



Porque precisamos de um Novo Estatuto Jurídico para o Clima



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General Assembly

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Forty-third session

REQUEST FOR THE INCLUSION OF AN ADDITIONAL ITEM
IN THE AGENDA OF THE FORTY-THIRD SESSION

DECLARATION PROCLAIMING CLIMATE AS PART
OF THE COMMON HERITAGE OF MANKIND

Letter dated 9 September 1988 from the Permanent Representative of
Malta to the United Nations addressed to the Secretary-General

I have the honour to request, on behalf of the Government of Malta, in accordance with rule 15 of the rules of procedure of the General Assembly, the inclusion of an additional item entitled "Declaration proclaiming climate as part of the common heritage of mankind" in the agenda of the forty-third session of the General Assembly.

In accordance with rule 20 of the Assembly's rules of procedure, an explanatory memorandum concerning my Government's request is attached hereto.

(Signed) Alexander BORG OLIVIER
Ambassador
Permanent Representative

Clima como
Património
Comum da
Humanidade

12/09/1988

Proposta de Malta



Clima como Preocupação Comum da Humanidade

06/12/1988
70ª sessão plenária
reunião da UNGA

tlement needs of displaced persons;

9. *Requests* the Secretary-General to apprise the Economic and Social Council at its first regular session of 1989 of his efforts and to report thereon to the General Assembly at its forty-fourth session.

70th plenary meeting
6 December 1988

43/53. Protection of global climate for present and future generations of mankind

The General Assembly,

Welcoming with appreciation the initiative taken by the Government of Malta in proposing for consideration by the Assembly the item entitled "Conservation of climate as part of the common heritage of mankind",

Concerned that certain human activities could change global climate patterns, threatening present and future generations with potentially severe economic and social consequences,

Noting with concern that the emerging evidence indicates that continued growth in atmospheric concentrations of "greenhouse" gases could produce global warming with an eventual rise in sea levels, the effects of which could be disastrous for mankind if timely steps are not taken at all levels,

⁵ A/43/755.

whole and should be confronted within a global framework so as to take into account the vital interests of all mankind,

1. *Recognizes* that climate change is a common concern of mankind, since climate is an essential condition which sustains life on earth;

2. *Determines* that necessary and timely action should be taken to deal with climate change within a global framework;

3. *Reaffirms* its resolution 42/184 of 11 December 1987, in which, *inter alia*, it agreed with the Governing Council of the United Nations Environment Programme that the Programme should attach importance to the problem of global climate change and that the Executive Director of the United Nations Environment Programme should ensure that the Programme co-operates closely with the World Meteorological Organization and the International Council of Scientific Unions and maintains an active, influential role in the World Climate Programme;

4. *Considers* that activities in support of the World Climate Programme, approved by the Congress and Executive Council of the World Meteorological Organization and elaborated in the system-wide medium-term environment programme for the period 1990-1995, which was approved by the Governing Council of the United Nations

⁶ See *United Nations Environment Programme, Annual Report of the Executive Director, 1985 (UNEP/GC.14/2)*, chap. IV, paras. 138-140.

DUAS VISÕES DE MUNDOS COMPLETAMENTE DIFERENTES

Preocupação (situação atual)

OS BENS COMUNS SÃO AS SOBRAS TERRITORIAIS



NÃO EXITE BEM COMUM GLOBAL SEM FRONTEIRAS



IMPACTOS POSITIVOS DESAPARECEM NUM VAZIO
LEGAL – O GLOBAL NÃO EXISTE



SISTEMA DE DANOS EVITADOS E NEUTRALIZAÇÃO
VALOR RECONHECIDO POR POLUIR MENOS

Património

EMBORA INTANGÍVEL, O CLIMA É UM BEM COMUM QUE
EXISTE NO MUNDO NATURAL



... O CLIMA ESTÁVEL EXISTE COMO UM **PATRIMÓNIO**

GLOBAL SEM FRONTEIRAS



E GOVERNAÇÃO GLOBAL

DUAS VISÕES DE MUNDOS COMPLETAMENTE DIFERENTES

Preocupação (situação atual)

JOGO DE SOMA **NEGATIVA**



O CLIMA ESTÁVEL ESTÁ SEMPRE A **DIMINUIR**



NÃO EXSITEM MECANISMOS ECONÓMICOS PARA
PAGAR AS EMISSÕES NEGATIVAS



IMPOSSÍVEL DE CONSTRUIR UMA ECONOMIA
CAPAZ DE RESTAURAR UM CLIMA/SISTEMA
TERRESTRE EM BOM ESTADO DE FUNCIONAMENTO

Património

O CLIMA ESTÁVEL EXISTE COMO UM **PATRIMÓNIO**



OS IMPACTOS NEGATIVOS SÃO **PERDA DE VALOR**



OS IMPACTOS POSITIVOS SÃO **GANHOS DE VALOR**



O TRABALHO IMATERIAL DA NATUREZA
CORRESPONDE À **CRIAÇÃO DE RIQUEZA**



É POSSÍVEL CONSTRUIR UMA **ECONOMIA
REGENERATIVA E DE RESTAURAÇÃO** DE UM
CLIMA ESTÁVEL