

Programa de Pós-graduação *Stricto Sensu* em Direito da Regulação Plano de Ensino

- **Disciplina:** Regulação Climática
- **Curso:** Doutorado
- **Tipo Disciplina:** Eletiva Específica
- **Carga Horária:** 45h (3 créditos)

- **Ementa:**

Panorama internacional da regulação climática. Abordagem principiológica e desafios para regulação e responsabilização por danos climáticos diante das características do dano. Eficácia de mecanismos de comando e controle para a regulação climática. Mitigação e Adaptação. Justiça climática como motor para regulação climática. Limites para a liberdade de expressão. Governança da regulação climática: tragédia do bem comum e a tragédia do anti bem-comum. Análise econômica da regulação climática e mecanismos de precificação. Finanças climáticas e políticas públicas: bens públicos e a *public trust doctrine*. Panorama nacional da regulação climática e interface com os setores da economia. Litigância climática.

- **Objetivos:**

- ✓ Compreender as causas e efeitos das mudanças climáticas e os reflexos no panorama regulatório internacional;
- ✓ Reinterpretar os princípios de direito ambiental à luz da emergência climática e dos fundamentos básicos da microeconomia;
- ✓ Compreender os impactos da justiça climática para a regulação climática e sistemas de governança;
- ✓ Entender a construção do sistema de comando-e-controle, incentivos econômicos e mecanismos de precificação de emissões a partir da compreensão de textos clássicos de regulação de externalidades negativas;
- ✓ Compreender o panorama nacional de regulação climática e reflexos nos setores da economia;
- ✓ Refletir sobre as consequências (custos sociais) das normas e casos selecionados de litigância climática;
- ✓ Ponderar sobre a real eficiência protetiva e conservacionista de determinadas interpretações de normas e casos selecionados de litigância climática;
- ✓ Analisar como o regime jurídico de responsabilidades pode servir para internalização de deveres de cuidado para gerenciamento de riscos climáticos.

- **Temas e Bibliografia:**

Panorama Internacional da Regulação Climática

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MAYER, B. The Relevance of the No-Harm Principle to Climate Change Law and Politics. *19 Asia-Pacific Journal of Environmental Law*, 2016, pp. 79-104.

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Finanças Climáticas

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