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Ordine internazionale e diritti umani

International Legal Order and Human Rights
Ordenamiento Jurídico Internacional y Derechos Humanos
Ordre juridique international et Droits de l'Homme

TOWARDS LITIGATING CLIMATE-INDUCED MIGRATION? CURRENT LIMITS AND EMERGING TRENDS FOR THE PROTECTION OF “CLIMATE- INDUCED MIGRANTS” IN INTERNATIONAL LAW

This paper analyses the recent development of the international law in the field of climate-induced migration. It opens with an evaluation of the initiative adopted at the regulatory level and explains that, despite notable efforts, a normative gap still exists. It then examines a new strategy, one that in recent years has been employed by communities and civil society organisations wishing to force progress in the fight against climate change – the use of litigation. It seems that (at least some of) this recent wave of litigation is relevant also in the more specific case of climate-induced migration.