



**THE LEGAL REGULATION OF
ENVIRONMENTAL RISK**

**IN THE EU AND THE UNITED STATES:
INNOVATION, BUREAUCRACY, AND
DEMOCRACY AT A CROSSROADS**

Tom Page, Esq.

The Common Ground in Risk Regulation:

1. THE PRECAUTIONARY PRINCIPLE

2. “HOLISTIC” REGULATION

3. EXTENDED PRODUCER
RESPONSIBILITY (“EPR”)

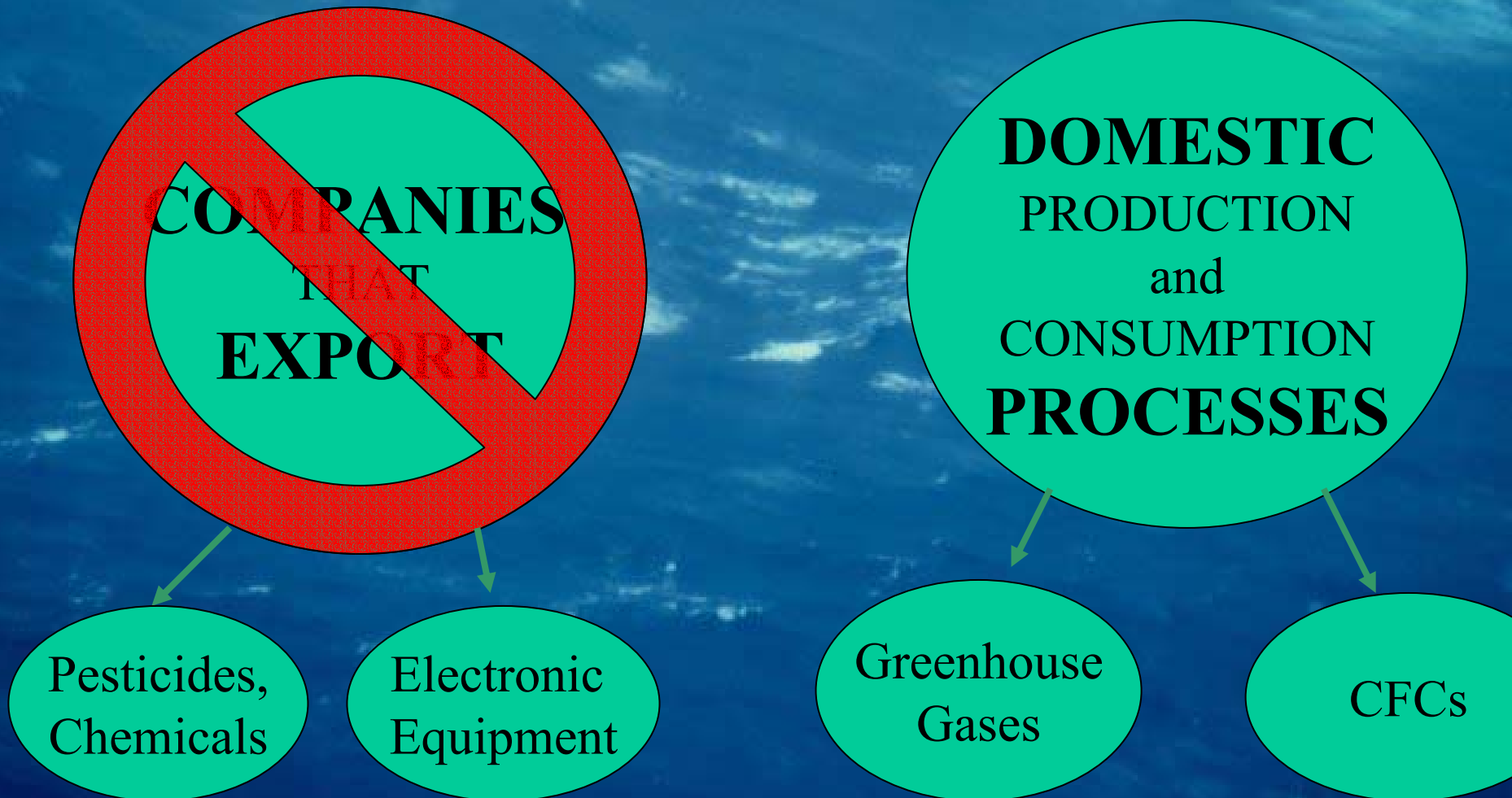
4. RISK-RISK TRADEOFFS

5. SHIFTING THE DATA BURDEN
TO THE PRIVATE SECTOR

6. “CUMULATIVE RISK”

7. COST BENEFIT ANALYSIS (“CBA”)

The Fundamental Distinction in Global Risk Regulation under WTO/GATT

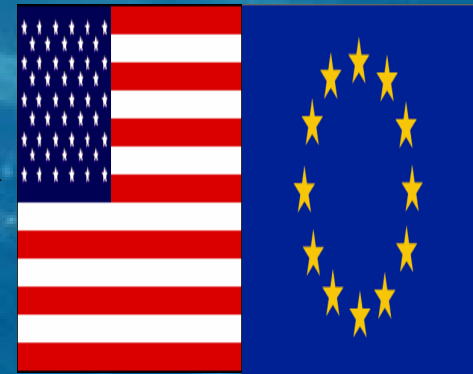


REACH
(chemicals)

WEEE
(waste from electric
and electronic
equipment)

ROHs
(restriction of
hazardous
substances)

ISO 14000



THE PRECAUTIONARY PRINCIPLE AND CULTURAL DIFFERENCES



Mad Cow Disease

Prescription Drugs

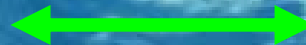
CFCs



Hormones in Beef

GMOs

Climate Change



**Climate
Change**

THE COMING DECADE

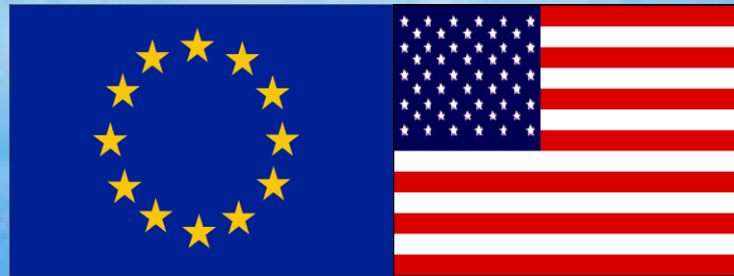
DEMOCRATIZATION OF RISK

ECOSYSTEM CARRYING CAPACITY

**STANDARDIZATION OF
RISK BENCHMARKS**

**THE GLOBAL COMMONS:
INTERNATIONAL CONFLICT
AND
TECHNOLOGY TRANSFER**

CONCLUSION



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