP delivery) are available from Kinokuniya Company Ltd, P.O. Box 55, Chitose, Tokyo 156, Japan.

Orders, which must be accompanied by payment, may be sent to a bookseller, subscription agent or direct to the publisher: Cambridge University Press, Journals Fulfilment Department, UPH, Shaftesbury Road, Cambridge CB2 8RU, UK; or in the USA, Canada and Mexico: Cambridge University Press, Journals Fulfillment Department, 1 Liberty Plaza, Floor 20, New York, NY 10006, USA. Copies of the Journal for subscribers in the USA, Canada and Mexico are sent by air to New York to arrive with minimum delay. Postmaster: send address changes in USA, Canada and Mexico to Journals Fulfillment Department, 1 Liberty Plaza, Floor 20, New York, NY 10006, USA; or e-mailsubscriptions\_newyork@cambridge.org

Claims for missing issues will be considered only if made immediately on receipt of the subsequent issue.

### COPYING

This journal is registered with the Copyright Clearance Center, 222 Rosewood Drive, Danvers, MA 01923, USA. Organisations in the USA who are also registered with the C.C.C. may therefore copy material (beyond the limits permitted by sections 107 and 108 of the U.S. Copyright Law) subject to payment to the C.C.C of the per copy fee of US\$15.00. This consent does not extend to multiple copying for promotional or commercial purposes. Code 1740-0228/15. ISI Tear Sheet Service, 3501 Market Street, Philadelphia, PA 19104, USA, is authorised to supply single copies of separate articles for private use only. Organisations authorised by the Copyright Licensing Agency may also copy material subject to the usual conditions. For all other use, permission should be sought from Cambridge or from the American Branch of Cambridge University Press.

Transnational Environmental Law is included in the Cambridge Journals Online service which can be found at http://www.journals.cambridge.org/TEL and is also available on LexisNexis and in Thomson Reuters' Social Sciences Citation Index and Journal Citation Reports.

This journal issue has been printed on FSC-certified paper and cover board. FSC is an independent, non-governmental, not-for-profit organisation established to promote the responsible management of the world's forests. Please see http://www.fsc.org for further information.

© Cambridge University Press 2016 ISSN 2047-1025 E-ISSN 2047-1033



## TRANSNATIONAL ENVIRONMENTAL LAW

TEL is dedicated to the development of new ideas on law's contribution to environmental governance in a global context.

### EDITORIAL

A Celebration of the Fifth Anniversary of Transnational Environmental Law Thijs Etty, Veerle Heyvaert, Editors-in-Chief Cinnamon Carlarne, Dan Farber, Bruce Huber, Jolene Lin, Editors

### ANNIVERSARY ISSUE

Anniversary Issue Foreword: Re-evaluating the Principle of Common But Differentiated Responsibilities in Transnational Climate Change Law

Jacqueline Peel

What Difference Does CBDR Make? A Socio-Legal Analysis of the Role of Differentiation in the Transnational Legal Process for REDD+
Sébastien Jodoin and Sarah Mason-Case

'Dynamic Differentiation': The Principles of CBDR-RC, Progression and Highest Possible Ambition in the Paris Agreement

Christina Voigt and Felipe Ferreira

Differential Treatment in Environmental Law: Addressing Critiques and Conceptualizing the Next Steps

Philippe Cullet

'Common But Differentiated Responsibilities' in the National Courts:

Lessons from Urgenda v. The Netherlands

Patrícia Galvão Ferreira

The Responsibilities of Carbon Major Companies: Are They (and Is the Law) Doing Enough?

Lisa Benjamin

Common But Differentiated Responsibilities Beyond the Nation State: How is Differential Treatment Addressed in Transnational Climate Governance Initiatives?

Paula Castro

Cooperation for Climate Mitigation in Amazonia: Brazil's Emerging Role as a Regional Leader Maria Antonia Tigre

Shifting Traction: Differential Treatment and Substantive and Procedural Regard in the International Climate Change Regime

Anna Huggins and Md Saiful Karim

BOOK REVIEWS





