

The climate protection under international law

Key words: international climatic law, United Nations Framework Convention on Climate Change, Kyoto Protocol

Abstract

The purpose of the thesis is to analyze the system of climate protection in international law. In the thesis, there is described the history of the part of international law concerning climate changes, the contemporary international climatic law itself, and some of the most serious problems concerning the topic. The reason for my research is to introduce the basic system of international climatic law, as well as to show how modern international law is created.

The thesis is divided into five chapters. The first chapter describes the international climatic law as a part of the international environmental law, shows the forms of treaties used in the international environmental law and presents the reasons why the form of framework convention was used in the case of international climatic law.

The second chapter analyzes the history and evolution of international climatic law. From the first political declaration to the most recent international conventions, the most important milestones of the development of the international climatic law are shown.

The third chapter presents the United Nations Framework Convention on Climate Change itself as the most important international treaty adopted in the international climatic law. Divided into subchapters, it contains the analysis of the text, mainly aimed at the principles guiding the convention, obligations for the parties of the convention, institutions established in the convention, as well as resolution of questions regarding implementation of the convention and settlement of disputes.

The fourth chapter relatively examines the Kyoto protocol, the most important international document adopted to the Framework Convention. It is focused on

obligations of the parties, compared with obligations in the Framework Convention, and on the methods of fulfilling the obligations, especially the methods concerning international cooperation.

The last chapter, as a conclusions derived both from the historic and the legal part of the thesis, explores several of the problems of the modern international climatic law. Some of them are based on legal issues; some of them are economical, scientific or political. No matter what their origin is, they have to be solved for the further development of the international climatic law.