

# TRANSITION TO A LOW CARBON ENERGY ECONOMY: THE LEGAL AGENDA



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- Technology, capital, policy
- Relatively cheap hydrocarbon fuels
- Renewable/Alternative energy cost
- Environmental risks
- International relations

- Science, public policy and economics  
- but little about law.
- Therefore: a “legal agenda”

Underlying value perspectives include:

- Rule of law
- Ecological/social resiliency – applied sustainability
- Reflexive law

- International
  - National
  - Subnational
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- Sovereignty and international law challenges
- Constitutional jurisdiction
- Indigenous rights and title
- Statute law

- Potential liability, substantive and procedural
  - Public law, (energy development and market regimes)
  - Private law
- National Energy Planning

- Other legal and regulatory gaps and uncertainties, including:
  - Renewable energy regimes
  - Energy conservation and efficiency
  - Intellectual property
  - International trade