

GOVERNING
ACCESS *to*
ESSENTIAL
RESOURCES

Edited by
KATHARINA PISTOR
and OLIVIER DE SCHUTTER

Governing Access Essential Resources Katharina

L Cohen



Governing Access Essential Resources Katharina:

Governing Access to Essential Resources Katharina Pistor, Olivier De Schutter, 2015-12-08 Essential resources do more than satisfy people's needs. They ensure a dignified existence. Since the competition for essential resources, particularly fresh water and arable land, is increasing and standard legal institutions such as property rights and national border controls are strangling access to resources for some while delivering prosperity to others, many are searching for ways to ensure their fair distribution. This book argues that the division of essential resources ought to be governed by a combination of Voice and Reflexivity. Voice is the ability of social groups to choose the rules by which they are governed. Reflexivity is the opportunity to question one's own preferences in light of competing claims and to accommodate them in a collective learning process. Having investigated the allocation of essential resources in places as varied as Cambodia, China, India, Kenya, Laos, Morocco, Nepal, the arid American West, and peri-urban areas in West Africa, the contributors to this volume largely concur with the viability of this policy and normative framework. Drawing on their expertise in law, environmental studies, anthropology, history, political science, and economics, they weigh the potential of Voice and Reflexivity against such alternatives as pricing mechanisms, property rights, common resource management, political might, or brute force. *Monsoon Economies*

Tirthankar Roy, 2022-04-12 How interventions to mitigate climate caused poverty and inequality in India came at a cost to environmental sustainability. In the monsoon regions of South Asia, the rainy season sustains life but brings with it the threat of floods, followed by a long stretch of the year when little gainful work is possible and the threat of famine looms. Beginning in the late nineteenth century, a series of interventions by Indian governments and other actors mitigated these conditions, enabling agricultural growth, encouraging urbanization, and bringing about a permanent decrease in death rates. But these actions largely efforts to ensure wider access to water came at a cost to environmental sustainability. In *Monsoon Economies*, Tirthankar Roy explores the interaction between the environment and the economy in the emergence of modern India. Roy argues that the tropical monsoon climate makes economic and population growth contingent on water security. But in a water scarce world, the means used to increase water security not only created environmental stresses but also made political conflict more likely. Roy investigates famine relief, the framing of a seasonal water famine, and the concept of public trust in water, the political movements that challenged socially sanctioned forms of deprivation, water as a public good, water quality in cities, the shift from impounding river water in dams and reservoirs to exploring groundwater, the seasonality of a monsoon economy, and economic lessons from India for a world facing environmental degradation. *Monsoon Economy* Tirthankar Roy, 2023-12-22 In the monsoon regions of South Asia, the rainy season sustains life but brings with it the threat of floods, followed by a long stretch when little gainful work is possible and the threat of famine looms too. Beginning in the late nineteenth century, a series of interventions by the Indian government and other actors mitigated these conditions, thus enabling agricultural growth, encouraging urbanization, and bringing about a permanent decrease in death rates. But these

actions largely efforts to ensure wider access to water came at a cost to environmental sustainability In Monsoon Economy Tirthankar Roy explores the interaction between the environment and the economy in the emergence of modern India Roy argues that the tropical monsoon climate makes economic and population growth contingent on water security But in a water scarce world the means used to increase water security not only created environmental stresses but also made political conflict more likely Highlighting the importance of water as a public good the author critically analyses issues such as water quality in cities the shift from impounding river water in dams and reservoirs to exploring groundwater and the seasonality of a monsoon economy He also draws economic lessons from India for a world facing environmental degradation **The Role**

of Government in Water Markets Vanessa Casado-Perez, 2016-12-19 While water is an increasingly scarce resource most existing methods to allocate it are neither economically nor environmentally efficient In these circumstances water markets offer developed countries a form of regulatory response capable of overcoming many of the shortcomings of current water management The debate on water markets is however a polarized one This is mostly a result of the misunderstanding of the roles played by governments in water markets Proponents mistakenly portrayed them as leaving governments for the most part out of the picture Opponents in turn understand commodification of water and administration by public agencies as incompatible Casado P rez argues that both sides of the debate overlook that water markets require a deeper and more varied governmental intervention than markets for other goods Drawing on economic theories of regulation based on market failure she explains the different roles governments should play to ensure a well functioning water market and concludes that only the visible hand of governments can ensure the success of water markets Casado P rez proves her case by examining case studies of California and Spain to assess the success of their water markets She explores why water markets were more extensively institutionalized in California than in Spain in the first ten years since their introduction and how the role of governments in each case study impacted water market operation This unique analysis of governmental roles in water markets alongside qualitative studies of California and Spain offers valuable guidance to understand environmental markets and to face the challenges presented by water management in regions with periodical droughts A Liberal Theory of

Property Hanoch Dagan, 2021-04-15 Property enhances autonomy for most people but not for all Because it both empowers and disables property requires constant vigilance A Liberal Theory of Property addresses key questions how can property be justified What core values should property law advance and how do those values interrelate How is a liberal state obligated to act when shaping property law In a liberal polity the primary commitment to individual autonomy dominates the justification of property founding it on three pillars carefully delineated private authority structural but not value pluralism and relational justice A genuinely liberal property law meets the legitimacy challenge confronting property by expanding people s opportunities for individual and collective self determination while carefully restricting their options of interpersonal domination The book shows how the three pillars of liberal property account for core features of existing property systems

provide a normative vocabulary for evaluating central doctrines and offer directions for urgent reforms **The Palgrave Handbook of Urban Development Planning in Africa** Melekidzedek Khayesi, Francis Nyongesa Wegulo, 2022-11-25

Where can one get a synthesis of research findings on urban development planning in Africa This book addresses this gap in knowledge by distilling existing research to provide insights into theories research designs empirical findings and approaches on urban development planning in Africa Starting with the overall planning culture and strategies the book chapters move on to specific themes such as governance population poverty water recreation transport agriculture air quality and rural urban linkages This book reduces the prevailing risk of unnecessary duplication of research and the inadequate attention that is being given to extending research in new areas This situation has partly been due to existing research remaining scattered in different organizations and publications and has not been subjected to critical synthesis to unearth any new developments that it contains The book makes available research findings to be utilized in current and future urban development planning in Africa The Law of Political Economy Poul F. Kjaer, 2020-04-23 This book develops

the law of political economy as a new field of scholarly enquiry Bringing together an exceptional group of scholars it provides a novel conceptual framework for studying the role of law and legal instruments in political economy contexts with a focus on historical transformations and central challenges in both European and global contexts Its chapters reconstruct how the law of political economy plays out in diverse but central fields ranging from competition and consumer protection law to labour and environmental law giving a comprehensive overview of the central challenges of the law of political economy It also provides a sophisticated and multifaceted framework for further enquires while outlining the contours of new law of political economy The Future of Economic and Social Rights Katharine G. Young, 2019-04-11 Captures significant transformations

in the theory and practice of economic and social rights in constitutional and human rights law **Popular Politics and the Quest for Justice in Contemporary China** Susanne Brandtstädter, Hans Steinmüller, 2017-06-14 The rise of popular politics is among one the most significant social and political developments the People s Republic of China has witnessed in the post Mao era People from all walks of life have responded to rising inequalities and the privatization of collective goods with a new quest for justice Although China has remained a censorial society under the authoritarian rule of the Chinese Communist Party state society relations are being remade by interventions of emergent publics through word and action In this book a group of anthropologists specializing in Chinese society examine various facets of popular politics which are animated by the pursuit of justice fairness and good government The ethnographic chapters collectively analyse how the political arises in particular judicial situations provoking public judgements or other forms of critical engagement Focusing on the interplay between private and public spaces between morality and law and between speech and action the contributors in this book explore how such engagements are changing Chinese society from the bottom up As the first systematic exploration of the relationship between popular politics emergent publics and notions of justice in contemporary

China this book will be useful for students of Chinese Studies Politics and Anthropology

The Commons and a New Global Governance Samuel Cogolati, Jan Wouters, 2018-12-28 Given the new found importance of the commons in current political discourse it has become increasingly necessary to explore the democratic institutional and legal implications of the commons for global governance today This book analyses and explores the ground breaking model of the commons and its relation to these debates

Shareholder Cities Sai Balakrishnan, 2019-10-04 Economic corridors ambitious infrastructural development projects that newly liberalizing countries in Asia and Africa are undertaking are dramatically redefining the shape of urbanization Spanning multiple cities and croplands these corridors connect metropolises via high speed superhighways in an effort to make certain strategic regions attractive destinations for private investment As policy makers search for decentralized and market oriented means for the transfer of land from agrarian constituencies to infrastructural promoters and urban developers the reallocation of property control is erupting into volatile land based social conflicts In *Shareholder Cities* Sai Balakrishnan argues that some of India's most decisive conflicts over its urban future will unfold in the regions along the new economic corridors where electorally strong agrarian propertied classes directly encounter financially powerful incoming urban firms Balakrishnan focuses on the first economic corridor the Mumbai Pune Expressway and the construction of three new cities along it The book derives its title from a current mode of resolving agrarian urban conflicts in which agrarian landowners are being transformed into shareholders in the corridor cities and the distributional implications of these new land transformations Shifting the focus of the study of India's contemporary urbanization away from megacities to these in between corridor regions Balakrishnan explores the production of uneven urban development that unsettles older histories of agrarian capitalism and the emergence of agrarian propertied classes as protagonists in the making of urban real estate markets *Shareholder Cities* highlights the possibilities for a democratic politics of inclusion in which agrarian urban encounters can create opportunities for previously excluded groups to stake new claims for themselves in the corridor regions

Relational Justice Hanoch Dagan, Avihay Dorfman, 2024-07-19 What makes private law private What is its domain What are the values it promotes *Relational Justice: A Theory of Private Law* addresses these foundational questions in a robust analysis of the key doctrines of private law including torts contracts and restitution Discarding the vision of private law as a bastion of negative duties of non interference or efficiency maximization this book reframes private law in terms of what it calls relational justice reciprocal respect for self determination and substantive equality By vindicating self determination private law can forge the horizontal interactions vital to the ability to shape and implement a conception of the good life By structuring these interactions in terms requiring parties to respect one another for who they are private law can cast them as interactions between equals In the book's first part the authors set out a normative position they term relational justice whereby the rules of private law abide by the fundamental maxim of reciprocal respect for self determination and substantive equality The second part of the book applies this framework to an analysis of familiar private

law doctrinal areas followed by a third part charting newer areas including workplace safety poverty discrimination and implications for international law Throughout the authors show how relational justice theory provides a normative vocabulary for evaluating core features of existing private law while suggesting directions for necessary or desirable reforms

Forms of Pluralism and Democratic Constitutionalism Jean L. Cohen, Andrew Arato, Astrid von Busekist, 2018-09-25 The achievements of the democratic constitutional order have long been associated with the sovereign nation state Civic nationalist assumptions hold that social solidarity and social plurality are compatible offering a path to guarantees of individual rights social justice and tolerance for minority voices Yet today challenges to the liberal democratic sovereign nation state are proliferating on all levels from multinational corporations and international institutions to populist nationalisms and revanchist ethnic and religious movements Many critics see the nation state itself as a tool of racial and economic exclusion and repression What other options are available for managing pluralism fostering self government furthering social justice and defending equality In this interdisciplinary volume a group of prominent international scholars considers alternative political formations to the nation state and their ability to preserve and expand the achievements of democratic constitutionalism in the twenty first century The book considers four different principles of organization federation subsidiarity status group legal pluralism and transnational corporate autonomy contrasts them with the unitary and centralized nation state and inquires into their capacity to deal with deep societal differences In essays that examine empire indigenous struggles corporate institutions forms of federalism and the complexities of political secularism anthropologists historians legal scholars political scientists and sociologists remind us that the sovereign nation state is not inevitable and that multinational and federal states need not privilege a particular group

Forms of Pluralism and Democratic Constitutionalism helps us answer the crucial question of whether any of the alternatives might be better suited to core democratic principles

Just Financial Markets? Lisa Herzog, 2017 Well functioning financial markets are crucial for the economic well being and the justice of contemporary societies The Great Financial Crisis has shown that a perspective that naively trusts in the self regulating powers of free markets cannot capture what is at stake in understanding and regulating financial markets The damage done by the Great Financial Crisis including its distributive consequences raises serious questions about the justice of financial markets as we know them This volume brings together leading scholars from political theory law and economics in order to explore the relation between justice and financial markets Broadening the perspective from a purely economic one to a liberal egalitarian one the volume explores foundational normative questions about how to conceptualize justice in relation to financial markets the biases in the legal frameworks of financial markets that produce unjust outcomes and perspectives of justice on specific institutions and practices in contemporary financial markets Written in a clear and accessible language the volume presents analyses of how financial markets should function and how the Great Financial Crisis came about proposals for how the structures of financial markets could be reformed and analysis of why

reform is not happening at the speed that would be desirable from a perspective of justice Governing International Watercourses Susanne Schmeier,2013 In this contribution to the academic and policy debates surrounding the management and governance of shared natural resources the focus is placed on River Basin Organizations as the key institutions for managing internationally shared water resources The book includes advice to policy makers based on worldwide analysis and three detailed case studies from three continents the Senegal West Africa Mekong South east Asia and Danube Europe rivers

Area Studies at the Crossroads Katja Mielke,Anna-Katharina Hornidge,2017-02-28 In this pioneering volume leading scholars from a diversity of backgrounds in the humanities social sciences and different area studies argue for a more differentiated and self reflected role of area based science in global knowledge production Considering that the mobility of people goods and ideas make the world more complex and geographically fixed categories increasingly obsolete the authors call for a reflection of this new dynamism in research teaching and theorizing The book thus moves beyond the constructed divide between area studies and systematic disciplines and instead proposes methodological and conceptual ways for encouraging the integration of marginalized and often overseen epistemologies Essays on the ontological theoretical and pedagogical dimension of area studies highlight how people s everyday practices of mobility challenge scholars students and practitioners of inter and transdisciplinary area studies to transcend the cognitive boundaries that scholarly minds currently operate in *Woody Plants and Forest Ecosystems in a Complex World - Ecological Interactions and Physiological*

Functioning Above and Below Ground Boris Rewald,Christian Ammer,Thorsten Grams,Henrik Hartmann,Guenter Hoch,Katharina Maria Keiblinger,Andrey V. Malyshev,Ina Christin Meier,2020-04-01 **Digital Culture Shock** Katharina Reinecke,2025-08-05 How culture shapes the design and use of technology and how we can resist the one size fits all approach to technology design Robots that encroach on your personal space baffling emojis a chatbot that gives you an answer that seems terribly rude does any of this sound familiar If so you may know what it feels like to experience a clash of cultures or even culture shock in technology Culture shared values norms and behaviors influences both the design of technology and its use An encounter with new technology can teach us to embrace the unfamiliar but a mismatch between design and user can create misunderstanding and loss of trust and can even become a tool of digital imperialism In *Digital Culture Shock* computer scientist Katharina Reinecke travels through countries and cultures around the world to show the many fascinating ways that technology design and use can differ Reinecke argues that technology is inherently cultural because developers apply their own knowledge and experiences when creating it And this can make the technology fail in other settings For example robotaxis trained on driver behavior on a California highway are paralyzed when confronted with the more complicated traffic flows of Egypt Western online social networks designed to convey one s individuality violate the need to preserve the image of a family in more group oriented cultures Likewise the visual complexity common in many East Asian websites can be overwhelming to North Americans and European users who tend to prefer simpler designs Making it

clear what's at stake Reinecke urges us to resist generalizing our own cultural peccadillos in technology design

Multifunctional Land Use Ülo Mander, Hubert Wiggering, Katharina Helming, 2007-05-11 Global change land use policies and EU enlargement affect the driving forces for landscape functioning land use management and rural development New demands on landscapes and natural resources call for multifunctional approaches to land development Tools are required to i identify the effects of land management on landscape sustainability and ii support the decision making process on the multipurpose utilisation of landscape resources Scientists from across Europe installed the Landscape Tomorrow network to be prepared for new challenges of research on sustainable land development in a European perspective In this publication they i analyse general principles of land use multifunctionality ii highlight the specific requirements and approaches of implementing multifunctional land use from different disciplinary viewpoints iii report on success stories of multifunctional land use from different geographic and political settings and iv discuss modelling and monitoring approaches to scientifically assess the impact of multifunctional land use implementation The book contributes to the scientific basis for future land development strategies and helps supporting land use decision making on the political planning and management level

Recommender Systems: Legal and Ethical Issues Sergio Genovesi, Katharina Kaesling, Scott Robbins, 2023-09-04 This open access contributed volume examines the ethical and legal foundations of future policies on recommender systems and offers a transdisciplinary approach to tackle important issues related to their development use and integration into online eco systems This volume scrutinizes the values driving automated recommendations what is important for an individual receiving the recommendation the company on which that platform was received and society at large might diverge The volume addresses concerns about manipulation of individuals and risks for personal autonomy From a legal perspective the volume offers a much needed evaluation of regulatory needs and lawmakers answers in various legal disciplines The focus is on European Union measures of platform regulation consumer protection and anti discrimination law The volume will be of particular interest to the community of legal scholars dealing with platform regulation and algorithmic decision making By including specific use cases the volume also exposes pitfalls associated with current models of regulation Beyond the juxtaposition of purely ethical and legal perspectives the volume contains truly interdisciplinary work on various aspects of recommender systems

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