Conflicts between environmental protection laws and human rights present delicate trade-offs at times when concerns for social and ecological justice are ever more intertwined in environmental and human rights discourses. *When Environmental Protection and Human Rights Collide* retraces how the legal ordering of environmental protection evolved over time and progressively merged with human rights concerns, thereby leading to a synergistic account of their relation. An ideal of synergy facilitated legal interconnections between environmental protection laws and human rights. This, the book argues, is not a neutral stance, but a framing invested with political meaning about how ‘humans’ ought to relate to and live within ‘nature’. The book explores the world-making effects this framing performs, and the role played by legislators, experts and adjudicators in (re)producing it. While it questions, contextualises and problematises how and why this dominant framing was construed, it also reveals how the conflicts that underpin this relationship – and the victims these conflicts affect – have mainly remained unseen. The book unveils the argumentative tropes and adjudicative strategies used in the environmental case-law of regional human rights courts to understand how these overlooked conflicts are judicially mediated in practice. In doing so, the book opens space for new modes of politics, legal imagination and representation.

Marie-Catherine Petersmann is a Senior Researcher at the Department of Public Law and Governance at Tilburg University. Her research focuses on non-anthropocentric normativities and modes of coexistence with nonhumans. It lies at the intersection of legal theory, ecological philosophy and political ecology. She holds a PhD and an LLM in International and European Law from the European University Institute in Florence and an MA in International Law from the Graduate Institute of International and Development Studies in Geneva.
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WHEN ENVIRONMENTAL PROTECTION AND HUMAN RIGHTS COLLIDE

The Politics of Conflict Management by Regional Courts

MARIE-CATHERINE PETERSMANN

Tilburg University
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