

Abstract

The purpose of this thesis is to offer a complex analysis of newly rising concept of the environmental provisions, with a particular emphasis on China and its deteriorating state of environment. The thesis is composed of eight chapters. The first chapter deals with the core problem of the environmental provisions, that is the colliding nature of the efforts to implement the environmental regulation in the international investment law. The following two chapters address the legal framework of the environmental provisions and the main actors in the field. Chapter four is concerned with the analysis of the material and formal sources of Chinese domestic environmental and investment law, which has been amended recently in reaction to the dramatically deteriorating environment in the country and which prompted the proliferation and *greenization* of the Chinese bilateral investment treaties. Chapter five proceeds with the analysis of the environmental provisions, their genesis, terminological delimitation and introduction of their typologies. The sixth chapter is dedicated to the analysis of the approach of China towards environmentally responsible investing. Chapter seven proceeds with detailed explanation of the particular types of the environmental provisions, which have been incorporated into the Chinese bilateral investment treaties. This chapter is also enriched by the comparative analysis of the Chinese environmental provisions with other environmental provisions of chosen states, including those who are regarded as the world environmental leaders. The final eighth chapter evaluates the quantity and quality of the environmental provisions in the Chinese bilateral investment treaties, and the conclusion then summarizes their contribution and effectivity as an instrument of the environmental remediation in the international investment law.