

Just transition in Latin America: Striking a balance between economic development and environmental and social energy justice



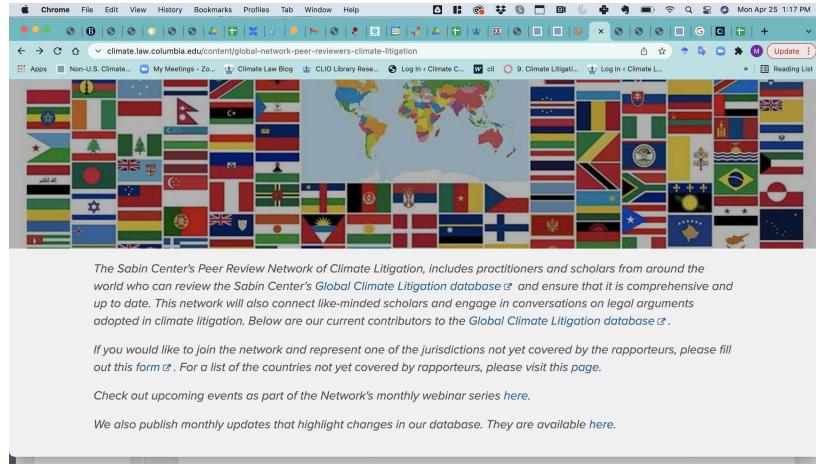
Global Network of Peer Review Scholars on Climate Litigation

National rapporteurs on climate litigation

70 scholars (May 2022)

50 jurisdictions

9 international or regional adjudicatory bodies



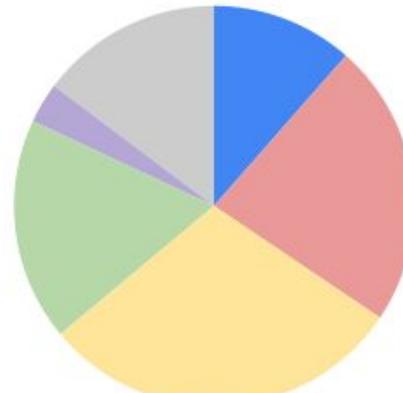
The Sabin Center's Peer Review Network of Climate Litigation, includes practitioners and scholars from around the world who can review the Sabin Center's [Global Climate Litigation database](#) and ensure that it is comprehensive and up to date. This network will also connect like-minded scholars and engage in conversations on legal arguments adopted in climate litigation. Below are our current contributors to the [Global Climate Litigation database](#).

If you would like to join the network and represent one of the jurisdictions not yet covered by the rapporteurs, please fill out this [form](#). For a list of the countries not yet covered by rapporteurs, please visit [this page](#).

Check out upcoming events as part of the Network's monthly webinar series [here](#).

We also publish monthly updates that highlight changes in our database. They are available [here](#).

Peer Review Network of Scholars



● Africa ● Americas ● Europe ● Asia & Pacific ● Middle East ● International / Regional

What is Just Transition?

Decent work



Just Transition Principles

Equity



Just Transition in Latin-American Countries' NDCs

Paris Agreement

All LATAM countries have ratified the Paris Agreement to develop climate change mitigation and adaptation measures to reduce GHG emissions through the NDCs.

Just transition [in NDCs]?

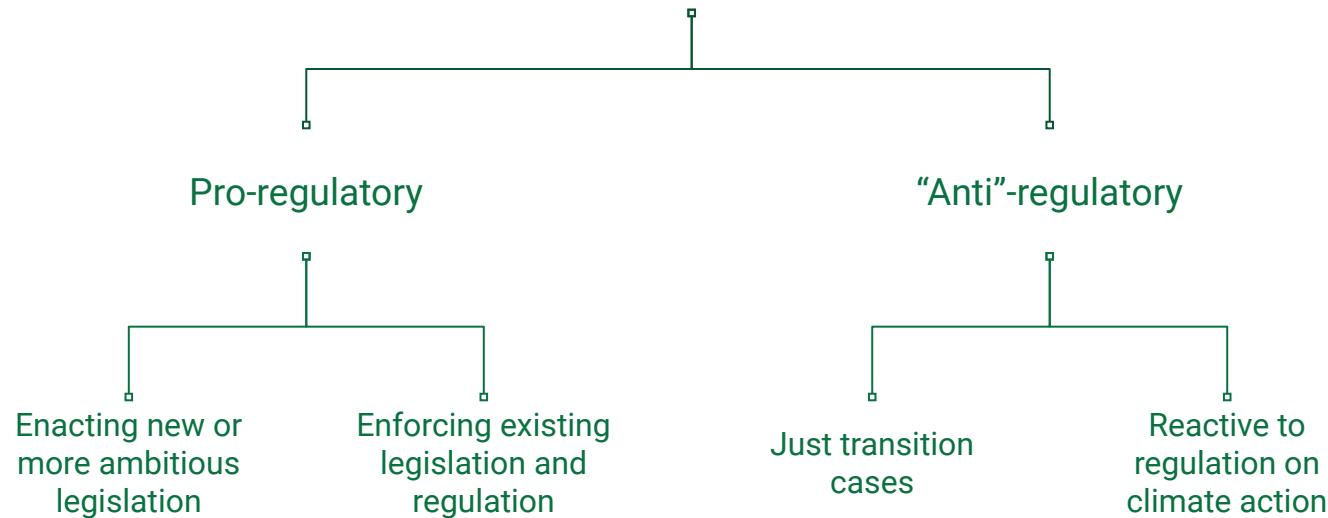
Climate policy instruments do **not** incorporate “just transition” explicitly, except for Chile and Colombia (NDCs).

Focus in NDCs

Energy sector (nothing yet on agriculture or forestry).

Mainly concerned with **employment** (excluding other issues such as: social issues, protection of vulnerable groups, gender identity, access to social protection systems, and fiscal equity)

Climate litigation



Just transition litigation in Latin-American countries

Lessons from Chile:

- Carbon neutrality is a goal *but* needs to be coupled with a just transition strategy to protect workers and communities.
- Supreme Court ordered a plan for reinsertion in workforce.
- Focus on labour and economy.



Just transition litigation in Latin-American countries

Lessons from Mexico:



- Just transition project on the lands of the *Zapoteca* indigenous peoples of *Unión Hidalgo* in Oaxaca, Mexico.
- Local population needs to share in renewable energy wealth (e.g. access/reliable/quality energy for indigenous peoples).
- Focus on labour, energy poverty and lack of access.

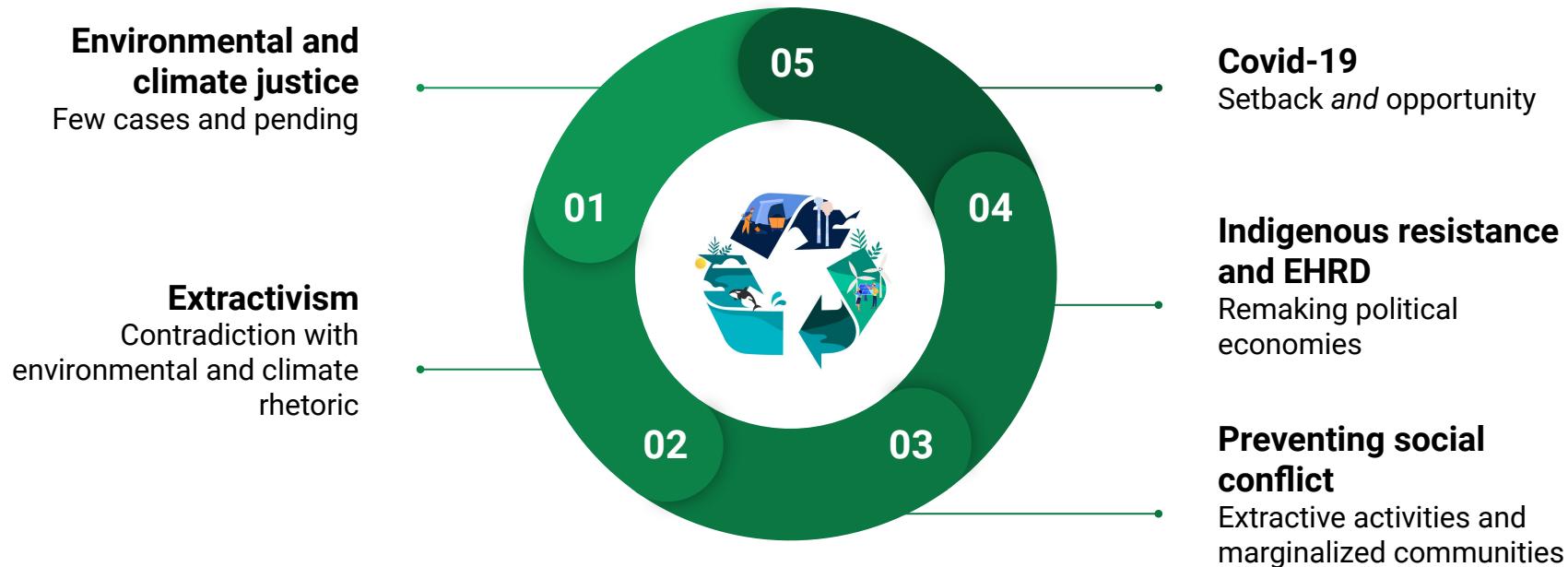
Just transition litigation: possible negative effects



New Mexico, USA:

- Plaintiffs challenged the Energy Transition Act (ETA) on due process violation claims.
- The New Mexico Supreme Court rejected the argument that ETA infringed on due process rights of customers.
- **However**, the case delayed funding from being allocated to impacted workers.

Conclusions from Latin America's just transition litigation:



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