## Article 8 ter

Ecocide

1. For the purpose of this Statute, "ecocide" means unlawful or wanton acts committed with knowledge that there is a substantial likelihood of severe and either widespread or long-term damage to the environment being caused by those acts.

2. For the purpose of paragraph 1:

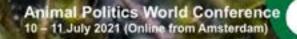
a. "Wanton" means with reckless disregard for damage which would be clearly excessive in relation to the social and economic benefits anticipated;

b. "Severe" means damage which involves very serious adverse changes, disruption or harm to any element of the environment, including grave impacts on human life or natural, cultural or economic resources;

c. "Widespread" means damage which extends beyond a limited geographic area, crosses state boundaries, or is suffered by an entire ecosystem or species or a large number of human beings;

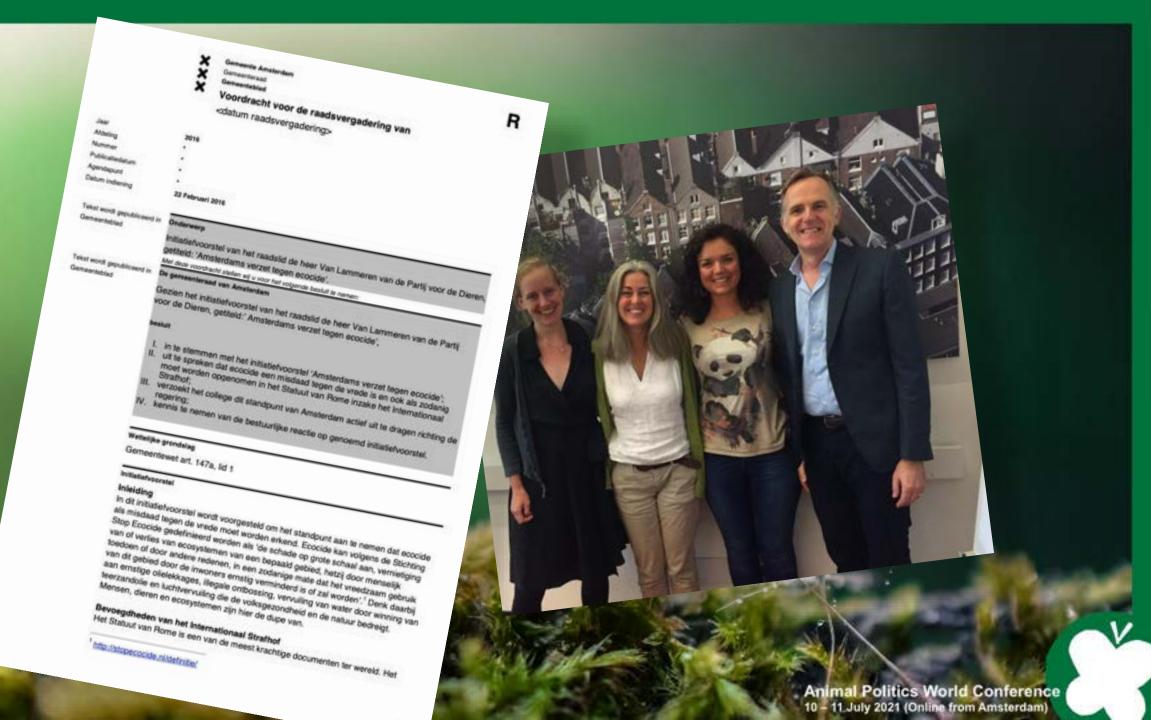
d. "Long-term" means damage which is irreversible or which cannot be redressed through natural recovery within a reasonable period of time;

e. "Environment" means the earth, its biosphere, cryosphere, lithosphere, hydrosphere and atmosphere, as well as outer space.



It is horrifying that we have to fight our own government to save the environment.

Ansel Adams



Minister **Kaag**:

Investeren in Perspectief – Goed voor de Wereld, Goed voor

VERSLAG VAN EEN ALGEMEEN OVERLEG

Vastgesteld 4 januari 2019

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Nederland

Nr. 42

lk ben natuurlijk tegen martelen, folteren en alle andere vormen van het schenden van mensenrechten, maar het was gewoon een omissie van mijn kant. U was de laatste spreker en vanwege het gaan en komen ben ik dat gewoon vergeten; dat is mijn fout. <mark>Ecocide</mark> is een hele moeilijke vraag. Ik had die term eerlijk gezegd nog niet eerder gehoord, dus dat is educatief. Ik kan daar niets inhoudelijks over zeggen. Als ik kijk naar de hoge bewijslast bij genocide, hoe moeilijk dat is, dan is dit een heel nieuw terrein. Dat wil niet zeggen dat ik niet kan herkennen waar u vandaan komt en dat dit een manier is om de planetaire ramp die zich toch wel stilletjes voltrekt, aan de orde te stellen, maar verder kan ik er inhoudelijk helemaal niets over zeggen. Ik zal mij eens laten informeren. Dat is het enige wat ik op dit moment kan zeggen. De juristen kunnen zich daar dan proence

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Initiative paper from Representative Van Raan: 'Ecocide: The missing crime against peace'

No. 2 INITIATIVE PAPER

'The rules of our world are laws, and they can be changed. Laws can restrict, or they can enable. What matters is what they serve. Many of the laws in our world serve property - they are based on ownership. But imagine a law that has a higher moral authority... a law that puts people and planet first. Imagine a law that starts from first do no harm, that stops this dangerous game and takes us to a place of safety....' Polly Higgins, 2015

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#### We need to change the rules." Greta Thun

Greta Thunberg, 2019

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#### Summary

Despite all our efforts, the future of our natural environments, habitats, and ecosystems does not look promising. Human activity has ensured that climate change continues to persist. Legal instruments are available to combat this unprecedented damage to the natural living environment, but these instruments have proven inadequate. With this paper, the initiator intends to set forth an innovative new legal concept.

This paper is a study into the possibilities of turning this unprecedented destruction of our natural environment into a criminal offence. In this regard, we will use the term *ecocide*, defined as the extensive damage to or destruction of ecosystems through human activity.



«The rules of our world are laws, and they can be changed. Laws can restrict or they can enable. What matter laws in our world serve property – they imagine a law that has a higher moral and planet first. Imagine a law that sta this dangerous game and takes us to Polly Higgins, 2015

«We need to change the rules.» Greta Thunberg, 2019

- B. Addition to Article 5(1)
- (e) The crime of ecocide.
- C. Addition of Article 8 ter

### Article 8 ter Ecocide

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Talanoa for **Climate Action** 

Het Europees Parlement verzoekt dringend om ecocide tot internationale misdaad te maken, terwijl openbare raadpleging over juridische definitie van start gaat Animal Politics World Conference

10 - 11 July 2021 (Online from Amsterdam)

- I. Support the call for an international law of ecocide.
- II. Promote international corporate social responsibility



**II.** Promote international corporate social responsibility

III. Reinforce the rule of law in countries across the globe

10 - 11 July 2021 (Online from Amate

II. Promote international corporate social responsibility

III. Reinforce the rule of law in countries across the glob

IV. Assign rights to the environment

En al het onrecht waarmee we als inheemse bevolking moeten leven.

II. Promote international corporate social responsibility

III. Reinforce the rule of law in countries across the

globe

IV. Assign rights to the environment

V. Conduct follow-up investigation into ecocide



