

## CERTIFICATION

I certify that the Annexes are true copies of the originals. I also certify the accuracy of the English-language translations of all documents that are not in one of the official languages of the Court.



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# SCIENTIFIC REPORTS

1951-1990

- Annex 555** “Restoring the Quality of our Environment: Report of the Environmental Pollution Panel for the President’s Science Advisory Committee”, *The White House*, November 1965
- Annex 556** G. Seaborg, “The Role of Energy”, *United States Atomic Energy Commission*, 13 January 1966
- The original records can be found at the Library of Congress (see Library of Congress catalogue, available at: <https://catalog.loc.gov/vwebv/search?searchCode=LCCN&searchArg=mm%2089078514&searchType=1&permalink=y> (last accessed on 10 July 2024)). The Library of Congress can be contacted for assistance by phone (at +1 (202) 707-5000)
- Annex 557** “1er Colloque International sur l’Aménagement du Territoire et les Techniques Avancées”, *Collège des techniques avancées et de l’aménagement du territoire*, March 1968, pages 50-55, 17-36
- Annex 558** “A Study of Climatological Research as it Pertains to Intelligence Problems”, *Central Intelligence Agency*, August 1974, pages 1-3
- Annex 559** “Report No.23: Canada’s Energy Opportunities”, *Science Council of Canada*, March 1975, pages 81-92

- Annex 560** I. P. Gerasimov et al., *Organization of Biosphere Preserves (Stations) in the USSR*, in SECOND JOINT U.S./USSR SYMPOSIUM ON THE COMPREHENSIVE ANALYSIS OF THE ENVIRONMENT (U.S. Environmental Protection Agency Washington, October 21-26, 1975), pages 89-91
- Annex 561** V. D. Fedorov, *The Problem of The Maximum Permissible Effects of the Anthropogenic Factor From The Ecologist's Viewpoint*, in SECOND JOINT U.S./USSR SYMPOSIUM ON THE COMPREHENSIVE ANALYSIS OF THE ENVIRONMENT (U.S. Environmental Protection Agency Washington, October 21-26, 1975), pages 98-108
- Annex 562** “Report No.27: Canada as a Conserver Society: Resource Uncertainties and the Need for New Technologies”, *Science Council of Canada*, September 1977, pages 9-15
- Annex 563** “Proposal for a multiannual research programme in the field of climatology (Indirect action - 1979-83)”, *Commission of the European Communities*, 11 September 1978, pages 2-7, 10-18
- Annex 564** “Summary of the Carbon Dioxide Effects Research and Assessment Program”, *United States Department of Energy, Office of Health and Environmental Research*, July 1980, cover slide, “Effects on Climate”, “Implications of CO<sub>2</sub> Induced Climate Change.”

### 1991-present

- Annex 565** Bonneuil et al., “Early warnings and emerging accountability: Total’s responses to global warming, 1971-2021”, *Global Environmental Change*, 2021, pp. 1-10

- Annex 566** J. Uri, “65 Years Ago: The International Geophysical Year Begins”, *The National Aeronautics and Space Administration (NASA)*, 5 July 2022
- Annex 567** “What was the International Geophysical Year?”, *UK Antarctic Heritage Trust*, 26 June 2023
- Annex 567 bis** “International Geophysical Year (IGY)”, *Dwight D. Eisenhower Presidential Library, Museum, and Boyhood Home*

## TREATIES

- Annex 568** Agreement on Cooperation in the Field of Environmental Protection between the United States of America and the Union of Soviet Socialist Republics, 23 May 1972, U.S. State Department, Treaties and Other International Act Series 7345, as set out in “U.S. and U.S.S.R. Sign Environmental Cooperation Treaty”, *United States Environmental Protection Agency*
- Annex 569** Consolidated Version of the Treaty on European Union, 26 October 2012, OJ C 326/13
- Annex 570** Doha Amendment to the Kyoto Protocol, 8 December 2012, 3377 UNTS

# STATE PRACTICE

## United Nations Resolutions

**Annex 571** UN General Assembly Resolution 10/15 (2004),  
A/RES/ES-10/15, 2 August 2004

**Annex 572** UN General Assembly Resolution 73/295 (2019),  
A/RES/73/295, 24 May 2019

## Legislation

**Annex 573** Greek Civil Code, Articles 1003 and 1108 (Greek original  
and English translation)

**Annex 574** Constitution of the Republic of Korea, 17 July 1948, as  
amended from time to time and updated in 1987

**Annex 575** National Environmental Policy Act, No. 6.938/81, 31  
August 1981 (Portuguese original and English machine  
translation of Article 14)

**Annex 576** Framework Act on Environmental Policy, as amended from  
time to time and updated in 2022

**Annex 577** Dutch Civil Code 1990, 20 February 1990, as amended  
from time to time and updated in 2024, Articles 6:175(1)  
and 6:175(4) (Dutch original and English translation)

**Annex 578** Constitution of the Russian Federation, 12 December 1993,  
as amended from time to time and updated in 2022

**Annex 579** Act on Compensation for Environmental Damage, No.  
737/1994, 19 August 1994



- Annex 580** Soil Environment Conservation Act, 5 January 1995, as amended from time to time and updated in 2015
- Annex 581** *Intentionally left blank*
- Annex 582** Federal Law on Environmental Protection, No. 7-FZ, 10 January 2002
- Annex 583** Wastes Control Act, 11 April 2007, as amended from time to time and updated in 2015
- Annex 584** Environmental Protection and Management, No. 32/ 2009, 3 October 2009

### **Other State Practice**

- Annex 585** L. Johnson, “Special Message to the Congress on Conservation and Restoration of Natural Beauty”, *The American Presidency Project*, 8 February 1965, as cited at paragraph 22 of the Expert Report of Professor Naomi Oreskes on Historical Knowledge and Awareness, in Government Circles, of the Effects of Fossil Fuel Combustion as the Cause of Climate Change, 29 January 2024 at page 91 of the Exhibit Bundle to the Written Statement submitted by the Republic of Vanuatu, 21 March 2024
- Annex 586** Declaration of the World Climate Conference, World Meteorological Organization, IOC/SAB-IV/INF.3, February 1979

**Annex 587**

Exchange of letters between Lee DuBridge and Senator Henry Jackson, National Archives and Records Administration-Office of Science and Technology, 1969, as referred to at paragraph 29 in the Expert Report of Professor Naomi Oreskes on Historical Knowledge and Awareness, in Government Circles, of the Effects of Fossil Fuel Combustion as the Cause of Climate Change, 29 January 2024 at page 91 of the Exhibit Bundle to the Written Statement submitted by the Republic of Vanuatu, 21 March 2024

The original records were obtained from the Repository of the National Archives at College Park, Maryland in the Records of the Office of Science and Technology Policy (*see* <https://www.archives.gov/college-park> (last accessed on 11 July 2024)). The National Archives at College Park can be contacted for assistance by phone (at +1-866-272-6272) or email (at [inquire@nara.gov](mailto:inquire@nara.gov))

**Annex 588**

“Railways: Use of Continuous Welded Rail”, *House of Lords Debate*, 5 November 1969, as cited at paragraph 23 in the Expert Report of Professor Naomi Oreskes on Historical Knowledge and Awareness, in Government Circles, of the Effects of Fossil Fuel Combustion as the Cause of Climate Change, 29 January 2024 at page 91 of the Exhibit Bundle to the Written Statement submitted by the Republic of Vanuatu, 21 March 2024

**Annex 589**

German Bundestag, Plenary Protocol 8/126 of the 126 Session, 15 December 1978, pages 9873-9874 (German original of pages 9873-9874 and English translation of Annex 12)

- Annex 590** German Bundestag, Plenary Protocol 8/162 of the 162 Session, 22 June 1979, page 12964 (German original of page 12964 and English translation of Annex 65)
- Annex 591** Oral statement by Australia at the third session of the Conference of the Parties (COP 3) to the United Nations Framework Convention on Climate Change (UNFCCC), 8 December 1997
- Annex 592** Oral statement by Indonesia at the third session of the Conference of the Parties (COP 3) to the United Nations Framework Convention on Climate Change (UNFCCC), 8 December 1997
- Annex 593** Oral statement by Finland at the third session of the Conference of the Parties (COP 3) to the United Nations Framework Convention on Climate Change (UNFCCC), 9 December 1997
- Annex 594** Oral statement by Estonia at the third session of the Conference of the Parties (COP 3) to the United Nations Framework Convention on Climate Change (UNFCCC), 9 December 1997
- Annex 595** Oral statement by Belgium at the third session of the Conference of the Parties (COP 3) to the United Nations Framework Convention on Climate Change (UNFCCC), 9 December 1997
- Annex 596** Oral statement by Ethiopia at the third session of the Conference of the Parties (COP 3) to the United Nations Framework Convention on Climate Change (UNFCCC), undated

- Annex 597** Oral statement by the Republic of Korea at the third session of the Conference of the Parties (COP 3) to the United Nations Framework Convention on Climate Change (UNFCCC), undated
- Annex 598** Summary record of the 22nd meeting of the fifty-third session of the General Assembly, held on 22 October 1998, A/C.2/53/SR.22
- Annex 599** Summary record of the 36th meeting of the General Assembly held on 24 November 2004, A/C.2/59/SR.36
- Annex 600** Official records of the 84th meeting of the General Assembly held on 13 February 2008, A/62/PV.84
- Annex 601** Oral statement by Liechtenstein at the twenty-first session of the Conference of the Parties (COP 21) to the United Nations Framework Convention on Climate Change (UNFCCC), 1 December 2015
- Annex 602** Oral statement by Japan at the twenty-first session of the Conference of the Parties (COP 21) to the United Nations Framework Convention on Climate Change (UNFCCC), undated
- Annex 603** Official records of the 24th meeting of the General Assembly held on 5 October 2016, A/71/PV.24
- Annex 604** Declarations made upon signature of the United Nations Framework Convention on Climate Change, 1771 UNTS 107
- Annex 605** Declarations made upon signature of the Kyoto Protocol, 2303 UNTS 162

- Annex 606**                      Declarations made upon signature of the Doha Amendment to the Kyoto Protocol, 3377 UNTS
- Annex 607**                      Oral statement by Samoa at the twenty-sixth session of the Conference of the Parties (COP 26) to the United Nations Framework Convention on Climate Change (UNFCCC), undated
- Annex 608**                      “Climate Vulnerable Economies Loss Report”, *Vulnerable Twenty Group*, June 2022
- Annex 609**                      Statement by James Cleverly, Secretary of State for Foreign, Commonwealth and Development Affairs, on the British Indian Ocean Territory/Chagos Archipelago, UIN HCWS354, 3 November 2022
- Annex 610**                      Oral statement by the Cook Islands at the twenty-seventh session of the Conference of the Parties (COP 27) to the United Nations Framework Convention on Climate Change (UNFCCC), 8 November 2022
- Annex 611**                      Official records of the 64th meeting of the General Assembly held on 29 March 2023, A/77/PV.64
- Annex 612**                      Joint statement on bilateral cooperation between the United Kingdom of Great Britain and Northern Ireland and the Grand Duchy of Luxembourg 2023, 12 May 2023
- Annex 613**                      “Unlocking Growth and Prosperity through Innovations in Climate Finance and Debt”, V20 Ministerial Dialogue XII Communiqué, 16 April 2024

- Annex 614**                      *Request for Advisory Opinion OC-32 on Climate Emergency and Human Rights presented by the Republic of Chile and the Republic of Colombia, Barbados, Oral Statement of 23 April 2024 in response to question from Judge Ricardo Pérez Manrique (Video excerpt from public hearing on the advisory opinion)*
- Annex 615**                      “Bridgetown Initiative 3.0, Consultation Draft (28<sup>th</sup> May 2024)”, *Bridgetown Initiative*, 28 May 2024
- Annex 616**                      “‘Bridgetown Initiative 3.0’ unveiled to tackle debt, climate crises”, *Barbados Today*, 29 May 2024

# DECISIONS OF INTERNATIONAL COURTS AND TRIBUNALS

## International Court of Justice

- Annex 617**                      *Certain Phosphate Lands in Nauru (Nauru v Australia), Judgment of 26 June 1992, I.C.J Reports 1992, p. 240, Separate Opinion of Judge Shahabuddeen*
- Annex 618**                      *Oil Platforms (Islamic Republic of Iran v United States of America), Judgment of 6 November 2003, I.C.J Reports 2003, p. 161, Separate Opinion of Judge Simma*
- Annex 619**                      *Legal Consequences of the Separation of the Chagos Archipelago from Mauritius in 1965, Advisory Opinion of 25 February 2019, I.C.J. Reports 2019, p.65*

## International Tribunal for the Law of the Sea

- Annex 620**                      *Request for an Advisory Opinion Submitted by the Commission of Small Island States on Climate Change and International Law, Advisory Opinion of 21 May 2024*

## European Court of Human Rights

- Annex 621**                      *Verein Klimaseniorinnen Schweiz and Others v Switzerland [2024] ECHR 304*
- Annex 622**                      *Case of Carême v France [2024] ECHR 88*

## **Inter-American Court of Human Rights**

- Annex 623**                      *Case of La Oroya Population v Peru. Preliminary Objections, Merits, Reparations and Costs.* Judgment of November 27, 2023. Series C No. 511 (Spanish original and English translation of paragraphs 53 and 129)

## **World Trade Organization Panel Reports**

- Annex 624**                      Panel Report, *Korea – Measures Affecting Government Procurement*, WT/DS163/R, adopted 1 May 2000

## **Arbitral Awards**

- Annex 625**                      *Southern Bluefin Tuna Case between Australia and Japan and between New Zealand and Japan*, Award on Jurisdiction and Admissibility, 4 August 2000, RIAA, Vol. XXIII, p. 1
- Annex 626**                      *Air Canada v Bolivarian Republic of Venezuela*, Award, 13 September 2021, ICSID Case No. ARB(AF)/17/1



# **REPORTS, COMMENTS AND OTHER DOCUMENTS REFLECTING THE VIEWS OF HUMAN RIGHTS TREATY-BASED BODIES**

## **UN Committee on the Rights of the Child**

### **Annex 627**

“Decision adopted by the Committee on the Rights of the Child under the Optional Protocol to the Convention on the Rights of the Child on a communications procedure in respect of Communication No. 104/2019”,  
CRC/C/88/D/104/2019, *UN Committee on the Rights of the Child*, 11 November 2021

## DECISIONS OF AND SUBMISSIONS TO NATIONAL COURTS

- Annex 628**                      *Rylands v Fletcher* [1868] UKHL 1
- Annex 629**                      *M.C. Mehta And Anr v Union of India & Ors*, Decision of the Supreme Court of India, 1987 SCR (1) 819, AIR 1987 965, 20 December 1986
- Annex 630**                      Supreme Tribunal of Justice of Brazil, No. 769.753/SC (2d Panel), 8 September 2009 (Portuguese original and English machine translation)
- Annex 631**                      Decision of the Supreme Court of South Korea, 2009Da66549, 19 May 2016
- Annex 632**                      *EarthLife Africa Johannesburg v The Minister of Environmental Affairs and Others*, Judgment of the High Court of 8 March 2017
- Annex 633**                      *On some issues of application of legislation on compensation for damage caused to the environment*, Decision of the Plenum of the Supreme Court of the Russian Federation No. 49, 30 November 2017
- Annex 634**                      *Amparo en Revisión 610/2019*, Judgment of the Suprema Corte de Justicia de la Nación of 15 January 2020 (Spanish original and English translation of pages 22-23, 78, 80)
- Annex 635**                      *Juliana v United States*, No. 18-36082, Op., 17 January 2020 (9th Cir.)
- Annex 636**                      *Ramendra Prasad v Total (Fiji) Ltd*, Decision of the Court of Appeal, 28 February 2020

- Annex 637** *Petropulos & Another v Dias* [2020] ZASCA 53
- Annex 638** *Notre Affaire à Tous and Others v France, Tribunal Administratif de Paris* N°1904967, 1904968, 1904972, 1904976/4-1, 3 February 2021
- Annex 639** *D. G. Khan Cement Company v Government of Punjab*, Judgment of the Supreme Court of Pakistan of 15 April 2021
- Annex 640** *Commune de Grande-Synthe v the Republic of France*, Judgment of the Conseil d'État of 1 July 2021, No 427301
- Annex 641** *Mejillones Tourist Service Association and others with the Environmental Evaluation Service (SEA) of Antofagasta*, Judgment of the Supreme Court of Chile of 19 April 2022 (Spanish original and English translation of pages 15, 19-20)
- Annex 642** *PSB et al. v Brazil (on Climate Fund)*, Federal Supreme Court of Brazil, ADPF 708, 1 July 2022 (Portuguese original and English machine translation of paragraph 36)
- Annex 643** *Declic et al v Government of Romania*, Civil Sentence No 312/2023, Romanian Court of Appeal, Cluj (Romanian original and English machine translation of relevant portions of pages 22-27)
- Annex 644** *National Environment Management Authority & another v KM & 17 others*, Decision of the Court of Appeal of Kenya, 23 June 2023
- Annex 645** *M K Ranjitsinh & Ors v Union of India & Ors*. 2024 INSC 280

# PUBLICATIONS OF INTERNATIONAL ORGANISATIONS

## United Nations

**Annex 646** Activities of United Nations Organizations and programmes relevant to the human environment: report of the Secretary-General, E/4553, 11 July 1968, as cited at paragraph 34 in the Expert Report of Professor Naomi Oreskes on Historical Knowledge and Awareness, in Government Circles, of the Effects of Fossil Fuel Combustion as the Cause of Climate Change, 29 January 2024 at page 91 of the Exhibit Bundle to the Written Statement submitted by the Republic of Vanuatu, 21 March 2024, pages 21-23

**Annex 647** Report of the United Nations Conference on the Human Environment, Declaration of the United Nations Conference on the Human Environment, A/CONF.48/14/Rev.1, 16 June 1972, pages 9-22, 43-44

**Annex 648** “Growth in United Nations membership”, *United Nations*

## International Law Commission

**Annex 649** Third Report on State responsibility by James Crawford, Special Rapporteur, A/CN.4/507, *International Law Commission*, 15 March 2000, pages 47-52

**Annex 650** “Draft Articles on Responsibility of States for Internationally Wrongful Acts with commentaries”, Report of the Commission to the General Assembly on the work of its fifty-third session, Yearbook of the International Law Commission, A/CN.4/SER.A/2001/Add.1 (Part 2), *International Law Commission*, 10 August 2001, pages 91-94, 124-125, 140-141

**Annex 651** “Commentaries on the Draft principles on the allocation of loss in the case of transboundary harm arising out of hazardous activities”, Report of the International Law Commission Fifty-eighth session, Yearbook of the International Law Commission, A/CN.4/SER.A/2006/Add.1 (Part 2), *International Law Commission*, 2006, pages 64-72

**Annex 652** “Fragmentation of International Law: Difficulties Arising from the Diversification and Expansion of International Law”, Report of the Study Group of the International Law Commission, finalised by Mr Martti Koskenniemi, A/CN.4/L.682 and Add.1, 13 April 2006, pages 17-20, 104-106

### **Indian Ocean Tuna Commission**

**Annex 653** Report of the 27th Session of the Indian Ocean Tuna Commission, IOTC-2023-S27-R[E], 8-12 May 2023, pages 9-10

### **The European Union**

**Annex 654** “History of the European Union 1970-79”, *European Union*

### **Universal Postal Union**

**Annex 655** “UPU Adopts UN Resolution on Chagos Archipelago”, *Universal Postal Union Press Release*, 27 August 2021

## SCHOLARLY WRITINGS

- Annex 656** C. W. Jenks, “Liability for ultra-hazardous activities in international law”, *Recueil des cours de l’Académie de droit international de La Haye*, 1966, pp. 99-200, pages 105-110, 193-196
- Annex 657** A. Boyle, “State responsibility and international liability for injurious consequences of acts not prohibited by international law: a necessary distinction?”, *International and Comparative Law Quarterly*, 1990, pp. 1-26, pages 6-8
- Annex 658** J. Cavender & J. Jager, “The History of Germany’s Response to Climate Change”, *International Environmental Affairs*, 1993, pp. 3-18, pages 6-9
- Annex 659** Y. Fumikazu, “Itai-Itai disease and the countermeasures against cadmium pollution by the Kamioka mine”, *Environmental Economics and Policy Studies*, 1999, pp. 215-229
- Annex 660** B. Simma & D. Pulkowski, “Of Planets and the Universe: Self-contained Regimes in International Law”, *European Journal of International Law*, 2006, pp. 483-529, pages 490-493
- Annex 661** M. Hinteregger, *Comparison*, in ENVIRONMENTAL LIABILITY AND ECOLOGICAL DAMAGE IN EUROPEAN LAW, ed. Monika Hinteregger (Cambridge, 2008), pages 581-583
- Annex 662** J. Pauwelyn, *Conflict of Norms in Public International Law* (Cambridge University Press, 2009), pages 240-244

- Annex 663** A. Orakhelashvili, *Division of Reparation between Responsible Entities*, in *THE LAW OF INTERNATIONAL RESPONSIBILITY*, eds. James Crawford et al. (Oxford University Press, 2010), pages 656-661
- Annex 664** R. S. J. Martha, *The Financial Obligation in International Law* (Oxford University Press, 2015), pages 402-412
- Annex 665** J. Crawford, *Brownlie's Principles of Public International Law* (Oxford, 9ed., 2019), page 537
- Annex 666** E. Stoecker, "How do States React to Advisory Opinions? Rejection, Implementation, and what Lies in Between", *American Journal of International Law*, 2023, pp. 292-297

## MISCELLANEOUS

### **Annex 667**

“Academician Israel Yuri Antonievich is 80 years old!”,  
*Russian Academy of Sciences*, 15 May 2010 (Russian original  
and English translation)