

Learning to Live with the Trickster: Resilience Thinking, Climate Change, and Environmental & Natural Resources Law

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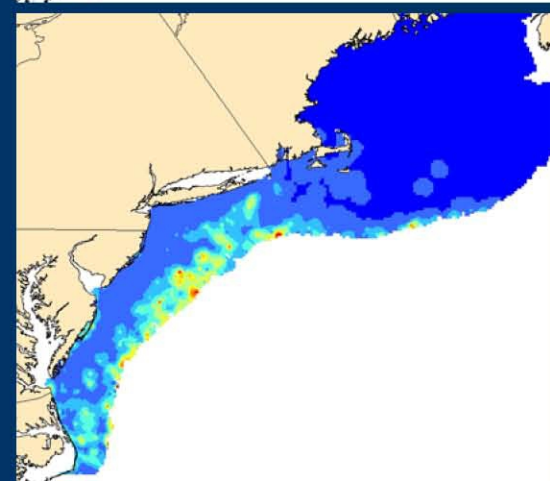
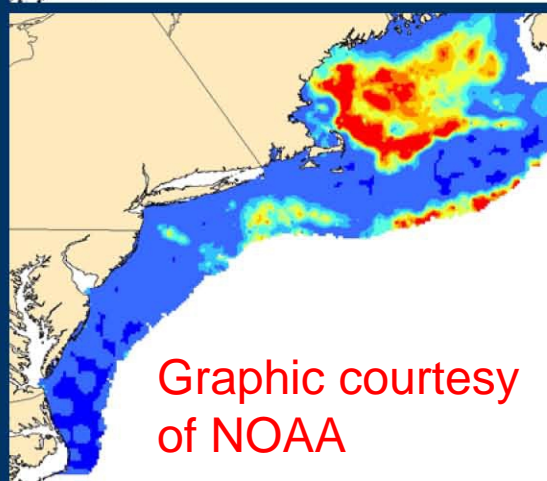
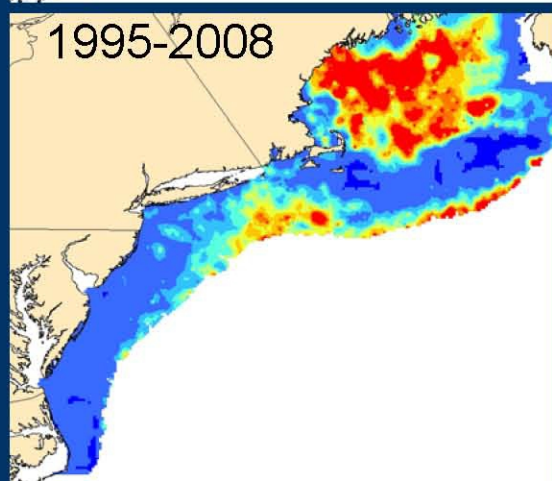
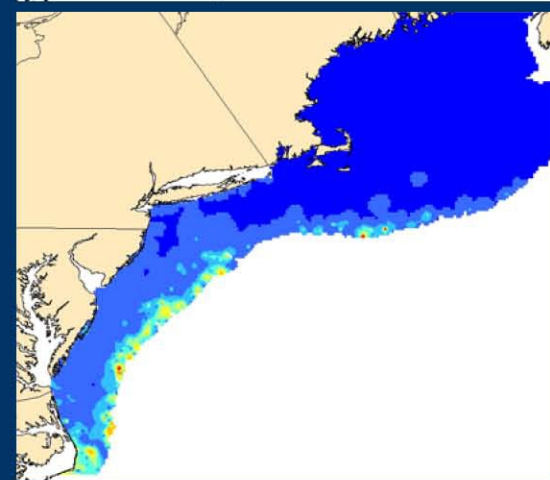
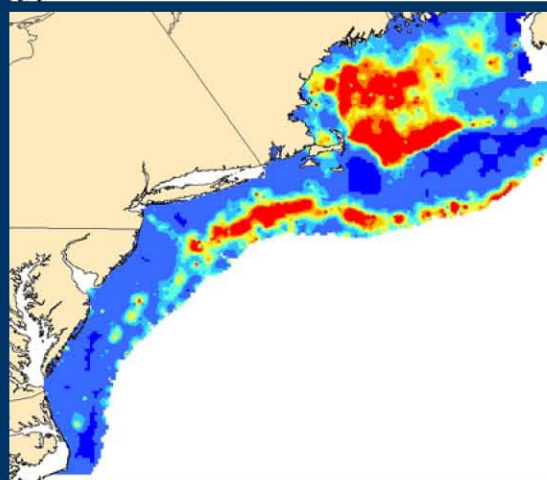
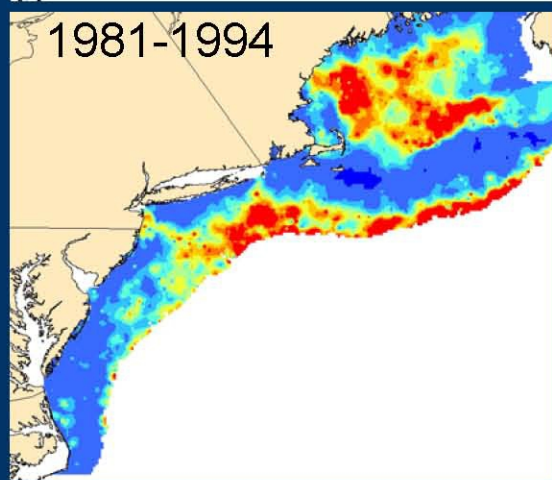
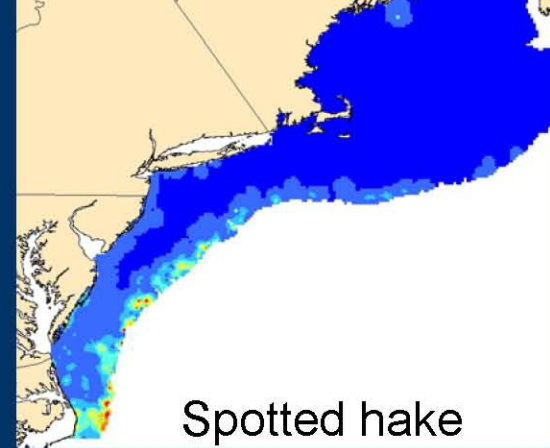
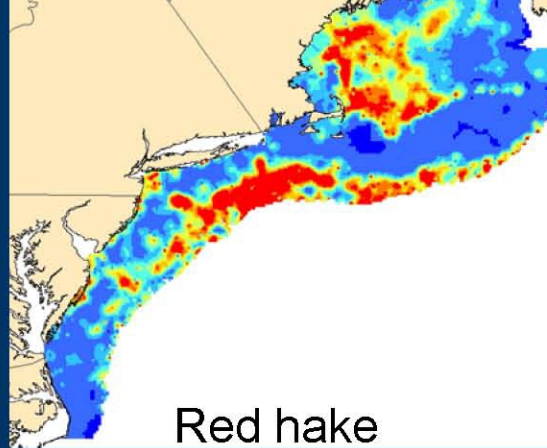
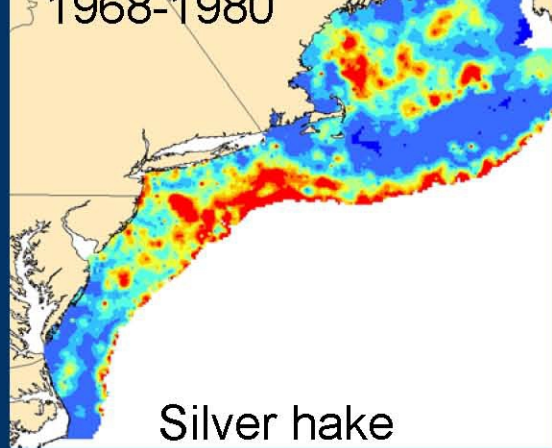
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1st Annual Sustainability Conf. for American Legal Educators

Arizona State University © May 8, 2015

The Question:

Is “sustainability” the correct framework for natural resources management in a world of increasing, continual, complex, unprecedented, and unpredictable changes to those resources?



Graphic courtesy
of NOAA

Climate Change is the 21st Century American Trickster



Climate Change as the

2014: WAS THE HOTTEST YEAR IN RECORDED HISTORY



NORTHERN HEMISPHERE:

hottest Northern Hemisphere sea surface temperature (outside the tropics) for February. Hottest May on record globally.

SOUTHERN HEMISPHERE:

highest January Southern Hemisphere land temperature on record

NORWAY:
hottest July on record (4.3°C above average)

JANUARY:
record heat in parts of Argentina and southeastern Brazil

SEPTEMBER:
hottest global sea surface temperature ever recorded

AUSTRIA:
hottest Nov ever recorded (3.8°C above average)

FINLAND:
6° – 8°C above Feb average

SOUTH KOREA:
hottest May on record (1.2°C above average)

SLOVAKIA:
hottest March on record

NEW ZEALAND:
hottest June ever since records began in 1909

AUSTRALIA:
hottest spring on record



CLIMATE CHANGE IS DRIVING MORE EXTREME WEATHER AND IMPACTING PEOPLE AROUND THE WORLD. THIS IS THE CRITICAL DECADE FOR ACTION.

Source: BOM 2014; MWR 2014; NOAA 2014; C. F. N. Jandl

CLIMATECOUNCIL.ORG.AU | crowd-funded science information

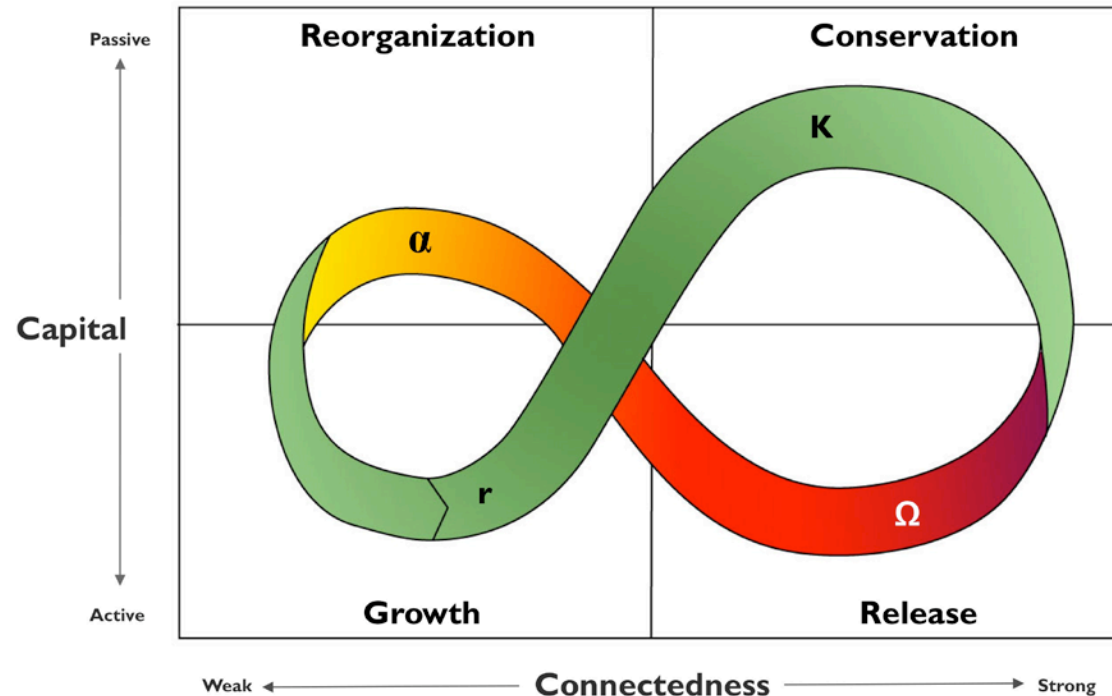
Source: NOAA

BAY AREA NEWS GROUP

A Better Framework for Changing Times

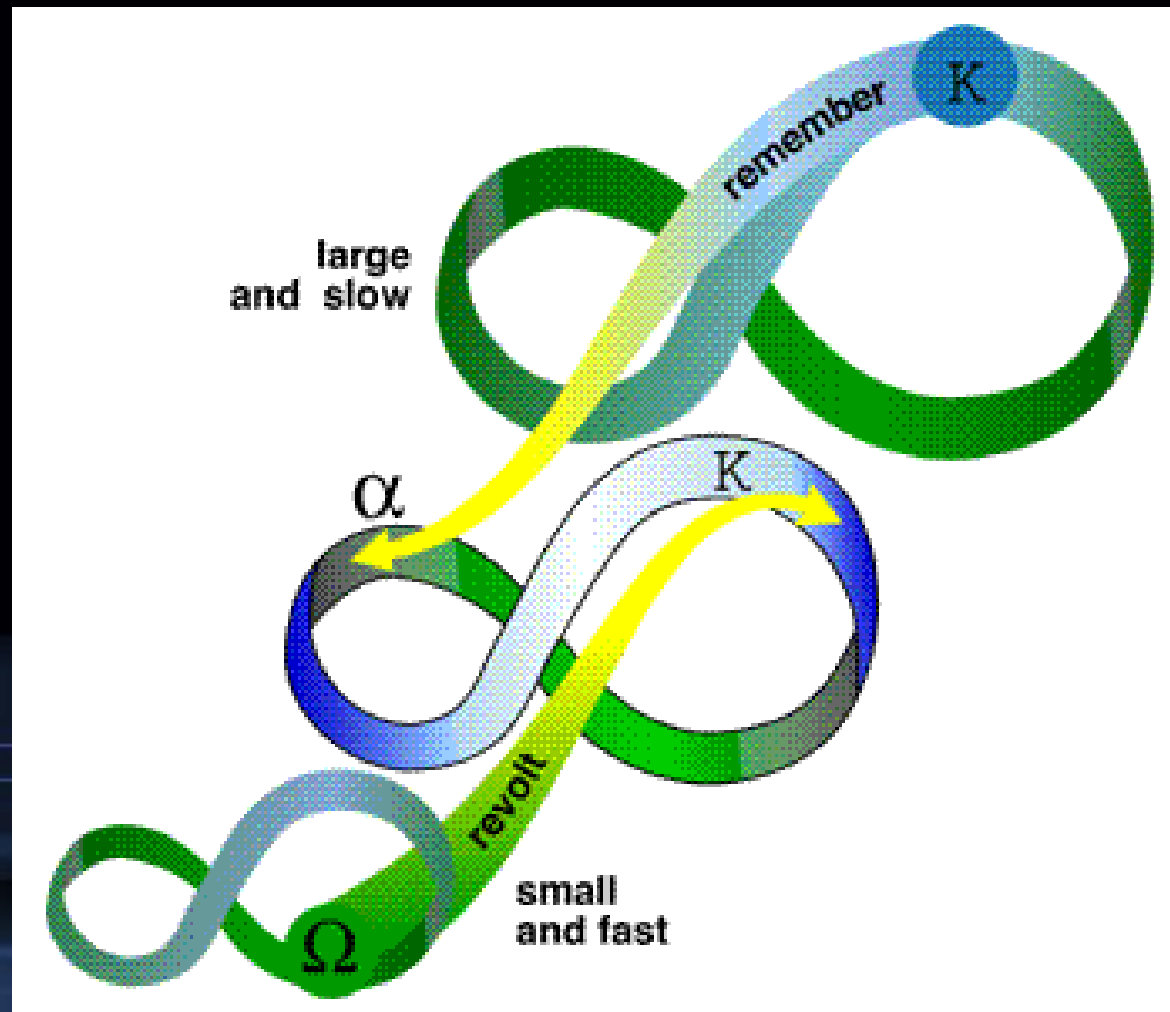
Resilience Thinking

Cycle of adaptive change



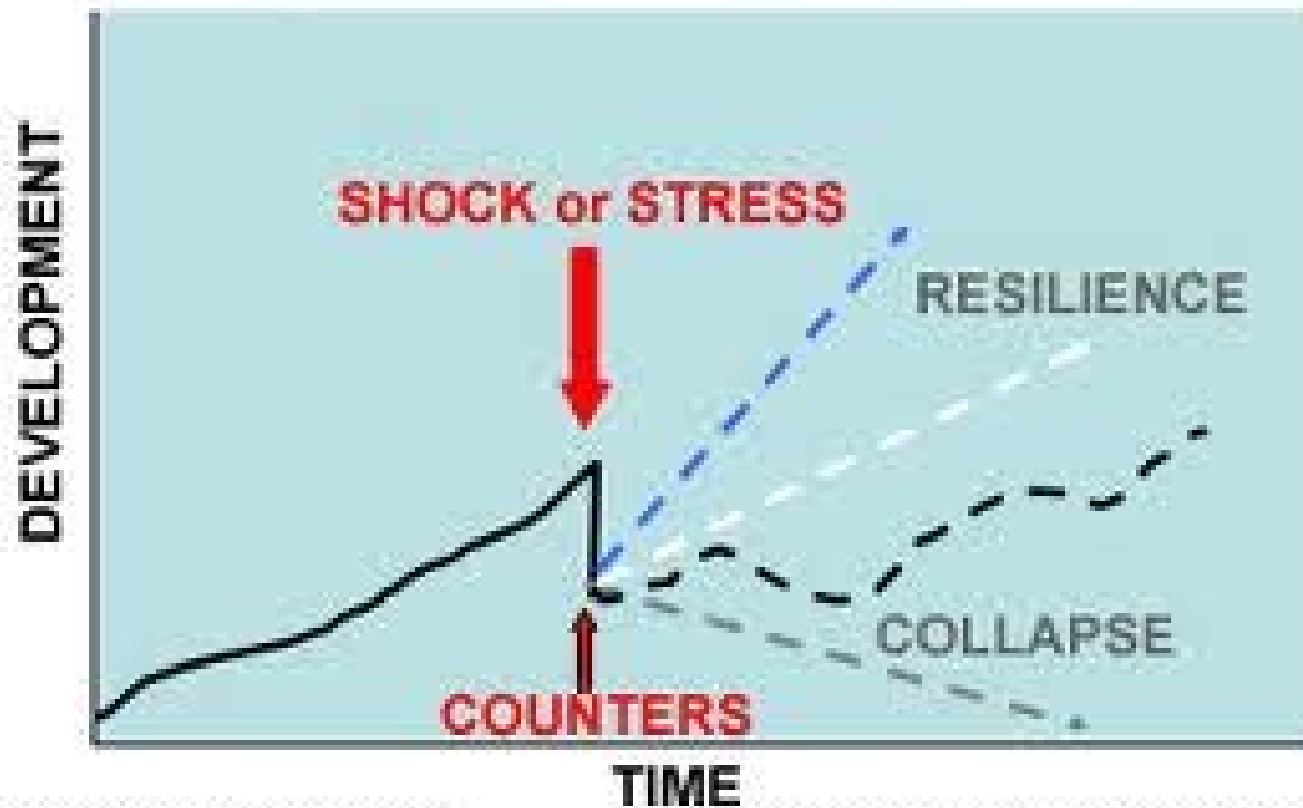
Source: Holling, 1987

Acknowledging Linked, Complex, & Unpredictable Change



Acknowledging Different Outcomes from Changes

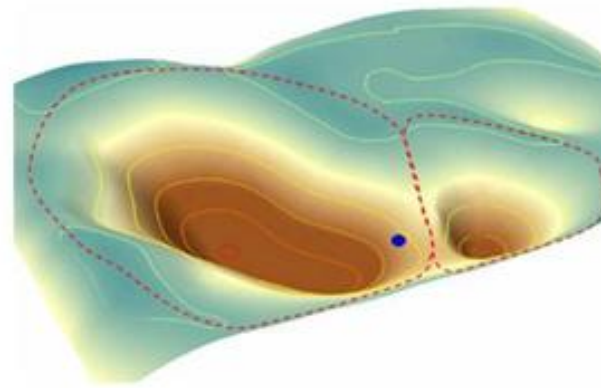
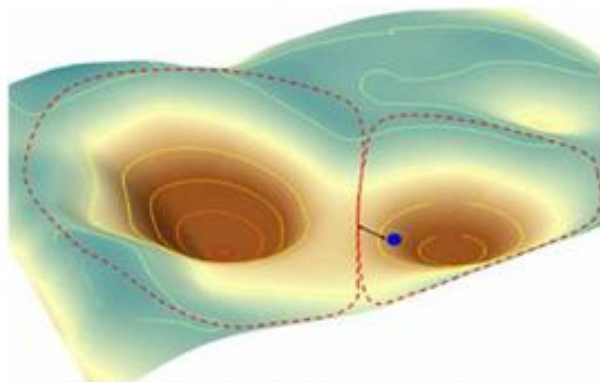
Figure 1 - Concept of resilience



Acknowledging that Transformations are Possible

system dynamics, never at rest:

the ball in the basin, the 'stability landscape'



- the **ball** = the current state of the system
- a **basin** = set of states with same functions and feedback (regime); acts as a basin of attraction: the system (= ball) moves to bottom (= equilibrium state, = attractor) but also moves elsewhere because of inner dynamics; multiple regimes
- **shape of basin** is constantly changing due to changing (external) conditions; therefore also position of ball changes: the system is **never in 'stable-perfect' equilibrium**
- **dotted line** = a threshold, after crossing this tipping point, the system tends towards a different equilibrium (because of a change in feedbacks that drive the system's dynamics)

phosphorus input

regime shift



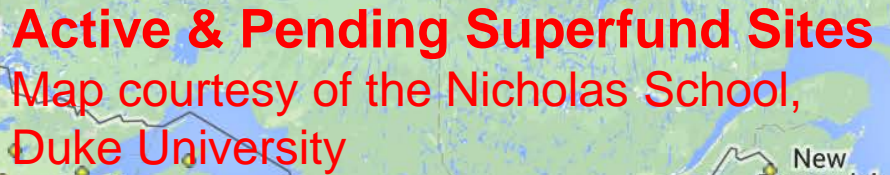
clear lake

murky, eutrophic lake

Consequences for Environmental & Natural Resources Law

- Laws that reduce existing stressors on ecosystems are even more important.
- We need a strong precautionary principle.
- We need to increase protections for ecosystems and habitats and open more corridors.
- Population and consumption have to be part of the discussion.

GS



Florida Keys



375 ppm
+1°C

2010

ing Pre
X: Cor

Jamaica



450-500 ppm
+2°C



> 500 ppm
>+3°C

2010

Above a 1oC in often rapidly fo species. In the 1 board increase : are often subst very substantia numbers of exti major increases

5.1 Impac

- Australia: Kakadu wetlands (9)
- Bangladesh: mangroves and wetlands (8)
- Europe: Mediterranean coast (7)
- Europe: Baltic coast (6)
- Europe: Atlantic coast (5)
- USA, Delaware: floods (4)
- USA: wintering bird habitats (3)
- USA: S. New England wetlands (2)
- World: coastal wetland loss (low) (1b)
- World: coastal wetland loss (high) (1b)



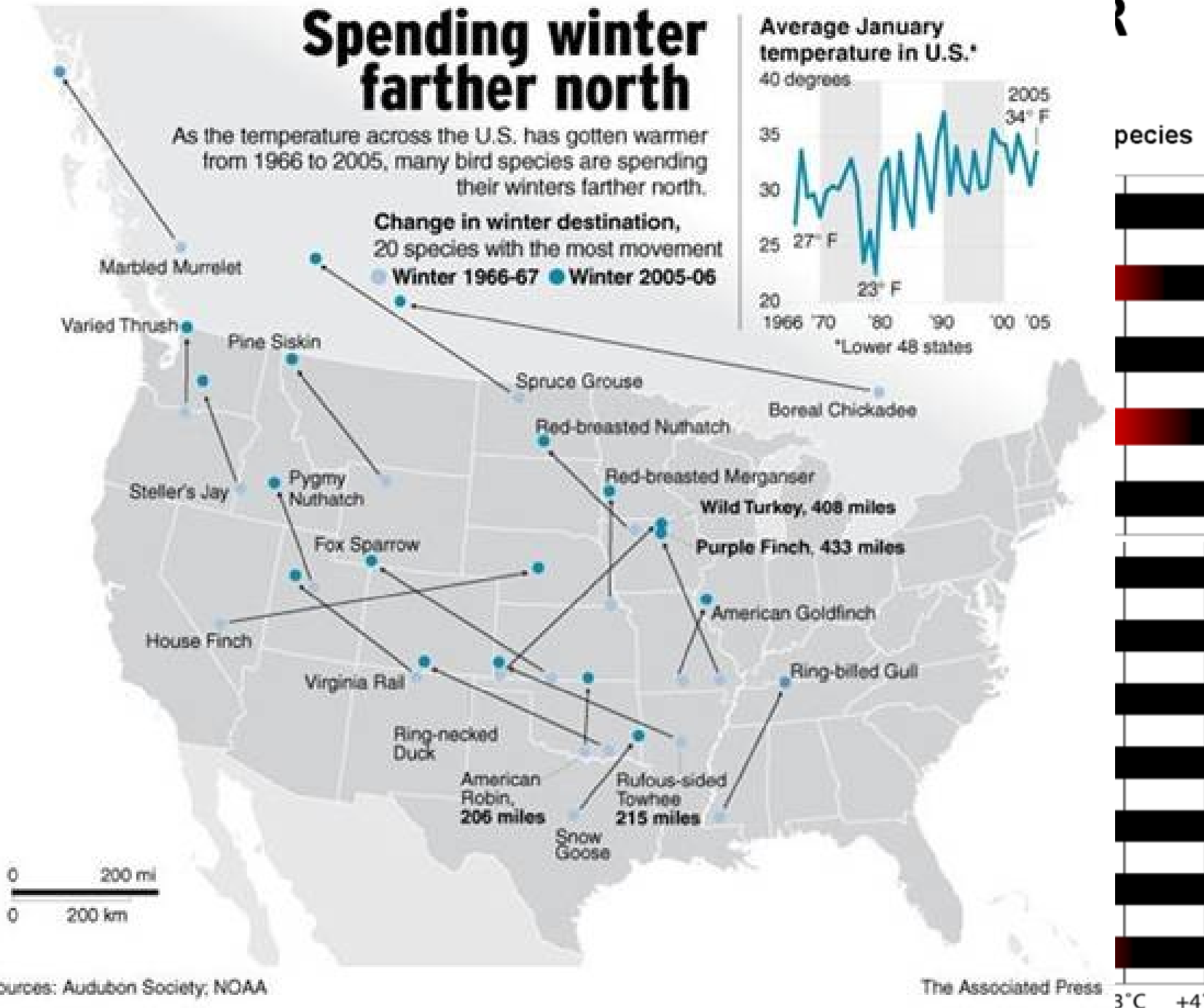
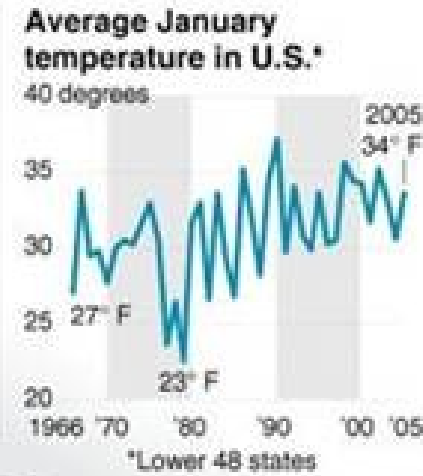
Relationship be temperature an production, wa
Bill Hare 2005

Sources: Audubon Society; NOAA

Spending winter farther north

As the temperature across the U.S. has gotten warmer from 1966 to 2005, many bird species are spending their winters farther north.








Change in winter destination, 20 species with the most movement
● Winter 1966-67 ● Winter 2005-06

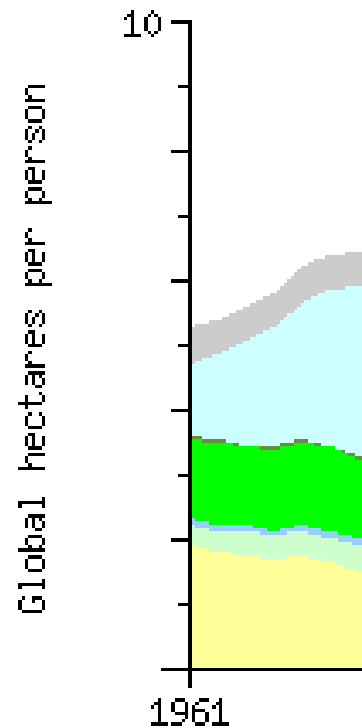


The Associated Press

3°C +4°C

How many planets we'd need if everyone lived like a resident of the following:

Balanced Budget	Global Deficit
USA 5 Planets	
UK 3.4	
Argentina 1.7	
South Africa 1.5	
China 1.0	
India 0.4	
World Average 1.4	



- Built Land
- CO2 Absorption
- Nuclear
- Wood Fuel
- Timber
- Fisheries
- Pasture
- Cropland

The Empowerment

- **Resilience thinking warns us that undesirable transformations are possible, and in some cases, maybe, inevitable.**
- **HOWEVER, resilience thinking also teaches us that we can work to avoid the socio-ecological transformations we REALLY don't want.**

And One Last Point . . .

Resilience thinking also counsels us that if we don't get serious about mitigation, the climate change trickster will play a bigger and bigger role in our lives, in ways that make us increasingly uncomfortable.



Trickster Print by Bill Lewis

THANK YOU

