

# LOUIS JACOBUS KOTZÉ

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ASSOCIATE PROFESSOR  
FACULTY OF LAW  
NORTH WEST UNIVERSITY, POTCHEFSTROOM CAMPUS  
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## PERSONAL INFORMATION

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- First name : Louis
- Second name : Jacobus
- Surname : Kotzé
- Identity number : 770201 5165 08 1
- Date of birth : 1 February 1977
- Place of birth : Johannesburg
- Nationality : South African
- Drivers licence : Code 08

## QUALIFICATIONS

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- Baccalaureus Commercii (Law) (PUCHE)
- Legum Baccalaureus (PUCHE)
- Legum Magister (*Cum Laude*) (PUCHE)
- Legum Doctor (NWU)

## EDUCATION

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**1996 - 2005**

**North West University  
POTCHEFSTROOM, South Africa**

- 1996 - 1998: Baccalaureus Commercii (Law)  
*Prescribed curriculum with additional courses*
- 1999 - 2000: Legum Baccalaureus  
*Prescribed curriculum with additional courses*

- 2001: Legum Magister (Import and Export Law) *Cum Laude*
  - International Transport Law
  - Banking, Insurance and Financing Law
  - International Law of Contracts
  - Tax and Foreign Exchange Law
  - Private International Law and Comparative Law
  - Dissertation : The Interpretation of Section 6(c) of the Hazardous and Noxious Substances Convention
  
- 2002 – 2005: Legum Doctor
  - Title: *A Legal Framework for Integrated Environmental Governance in South Africa and the North-West Province*

**2000**

**Vrije Universiteit  
AMSTERDAM, The Netherlands**

- Complete last semester of LLB
- *Distinctions*
  - International Social Law
  - International Commercial Arbitration
  - Comparative Legal Culture

## OTHER COURSES

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- 2002: The New Environmental Law Course for Environmental Managers, Centre for Environmental Management, Potchefstroom.
- 2003: Course for Integrated Environmental Management in South Africa, Centre for Environmental Management, Potchefstroom.
- 2004: ISO 14001 Environmental Management Systems Course, Centre for Environmental Management, Potchefstroom.
- 2004: Lead Environmental Auditor Course, Centre for Environmental Management, Potchefstroom.
- 2006: Course on philosophical foundations of scientific research and teaching, Potchefstroom.
- 2007: Introductory German Language Course, University of Salzburg, Austria.
- 2007: UNEP/University of Joensuu Course on International Environmental Law-making and Diplomacy, Joensuu, Finland.

## PROFESSIONAL EXPERIENCE

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**2000 - present**

**North West University, Faculty of Law  
Potchefstroom, South Africa**

- Junior Lecturer (2002)
- Lecturer (2003)
- Senior Lecturer (2004-2006)
- Associate Professor (2007-present)
- Lecturer: University of the Free State, Masters in Development Studies (2004-present)
- Lecturer, LLM Import and Export Law-International Transport Law (2004-2006)
- Lecturer, LLM Environmental Law and Governance (2005-present)
- Coordinator, LLM Environmental Law and Governance (2005-present)
- Lecturer, Postgraduate (LLM/LLD) Research Methodology (2005-present)
- Lecturer, Centre for Environmental Management, NWU POTCHEFSTROOM. (2002-present)

## AREAS OF SPECIALISATION

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- South African Environmental Law
- Law and Governance
- Good Governance
- Constitutional Law
- International Environmental Law
- European Environmental Law
- Legal Communication and Research Methodology

## ACHIEVEMENTS IN EDUCATION

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- 2005: NWU Teaching Quality Assessment Programme- Award for exceptional performance in pre-graduate teaching.

## ADDITIONAL PROFESSIONAL OUTPUTS

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- 2003-2004. Various Skill-development Workshops on Environmental Governance for the North West Provincial Government, Department of Agriculture, Conservation and Environment, Mafikeng.
- 2003. Contract Researcher, Environmental By-laws Project for the Potchefstroom City Council, Potchefstroom.
- 2003. Researcher, Evaluation of Environmental Law Framework for the North West Province, North West Provincial Government, Mafikeng.
- 2003-2004. Principal Contract Researcher, Towards an Integrated Environmental Management System for the North West Province, North West Provincial

Government, Department of Agriculture, Conservation and Environment, Mafikeng.

- 2005. Researcher and co-drafter of research proposal and funding application: SANPAD (Transboundary Environmental Governance in SADC) Research project in conjunction with the University of Tilburg, the Dutch Department of Foreign Affairs and the University of Amsterdam.
- Lecturer, Nationwide- Department of Environmental Affairs and Tourism Environmental Management Inspectorate Training Course (2006)
- 2006. Lecturer in Magistrates' Skills-development Course: Environmental Law and Governance, Centre for Environmental Management, Potchefstroom.
- 2007-present. Lecturer University of Pretoria Course on Environmental Law.
- 2006-present. Compilation and design of various Environmental Law Legal Registers for private sector companies.

#### SUPERVISOR FOR POST-GRADUATE DEGREES

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- 2003: Murungi JEN. LLM, *The Terminal Operator's Environmental Liability under the Transport Terminals Convention: A South African Perspective.*
- 2003: Du Plessis A.A. LLM, *International Free Trade and Biodiversity Conservation: Towards Sustainable Trade.*
- 2004: Van Zyl L. LLM, *A Regulatory Framework for Eco-labelling in South Africa: A Comparative Analysis.*
- 2004: Schoeman P.A.J. LLM, *The Resolution of Inter-governmental Environmental Disputes through Methods of Alternative Dispute Resolution.*
- 2005: Muller G.M. LLM, *Die Aanspreeklikheid van Banke as Geldskieters vir Skade aan die Omgewing: 'n Regsvergelykende Studie.*
- 2005: Van Heerden G. LLM *The Incorporation of the Hazardous and Noxious Substances Convention in South African Law.*
- 2005: Louw L. LLM. *Die Bevordering van Volhoubare Ontwikkeling in die Suider Afrikaanse Ontwikkelingsgemeenskap: 'n Regsvergelykende Ondersoek.*
- 2005: Vermeulen M.W. LLM. *Environmental Liability under the Incoterms: A South African Perspective.*
- 2005: Verwey M.P.E. LLM. *Liability for Oil Pollution Damage: An Anglo-South African Comparison in Light of the International Dispensation.*
- 2006: Lubbe N. LLM. *Environmental Governance of the Maloti-Drakensberg Cross Border Conservation Park.*
- 2006: Terblanche FJ. LLM *A Regulatory Legal Framework for Hazardous Waste between South Africa and Lesotho.*
- 2006: Kruger E. LLM. *Insurance for Environmental Damage: A South African Perspective.*
- 2006: Van den Bergh ASC. LLM. *A Regulatory Legal Framework for the Transportation of Gas between Mozambique and South Africa.*
- 2006: Viljoen S. LLM. *An Environmental Law Perspective on Corporate Social Responsibility in South Africa.*
- 2006: Murungi JEN. LLD. *Banking and Sustainable Development: A South African Perspective.* (not finalised).
- 2007: Parramon M. LLD. *Regulation of Land-Based Marine Pollution in South Africa and France: A Critical Appraisal.* (not finalised).
- 2007: Viljoen R. LLM. *An Assessment of the Environmental Compliance and Enforcement Obligations of Local Government in South Africa*

## JOURNALS

### PUBLISHED

#### NATIONAL

- Kotze LJ. Winter 2002. Die Vervoer van Gevaarlike en Giftige Afval per Skip: Suid-Afrika en die HNS Konvensie. *Woord en Daad*.
- Kotzé LJ. 2002. The Interpretation of Section 1(6)(c) of the Hazardous and Noxious Substances Convention. *South African Yearbook of International Law*.
- Kotze LJ & Van der Walt AJ 2003. Just Administrative Action and the Issue of Unreasonable Delay in the Environmental Impact Assessment Process: A South African Perspective. *South African Journal of Environmental Law and Policy*.
- Bosman C, Kotze LJ & Du Plessis W 2004: The Failure of the Constitution to Ensure Integrated Environmental Management from a Co-operative Environmental Governance Perspective. *SA Public Law*.
- Kotze LJ 2004. The Application of Just Administrative Action in the South African Environmental Governance Sphere: An Analysis of Some Contemporary Thoughts and Recent Jurisprudence *Potchefstroom Electronic Law Journal*.
- Murungi JEN & Kotze LJ 2005. The Terminal Operator's Environmental Liability under the Transport Terminals Convention: A South African Perspective. *Comparative and International Law Journal of South Africa*.
- Kotze LJ 2006. Improving Unsustainable Environmental Governance in South Africa: the Case for Holistic Governance. 2006(1) *Potchefstroom Electronic Law Journal: Special Environmental Law Edition*.
- Kotze LJ & Bosman C 2006. A Legal Analysis of the Proposed Waste Discharge Charge System in terms of the South African Environmental and Water Law Framework. *Obiter*.
- Du Plessis W & Kotze LJ 2006. Behuising: Is Omgewingsreg die Struikelblok? *Woord en Daad*.
- Du Plessis W & Kotze LJ 2007. Absolving Historical Polluters from Liability through Restrictive Judicial Interpretation: Some Thoughts on Bareki No v Gencor Ltd. *Stellenbosch Law Review*.
- Kotze LJ 2007. Revisiting the South African Integrated Pollution Prevention and Control (IPPC) Regime: A Critical Survey of Recent Developments. *SA Public Law*
- Kotze LJ 2007. Integrating Fragmented Pollution Regulation Regimes in Europe: An Appraisal of the Integrated Pollution Prevention and Control Directive (Part 1). *De Iure*.
- Kotze LJ 2007. Integrating Fragmented Pollution Regulation Regimes in Europe: An Appraisal of the Integrated Pollution Prevention and Control Directive (Part 2). *De Iure*.
- Kotze LJ 2007. On Integrated Environmental Governance in the Netherlands: A Comparative Study in Possible Reforms for South Africa. *Comparative and International Law Journal of Southern Africa*.
- Kotze LJ 2007. Integrating Pollution Regulation Regimes: A Comparative Survey of the Finnish and South African Legal Systems *Obiter*.

#### INTERNATIONAL

- Kotze LJ & Jansen van Rensburg L 2003. Legislative Protection of Cultural Heritage Resources: A South African Perspective. *Queensland Journal of Technology and Law: Law and Justice Journal, Australia*.
- Kotze LJ & Du Plessis AA 2006. The Inception and Role of International Environmental Law in Domestic Biodiversity Conservation Efforts: The South African Experience. *Queensland Journal of Technology and Law: Law and Justice Journal, Australia*.
- Du Plessis AA & Kotze LJ 2007. Regulation of International Trade in Biodiversity Resources: 'Towards Sustainable Trade in South Africa' *Tilburg Foreign Law Review, Netherlands*.
- Kotze LJ 2007. The Judiciary, the Environmental Right and the Quest for Sustainability in South Africa: A Critical Reflection. *Review of European Community and International Environmental Law*.

#### ACCEPTED AND TO APPEAR FOR PUBLICATION

- Kotze LJ, Nel JG, Du Plessis W & Snyman E. 2008. Strategies to Integrate Environmental Policy at the Operational Level – Towards an Integrated Framework for Environmental Authorisations. *South African Journal of Environmental Law and Policy*.
- Kotze LJ. 2008. The South African Environment and the 1996 Constitution: Some Reflections on Environmental Protection in a Developing Constitutional State. *Tilburg Foreign Law Review*.

#### MANUSCRIPTS SUBMITTED FOR PUBLICATION CONSIDERATION

- Kleynhans EPJ & Kotze LJ 2008. A Critical Analysis of the Effect of South African Environmental Legislation on the International Competitiveness of Local Industries. *South African Journal of Environmental Law and Policy*
- Kotze LJ & De la Harpe S 2008. A Legal Framework for Good Governance of World Heritage Sites in South Africa. *Potchefstroom Electronic Law Journal*.

#### PUBLICATIONS IN PROGRESS

- Kotze LJ. Why Less is More: a Critical Reflection on Fragmentation of the International Chemicals and Waste Management Regime and Proposals for Reforms. *Harvard Environmental Law Review*.
- Kotze LJ. Silent Spring Revisited: The Stilfontein Water Pollution Saga in Three Parts. *SA Public Law*.

#### TEXTBOOKS/CHAPTER CONTRIBUTIONS

#### PUBLISHED

- Kotze LJ. 2002. *The Interpretation of Claims for Pure Economic Loss under Section 1(6)(c) of the Hazardous and Noxious Substances Convention: A South African Perspective*. In: Green R (ed.). 2003. Environmental Problems in Coastal Regions V. Wessex Institute of Technology Press.

- Kotze LJ 2006. *Strategies for Integrated Environmental Governance in South Africa: Towards a More Sustainable Environmental Governance and Land-use Regime*. Cambridge Publication Series-Conference Proceedings of the Annual IUCN Environmental Law Colloquium (Cambridge University Press).
- Kotze LJ 2006. *A Legal Framework for Integrated Environmental Governance in South Africa and the North West Province*. (Wolf Legal Publishers, Netherlands).
- Kotze LJ 2007. *Towards Sustainable Environmental Governance in South Africa: Cooperative Environmental Governance and Integrated Environmental Management as Possible Solutions for Fragmentation* in Soskolne C *et al* *Sustaining Life on Earth: Reconnecting Environmental and Public Health through Global Governance* (Lexington Law Publishing Canada).

#### ACCEPTED FOR PUBLICATION AND TO APPEAR

- Kotze LJ & Du Plessis W. 2008. “Environmental Rights”. *The Constitution of the Republic of South Africa, 1996: An Introduction for the Executive*. Department of Justice and Constitutional Development.
- Kotze LJ. 2008. *The Southern African Development Community (SADC) Experience in Shared Watercourse Governance*. IUCN Commission on Environmental Law Publication Series on Transboundary Water Governance.
- Kotze LJ. 2008. *Enforcing Liabilities and Responsibilities for Pollution Prevention and Remediation: A Legal Reflection on the Legacy and Future of the Mining Industry in South Africa*. Cambridge Publication Series-Conference Proceedings of the Annual IUCN Environmental Law Colloquium (Cambridge University Press).
- Nel JG & Kotze LJ. 2008. “Environmental Management: An Introduction” in Fuggle R and Rabie MA (eds) *Environmental Management in South Africa* 3<sup>rd</sup> ed (Juta Law Publishers).

#### PUBLICATIONS IN PROGRESS

- Kotze LJ *et al* 2008. *Environmental Law in South Africa through the Cases* (LexisNexis Butterworths).
- Paterson A. & Kotze LJ. (eds) 2008. *A Legal Framework for Environmental Compliance and Enforcement in South Africa* (Juta Law 2008).
- Kotze LJ. 2008. “Environmental Governance Perspectives on Compliance and Enforcement in South Africa” in Paterson AR. & Kotze LJ. (eds) 2008. *A Legal Framework for Environmental Compliance and Enforcement in South Africa* (Juta Law 2008).
- Kotze LJ, DeKetelaere K. & Paterson AR (eds) 2008. *The Role of the Judiciary in Environmental Governance: Comparative Perspectives* (Kluwer Law International).
- Kotze LJ & Paterson AR 2008. “South Africa” in Kotze LJ, DeKetelaere K. & Paterson AR. (eds) 2008. *The Role of the Judiciary in Environmental Governance: Comparative Perspectives* (Kluwer Law International).

#### RESEARCH REPORTS

- Centre for Environmental Management, *Towards an Integrated Environmental Management System for the North-West Province* (North-West University 2004 Potchefstroom).

## EDITORIAL FUNCTIONS

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- Series editor for the *Potchefstroom Electronic Law Journal* 2006(3).
- Co-editor with Soskolne C *et al. Sustaining Life on Earth: Reconnecting Environmental and Public Health through Global Governance* (Lexington Books Canada, 2007).
- Co-editor of Annual World Conservation Union (IUCN) *Conference Proceedings: Environmental Law, Compliance and Enforcement* (Cambridge University Press 2008).
- Member of Editorial Board of the *African Journal of Environmental Law and Policy* (Journal to be established 2008).
- Member of the Executive Editorial Board of the *South African Journal of Environmental Law and Policy* (as from 2007).
- Member of the Editorial Board of the *Law Review of the Pontifícia Universidade Católica do Rio Grande do Sul*, Brasilia (as from 2007).
- Co-editor with Paterson AR, *A Legal Framework for Environmental Compliance and Enforcement in South Africa* (Juta Law, 2008).
- Co-editor with Deketelaere K & Paterson AR *The Role of the Judiciary in Environmental Governance: Comparative Perspectives* (Kluwer Law International, 2008).

## OTHER PUBLICATIONS

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- Kotze LJ. 2002. Local Economic Development and the Possible Conflict of Fundamental Rights. Colloquium on Local Government Law. In: Konrad Adenauer Stiftung. *Konrad Adenauer Stiftung Seminar Report 2002 No 14: Constitution and the Law IV*. Johannesburg: Konrad Adenauer Stiftung.
- Kotze LJ. 2002 Critical Thinking on the Sustainable Development of South Africa's Cultural Heritage Resources. In: Oosthuizen PT (ed.). *Proceedings of the Critical Methods Conference: Something for Nothing*. Pretoria: UNISA Press.
- Kotze LJ. 2003. Co-operative Environmental Governance: Towards the Establishment of an Integrated Authorisation System in the North-West Province. International Association for Impact Assessment. *Conference Proceedings: Co-operative Governance in Southern Africa: The Search for the Holy Grail*.
- Kotze LJ. 2003. The Constitutional Court's Contribution to Sustainable Development in South Africa, Proceedings of the Annual Konrad Adenauer Stiftung Colloquium, *Potchefstroom Electronic Law Journal*.
- Kotze LJ. Book Review: 2003: Wild Law by Cormac Cullinan. *South African Law Journal*.
- Bosman C & Kotze LJ. 2005. Responsibilities, Liabilities and Duties for Remediation and Mine Closure under the MPRDA and NWA. International Association for Impact Assessment. *Conference Proceedings: Legislating for Sustainability*.
- Kotze LJ & Du Plessis A. 2005. Conserving Biodiversity in South Africa: Does South Africa Comply with its International Obligations? International Association for Impact Assessment. *Conference Proceedings: Legislating for Sustainability*.
- Kotze LJ. 2005. Improving Unsustainable Environmental Governance Efforts in South Africa: The Case for Holistic Governance. International Association for Impact Assessment. *Conference Proceedings: Legislating for Sustainability*.
- Kotze LJ. 2005. Towards Integrated Pollution Prevention and Control in South Africa: Distilling Lessons from the European Experience. International Association for Impact Assessment. *Conference Proceedings: Legislating for Sustainability*.
- Nel JG, Kotze LJ, Du Plessis W & Snyman E. 2005. Strategies to Integrate Environmental Policy at the Operational Level: Towards an Integrated Framework

for Environmental Authorisations. International Association for Impact Assessment. *Conference Proceedings: Legislating for Sustainability*.

- Kotze LJ & De la Harpe S. 2006. Good Governance of World Heritage Sites: A Survey of the South African Legal Framework. International Association for Impact Assessment. *Conference Proceedings-Exploring the Tools for Achieving the Quadruple Bottom-line: People, Planet, Profit*.
- Kotze LJ. 2006. On Fragmentation and Diffuse Systems for Pollution Regulation: The Case for Uniform Pollution Standards in South Africa. International Association for Impact Assessment. *Conference Proceedings-Exploring the Tools for Achieving the Quadruple Bottom-line: People, Planet, Profit*.
- Kotze LJ. 2007. Some Thoughts on the Socio-economic Dimension of South Africa's Environmental Right. *Law Review of the Pontificia Universidade Católica do Rio Grande do Sul*.

## GUEST LECTURES

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- 2002. LLM Guest Lecture on International Commercial Arbitration. Randse Afrikaans University, JOHANNESBURG.
- 2004. LLM Guest Lecture on International Environmental Governance, Faculty of Law, University of Pretoria, Pretoria.
- 2005. Continuing Legal Education Environmental Law Seminar- The South African Environment and the 1996 Constitution: Some Reflections on a Decade of Democracy and Constitutional Protection of the Environment, Faculty of Law (Australian Centre for Environmental Law), University of Sydney, Australia.
- 2005. Staff Lecture-Addressing Unsustainable Environmental Governance Efforts in South Africa: The Problem of Fragmentation and Proposals for Integrated and Sustainable Governance Reforms, Faculty of Law (Australian Centre for Environmental Law), University of Sydney, Australia.
- 2005. Staff Lecture: Transforming Unsustainable Environmental Governance in South Africa: Some Perspectives on Integration Reforms. University of Tilburg, Netherlands.
- 2005-present. Guest Lectures Presented at the University of the Free State in Environmental Law and Governance for Masters' of Development Studies. South Africa.
- 2006. Guest Lecture on Sustainability, Environmental Governance and Good Governance. Annual University of Tilburg/NWU Summer School. NWU, Potchefstroom.
- 2006. Guest Lecture on Sustainable Environmental Governance in South Africa. LLM Programme University of Pretoria. Pretoria.
- 2007. Guest Lecture on the Role of the Judiciary in Constitutional Environmental Governance in South Africa. UniBrasil, Curitiba, Brazil.
- 2007. Guest Lecture on Environmental Rights and Environmental Governance. Justice Training College. Brasilia, Brazil.
- 2007. Guest Lecture on the SADC Experience in Shared Watercourse Governance. University of Helsinki, Finland.

## PAPERS PRESENTED AT CONFERENCES

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NATIONAL

- 2001: Kotze LJ *The Interpretation of Section 6(c) of the Hazardous and Noxious Substances Convention*. HL Swanepoel-lesing. NWU, Potchefstroom, April 2001.
- 2001: Kotze LJ *Economic Development and the Possible Conflict of Fundamental Rights*. Colloquium on Local Government,. Faculty of Law, NWU, Potchefstroom, October 2001.
- 2002: Kotze LJ *The Protection of South African Cultural Heritage Resources: An Interpretation of Legislative Measures*. Colloquium on Alternative Constitutional Theories in the South African Context. Research Unit for Legal and Constitutional Interpretation (RULCI), Faculty of Law, University of the Western Cape, Cape Town, July 2002.
- 2002: Kotze LJ *Critical Thinking on the Sustainable Development of South Africa's Cultural Heritage Resources*. Critical Methods Conference: Something for Nothing UNISA, Pretoria. September 2002.
- 2002: Kotze LJ *Towards Sustainable Development: The Interpretation of the Liability Sections in the Hazardous and Noxious Substances Convention*. Rio+10 and the Future of International Environmental Law Conference. Institute of Environmental Law, Faculty of Law, University of Natal, Pietermaritzburg, August 2002.
- 2002: Kotze LJ *The Interpretation of the Liability Sections under the Hazardous and Noxious Substances Convention*. Pacem in Maribus. University of Cape Town, Cape Town, December 2002.
- 2002: Kotze LJ *Grondwetlike Interpretasie en Omgewingsbewing: 'n Kontekstuele Perspektief*. Konrad Adenauer Stiftung Colloquium on Politics, Socio-economic Issues and Culture in Constitutional Adjudication, Faculty of Law, NWU, Johannesburg November 2002.
- 2003: Kotze LJ *The Constitutional Court's Contribution to Sustainable Development in South Africa*. HL Swanepoel-lesing, NWU, Potchefstroom, April 2003.
- 2003: Kotze LJ *Co-operative Environmental Governance: Towards the Establishment of an Integrated Authorisation System in the North West Province*. International Association for Impact Assessment Annual Conference (IAIA) Co-operative Governance in Southern Africa: The Search for the Holy Grail, Wilderness, August 2003.
- 2003: Kotze LJ *Co-operative Environmental Governance and the Viability of a One-Stop Shop*. Environmental Law Association Annual Conference, Environmental Law Association, Drakensberg, November 2003.
- 2004: Kotze LJ *Volhoubare Regering vir die Omgewing: Historiese en Toekomspektiewe op Geïntegreerde Omgewingsbestuur en Samewerkende Omgewingsregering*. Suid-Afrikaanse Akademie vir Wetenskap en Kuns Jaarlikse Nasionale Kongres, Potchefstroom, May 2004.
- 2004: Bosman C & Kotze LJ *Reasonable Measures for Pollution Prevention and Remediation – What is “Reasonable” to Whom?* Environmental Law Association Annual Conference, Environmental Law Association, Drakensberg, December 2004.
- 2005: Kotze LJ. *The Application of Just Administrative Action in the South African Environmental Governance Sphere: An Analysis of Some Contemporary Thoughts and Recent Jurisprudence*. Annual South African Law Teachers Association Conference, University of the Free State, Bloemfontein, January 2005.
- 2005: Bosman C & Kotze LJ. *The Impact of the Minerals and Petroleum Resources Development Act on Mine Closure Planning*. Water Institute of Southern Africa: Mine Water Division-Conference on Mine Closure. Randfontein, April 2005.
- 2005: Bosman C & Kotze LJ. *Responsibilities, Liabilities and Duties for Remediation and Mine Closure under the MPRDA and NWA*. The Future of Mining Environmental Management Annual Colloquium, Johannesburg, July 2005.
- 2005: Du Plessis A & Kotzé LJ *Conserving Biodiversity in South Africa: Does South Africa Comply with its International Law Obligations?* Legislating for Sustainability 11<sup>th</sup> Annual Conference of the International Association for Impact Assessment, South African Affiliate, Thaba 'Nchu August 2005.
- 2005: EPJ Kleynhans en Kotze LJ *Die Invloed van Suid-Afrikaanse Omgewingswetgewing op die Mededingendheid van Plaaslike Nywerbede: 'n Kritiese Analise binne die Konteks van*

*Volhoubaarheid* Jaarlikse Kongres van die SA Akademie vir Wetenskap en Kuns, Pretoria, May 2005.

- 2005: Kotze LJ *Toekomspektiewe op Volhoubare Ontwikkeling en Volhoubaarheid in die Suid-Afrikaanse Omgewingsreg: Die Noodsaaklikheid vir Herdefiniëring* Jaarlikse Kongres van die SA Akademie vir Wetenskap en Kuns, Pretoria, Mei 2005.
- 2005: Kotze LJ *Towards Integrated Pollution Prevention and Control in South Africa: Distilling Lessons from the European Experience*. Legislating for Sustainability 11<sup>th</sup> Annual Conference of the International Association for Impact Assessment, South African Affiliate, Thaba 'Nchu August 2005.
- 2005: Bosman C and Kotze LJ *Responsibilities, liabilities and duties for mine remediation and closure under the MPRDA and NWA* Legislating for Sustainability 11<sup>th</sup> Annual Conference of the International Association for Impact Assessment, South African Affiliate, Thaba 'Nchu August 2005.
- 2005: Kotze LJ *Improving Unsustainable Environmental Governance in South Africa: The Case for Holistic Governance* Legislating for Sustainability 11<sup>th</sup> Annual Conference of the International Association for Impact Assessment, South African Affiliate, Thaba 'Nchu August 2005.
- 2005: Nel JG, Kotze LJ and Snyman E *Strategies to Integrate Environmental Policy at the Operational Level: Towards an Integrated Framework for Environmental Authorisations* Legislating for Sustainability 11<sup>th</sup> Annual Conference of the International Association for Impact Assessment, South African Affiliate, Thaba 'Nchu August 2005.
- 2006: Du Plessis W and Kotze LJ. *Absolving Historical Polluters from Liability through Restrictive Judicial Interpretation: A matter of (misguided) Principle?* Annual Environmental Law Association of SA Workshop, University of Cape Town, Cape Town, February 2006.
- 2006. Kotze LJ. *On Integrated Environmental Governance in the Netherlands: A Comparative Study in Reforms for South Africa*. Annual South African Law Teachers Association Conference, University of Cape Town, Cape Town.
- 2006. Kotze LJ. *On Fragmentation and Diffuse Systems for Pollution Regulation: The Case for Uniform Pollution Standards in South Africa*. Annual International Association for Impact Assessment Conference, Kwa Maritane, August 2006.
- 2006. De La Harpe S and Kotze LJ. *Good Governance of World Heritage Sites: A Survey of the South African Legal Framework*. Annual International Association for Impact Assessment Conference, Kwa Maritane, August 2006.
- 2006. Kotze LJ. *The Effect of Globalisation on South African Environmental Law: Some Thoughts on Domestic Environmental Governance through Emerging International Environmental Law Norms*. Seminar on Internationalisation of Constitutional Law and Constitutionalisation of International Law: Surveying the Effects of Globalization on South African Law, NWU, Potchefstroom, August 2006.
- 2007. Du Plessis W, Kotze LJ and Van der Schyff E. *Shared Watercourse Governance in SADC*. Annual ELA Conference, Cape Town, November 2007.

#### INTERNATIONAL

- 2002: Kotze LJ *Legislative Protection of Cultural Heritage Resources: A South African Perspective*. Environment, Culture and Community Conference. University of Queensland, Brisbane, Australia, Julie 2002.
- 2002: Kotze LJ *The Interpretation of Claims for Pure Economic Loss under Section 1(6)(c) of the Hazardous and Noxious Substances Convention: A South African Perspective*. Fourth Conference on Environmental Problems in Coastal Regions. Wessex Institute of Technology, Rhodos, Greece, September 2002.
- 2003: Kotze LJ *Constitutional Adjudication and the Promotion of Sustainable Development in South Africa: Greening a Developing Country*. Global Ecological Integrity, Human Rights and Human Responsibilities, University of Urbino, Italy, July 2003.

- 2004: Kotze LJ *Co-operative Environmental Governance in Developing Countries: Some Perspectives on the Integration of Environmental Authorisations in South Africa*. The Second Colloquium and Collegium of the IUCN Academy of Environmental Law, Kenya, October 2004.
- 2004: Kotze LJ *The Achievement of Sustainable Ecological Governance in South Africa: New Perspectives on Co-operative Governance and Integrated Environmental Management*, Global Ecological Governance for Eco-Justice and Public Health, Montreal, Canada, July 2004.
- 2004: Nel JG, Kotze LJ & Snyman E *Strategies to Integrate Environmental Policy at the Operational Level: Towards an Integrated Framework for Environmental Authorisations*, Berlin Conference on the Human Dimensions of Global Environmental Change: Greening of Policies-Interlinkages and Policy Integration, Berlin, December 2004.
- 2005: Kotze LJ *Addressing Fragmented and Unsustainable Environmental Governance in South Africa: Integrated Pollution Prevention and Control as a Framework for Integration Reforms*. Transforming Environmental Governance for the 21<sup>st</sup> Century Ecopolitics XVI Conference, Griffith University, Brisbane Australia, July 2005.
- 2005: Kotze LJ & Du Plessis AA *The Inception and Role of International Environmental Law in Domestic Biodiversity Protection Efforts: The South African Experience*. Biodiversity Conservation: Law and Livelihoods –Bridging the North South Divide Annual IUCN International Conference Macquarie University, Sydney Australia, July 2005.
- 2005: Kotze LJ & Bosman C *A Legal Analysis of the Waste Discharge Charge System in terms of the South African Water Law Framework* Annual Environmental Taxation Conference, Catholic University of Leuven, Leuven Belgium, September 2005.
- 2006: Kotze LJ. *The South African Environment and the 1996 Constitution: Some Reflections on a Decade of Democracy and Constitutional Protection of the Environment*. 10<sup>th</sup> International Conference on Environmental Law: Human Rights and the Environment. Law for a Green Planet Institute, Sao Paulo, Brazil June 2006 (invited international guest speaker).
- 2006. Kotze LJ. *Enforcing Liabilities and Responsibilities for Pollution Prevention and Remediation: A Legal Reflection on the Legacy and Future of the Mining Industry in South Africa*. Annual World Conservation Union (IUCN) Environmental Law Colloquium, White Plains, New York, October 2006.
- 2006. Kotze LJ & De la Harpe S. *Good Governance of World Heritage Sites: A Survey of the South African Legal Framework*. United Nations/UNEP 2<sup>nd</sup> Colloquium for African Environmental Law Teachers. Entebbe, Uganda, September 2006 (invited speaker).
- 2007. Kotze LJ. *Assessing Environmental Law Research needs for Southern Africa: The Quest for Sustainability*. IUCN Academy of Environmental Law Research Workshop, Ottawa, Canada, May 2007 (invited participant).
- 2007. Kotze LJ & Jansen van Rensburg LJ. *A Critical Survey of the Socio-economic Dimensions of South Africa's Environmental Right*. 1<sup>st</sup> International Seminar about the Social and Environmental State, Pontifical Catholic University from Rio Grande do Sul, Porto Alegre, Brazil, June 2007 (invited international speaker).
- 2007. Kotze LJ. *The Environment, the Courts, Fundamental Rights and Constitutional Governance: How is South Africa Doing?* 5<sup>th</sup> Annual World Conservation Union (IUCN) Environmental Law Colloquium, Paraty, Brazil, June 2007.
- 2007. Kotze LJ. *A Critical Survey of Constitutional Environmental Governance in South Africa*. IV Rio De Janeiro Attorney-General's Office International Congress on Environmental Law, Rio de Janeiro, Brazil, June 2007 (invited international speaker).

#### CONFERENCES, WORKSHOPS AND COURSES ATTENDED

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- 2002: A Regulatory Framework for Economic Development for the SADC Region. University of the Free State, Johannesburg International Airport, Johannesburg, May 2002.

- 2002: Chemical and Allied Industries Association: Governance of the Chemical Sector in South Africa. Johannesburg International Airport. June 2002.
- 2002: Environmental Law Foundations for Sustainable Development, University of Natal, Pietermaritzburg, August 2002.
- 2002: Johannesburg World Summit on Sustainable Development 2002, International Council for Local Economic Initiatives, Local Government Session. Sandton Johannesburg, Augustus 2002.
- 2002: An African Environmental Law Roundtable. The Mandela Institute of the School of Law, University of the Witwatersrand Law School, Johannesburg, September 2002.
- 2003. Workshop: Legal Aspects Pertaining to Bio-Diversity in South Africa. Department of Environmental Affairs and Tourism, Johannesburg, February 2003.
- 2002: Konrad Adenauer Stiftung Project: Politics, Socio-economic Issues and Culture in Constitutional Adjudication Workshop on Constitutional Interpretation, NWU, Potchefstroom.
- 2003: Workshop in Environmental Management Co-operation Agreements, Centre for Environmental Management, NWU, Potchefstroom.
- 2003. Workshop: Environmental By-laws Project for Potchefstroom City Council, Potchefstroom, August 2003.
- 2003. Workshop: Constitutional Adjudication in South Africa, Konrad Adenauer Stiftung, Mafikeng, November 2003.
- 2004. State of Affairs and Critical Issues of EU Climate Change Policy, Institute for Environmental and Energy Law, Faculty of Law, Catholic University of Leuven, Leuven, Belgium, September 2004.
- 2004. African WTO Trade Moot, Faculties of Law University of Pretoria and University of the Western Cape, Cape Town, November 2004.
- 2007. 1<sup>st</sup> Colloquium on Global Warming, Attorney-General's Office, Rio De Janeiro, Brazil.
- 2007. 10<sup>th</sup> International Conference on Environmental Law. Sao Paulo, Brazil June 2007.

## RESEARCH

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- 2002 – 2005: Legum Doctor. NWU, Potchefstroom.
- 2002 – present: Focus Area Research Project-Trade and the Environment. Faculty of Law, NWU, Potchefstroom.
- 2002-2003: Focus Area Research Project-Poverty, Social Exclusion and Social Rights. NWU, Potchefstroom.
- 2002 – 2003: Konrad Adenauer Stiftung Project: Politics, Socio-economic Issues and Culture in Constitutional Adjudication. Faculty of Law, NWU, Potchefstroom.
- 2002 – 2004: Research Project- Integrated Environmental Management System for the North West Province. In conjunction with the Government of Finland, the Department of Agriculture Conservation and Environment North West Province (DACE), the Faculty of Law NWU, and the Centre for Environmental Management NWU, Potchefstroom.
- 2003-present: Focus Area Research Project- Environmental Specific Issues within the Context of Sustainable Development in the South African Constitutional State. Faculty of Law, NWU, Potchefstroom.
- 2003: Research Project: Legislative Review, Office of the Premier, North-West Province. NWU, Potchefstroom.
- 2003. 12 May to 31 May. Research Visit, Finnish Environment Institute, Helsinki, Finland.
- 2003. 31 May tot 15 June. Research Visit, Regional Finnish Environment Centre, Yvaskyla, Finland.

- 2003. 15 June tot 15 July. Research Visit, Centre for Environmental Law, University of Amsterdam, Amsterdam, Netherlands.
- 2004: Focus Area Research Project-The Promotion of Sustainable Development in the African Union, Faculty of Law, NWU, Potchefstroom.
- 2004. Research Visit, Faculty of Law University of Leiden, Leiden, Netherlands.
- 2004. Research Visit, Institute of Environmental and Energy Law, Faculty of Law, Catholic University of Leuven, Leuven, Belgium.
- 2005. Research Visit, Faculty of Law, and Australian Centre for Environmental Law, University of Sydney, Australia.
- 2005. Research Visit, Faculty of Law, University of Tilburg, Netherlands.
- 2005. Researcher and co-drafter of research proposal and funding application: SANPAD Research project in conjunction with the University of Tilburg, the Dutch Department of Foreign Affairs and the University of Amsterdam.
- 2006. Research visit to the Max Planck Institute for Public International and Comparative Law, University of Heidelberg, Heidelberg, Germany.
- 2007. Research visit to the IUCN Environmental Law Centre, Bonn, Germany.
- 2007-2008. Research Visit to the Faculty of Law, University of Salzburg as part of post-doctoral studies.
- 2008. Research visit to the Max Planck Institute for Public International and Comparative Law, University of Heidelberg, Heidelberg, Germany

#### FINANCIAL GRANTS AND BURSARIES

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- 1996: PUCHE Leadership Grant (R1 500)
- 1996 – 1998: PUCHE Cultural Bursary (R4 000)
- 1996, 2001- 2002: PUCHE, Academic Merit Bursary (R5 500)
- 2000: Dutch-South African Association Bursary (R25 000)
- 2000: Free University, Amsterdam Bursary (R9 000)
- 2001: PUCHE Focusarea Grant for LLM (R7 500)
- 2001: PUCHE Post-graduate Bursary for LLM (R8 000)
- 2002: PUCHE Post-graduate Bursary for LLD (R12 000)
- 2003: NWU Focusarea Grant for Focus Area Research Project (R16 000)
- 2003: NWU Post-graduate Bursary for LLD (R12 000)
- 2003: Government of Finland Research Grant (R70 000)
- 2004: NWU Focusarea Grant for Focus Area Research Project (R12 000)
- 2004: National Research Foundation (NRF) Travel and Research Grant (R3 000)
- 2005: NWU Focusarea Grant for Focus Area Research Project (R16 000)
- 2005: Parsons International Visitor Research Grant-Australian Centre for Environmental Law, University of Sydney (R 6000)
- 2006: NWU Focusarea Grant for Focus Area Research Project (R32 000)
- 2006: National Research Foundation (NRF) Travel and Research Grant (R10 000)
- 2007: Austrian South African North-South Dialogue Scholarship Programme (R 50 000)
- 2008: In the process of applying for Alexander Von Humboldt Research Grant to conduct post-doctoral research at the Max Planck Institute for Comparative International Law, Germany (R 150 000)

## LEADERSHIP POSITIONS AND PROFESSIONAL MEMBERSHIPS

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- 2003-present: Project leader: Environmental Specific Issues Within the Context of Sustainable Development in the South African Constitutional State, Faculty of Law, North West University.
- 2003-present: Member of the Global Ecological Integrity Group.
- 2003-present: Member of the South African Environmental Law Association.
- 2003-present: North-West Regional Representative and Co-ordinator for the Environmental Law Association, South Africa.
- 2004-present: Member of the IUCN (World Conservation Union) Academy of Environmental Law.
- 2004-2005: Member of the South African Academy for Science and Art.
- 2004-present: Member of the International Association for Impact Assessment (South African Branch).
- 2005-present. Head of Secretariat of the Environmental Law Association of South Africa.
- 2006-present: Programme Co-ordinator of the LLM: Environmental Law and Governance.
- 2006-present: Member of the IUCN Commission on Environmental Law, Specialist Group on Environmental Governance.
- 2006-present: Commissioner of the IUCN Commission on Environmental Law (CEL).

## ADDITIONAL EXPERIENCE

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- 2002: Community service during the *Johannesburg World Summit on Sustainable Development 2002, International Council for Local Environmental Initiatives, Local Government Session*. 26 – 31 Augustus, JOHANNESBURG.
- 2002-present: Community Service, Capacity Building of Industry and Government Officials in Environmental Law, Governance and Management at the Centre for Environmental Management, NWU, POTCHEFSTROOM.
- 2005-present: Member of Kynoch Factory Gypsum Dam Rehabilitation Committee, POTCHEFSTROOM.

## LANGUAGES

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- Afrikaans (First Language-excellent)
- English (Second Language-excellent)
- Dutch (Third Language-good)
- German (Fourth Language-basic)

## INTERESTS

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- Environmental Law
- Environmental Management
- Governance

- Environmental Governance
- Constitutional Law
- Transformation Management
- Nature

## REFERENCES

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**Prof. Dr. Jonathan Verschuuren**

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