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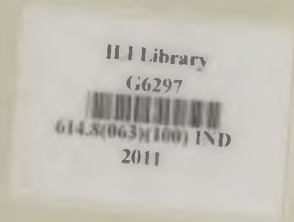
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International Seminar on  
**Global Environment &  
Disaster Management :**  
**Law & Society**

**SEMINAR**  

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**VOLUME**



**22-24, July, 2011**  
**Vigyan Bhawan, New Delhi**

Jointly Organized by :



Indian Law Institute



SUPREME COURT OF INDIA



High Court of Delhi



Ministry of Environment and Forests  
Govt. of India



Ministry of Law and Justice  
Govt. of India

**The Organizing Committee conveys its sincere thanks to the following persons for their contribution in timely preparation of the Seminar Volume:**

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PRESIDENT

REPUBLIC OF INDIA



### MESSAGE

I am happy to know that a Volume is being brought out on the occasion of the International Seminar on "Global Environment and Disaster Management: Law and Society".

The Seminar shall be an opportunity where professionals from different backgrounds will share their experiences, on how to mitigate disasters through proper management systems and technologies. I am sure that the focus of discussion would be on climate change, natural resource management, disaster management, legal responses to natural and manmade hazards, the role of judiciary in strengthening law and policy on environment and disaster management.

On this occasion, I extend my warm greetings and felicitations to the organizers and the participants and wish the Seminar all success.

*Pratibha Patil*

(Pratibha Devisingh Patil)

New Delhi  
27<sup>th</sup> June, 2011



**PRIME MINISTER**

**MESSAGE**

I am happy that the Indian Law Institute is organizing an international seminar on Global Environment and Disaster Management: Law and Society.

I am sure the seminar will contribute substantially to our understanding of environmental and disaster management issues. I hope the deliberations in the seminar will lead to more effective ways of protecting and preserving our environment and preventing and dealing with natural disasters.

I wish the seminar all success.

*Manmohan Singh*  
(Manmohan Singh)

New Delhi  
18<sup>th</sup> July, 2011

**S. H. KAPADIA**  
Chief Justice of India

Phone : 23017448



**SUPREME COURT OF INDIA**

June 18, 2011



### **MESSAGE**

I am happy to note that a Seminar is being jointly organized this year on 22nd July, 2011 in New Delhi by the Supreme Court of India, the High Court of Delhi, the Indian Law Institute, the Ministry of Environment & Forests and Ministry of Law and Justice.

Environment and development have been accommodated in a framework of balancing and ad hoc equity rather than an absolute application of rights by the Indian Courts. This has been done by balancing conflicting rights and by striking compromises between development, on one hand, and the right to livelihood, on the other hand. Environmental protection, in decision-making and implementation, requires a legal language capable of incorporating technical specifications, evaluation of industrial processes, balancing of rights (particularly socio-economic rights) and protecting complicated biological and ecological systems. Thus, the subject requires application of constitutional doctrines like, doctrine of "margin of appreciation", doctrine of "proportionality", "principle of reasonableness" etc. I am sure that during the Seminar these issues will be discussed and addressed. These considerations are important for the emerging economy of India.

I wish all success to the Organizing Committee for holding the Seminar on an important subject which provides a lifeline to all future Projects.

**(S.H. Kapadia)**

सलमान खुरशीद, सांसद  
SALMAN KHURSHID, MP



मंत्री  
विधि एवं न्याय  
भारत सरकार  
Minister of Law & Justice  
Government of India



### MESSAGE

It gives me immense pleasure that the Organizing Committee of the International Seminar on 'Global Environment and Disaster Management: Law and Society', scheduled to be held from 22nd July, 2011 to 24th July, 2011 at New Delhi, is bringing out a Seminar Volume for the benefit of participants and other interested readers.

Our Constitution mandates a duty on every citizen and the State to preserve and protect the wholesomeness of air, water and land. Natural and manmade disasters have adverse impact on the entire ecosystem. It is, therefore, important to equip ourselves to manage disasters and mitigate damage. Integrating the environment management aspects with the disaster management domain is extremely critical. We need clear assessment, action planning and responsive implementation. I believe this seminar will provide a fertile platform for the Government, the Judiciary, professionals, academic and civil society to discuss fruitfully and formulate propositions for future course of action.

Congratulations to Hon'ble Mr. Justice Swatanter Kumar, Chairman and his colleagues on the Organising Committee as well as all the co-sponsors for their yeoman efforts and contribution.

The seminar, with productive discussions and deliberations, will not only throw light on the subject, but also provide valuable guidelines and principles for formulating policies by the Government, as indeed for the Judiciary and stakeholders to respond effectively.

(Salman Khurshid)

Date: 18<sup>th</sup> July, 2011

SMT. JAYANTHI NATARAJAN



Minister of State  
(Independent Charge)  
Environment & Forests  
Government of India  
New Delhi-110 003



### MESSAGE

I am delighted to know that the Supreme Court of India, the Delhi High Court, the Ministry of Environment and Forests, the Ministry of Law & Justice and the India Law Institute are Jointly organizing an International Seminar on 'Global Environment and Disaster management: Law and Society' from 22nd to 24th July, 2011 at Delhi.

The Planet is under stress. The terrible tragedy of the earthquake and tsunami that hit Japan recently and its consequent impacts including the meltdown in the Fukushima Daiichi nuclear reactor have clearly demonstrated that a new and indepth perspective is now required to redefine the level of preventive measures required to insulate such installations from natural disasters. I hope the participants of the Seminar will come up with some practical solutions on this front.

I am happy to note that there will be discussion on topical issues like green economy and sustainable development and how they are closely intertwined with the matrix of law and society, as a part of the thematic sessions. I am sure the engagement would enrich the global discourse for the Rio+20 Summit which is scheduled to be held next year.

I am confident that the collective effort of judges, academicians, policy makers, lawyers and the civil society participating in the Seminar from across the globe will culminate in a clear roadmap on burning issues like climate change, natural resource management and disaster prevention and mitigation. A shared vision to combat such crises will go a long way in ensuring an inclusive and eco friendly growth, which is sustainable in the long run.

I hope the delegates will have useful and productive deliberations, and that the Seminar will end with vastly enriched insights.

A handwritten signature in black ink, appearing to read 'Jayanthi Natarajan'.

(Jayanthi Natarajan)